

ORDINANCE NO. 2018-117

AN ORDINANCE AMENDING SECTION 501.13 OF THE KENT CODIFIED ORDINANCES, TITLED "CIVIL OFFENSES", TO CORRECT AND CLARIFY SOME LANGUAGE REGARDING FINES AND PROCEDURES, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent previously passed Section 501.13 of the Codified Ordinances establishing procedures for civil offenses; and

WHEREAS, several subsections need to be corrected and clarified; and

WHEREAS, Kent City Council wishes to make those changes as soon as possible.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Kent, Portage County, Ohio, at least three-fourths (3/4) of all members elected thereto concurring:

**SECTION 1.** The Council does hereby accept the amendments to the Section 501.13 of the Codified Ordinances of the City of Kent as shown on the Exhibit "A", attached hereto and made a part hereof.

**SECTION 2.** That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

**SECTION 3.** That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of this City, for which reason and other reasons manifest to this Council this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED: October 17, 2018  
Date

Fiala  
Jerry T. Fiala  
Mayor and President of Council

EFFECTIVE: October 17, 2018  
Date

ATTEST: Tara Grimm  
Tara Grimm, MMC  
Clerk of Council

I, TARA GRIMM, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF ORDINANCE No. \_\_\_\_\_, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON \_\_\_\_\_, 20\_\_\_\_\_.

(SEAL)

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TARA GRIMM, MMC  
CLERK OF COUNCIL

## EXHIBIT "A"

### 501.13 CIVIL OFFENSES

- (a) **Civil Offenses:** A property owner who violates a standard of conduct set forth in a section or chapter of the Kent Codified Ordinances listed in Section 501.13(b) is liable for the civil offense fine specified in Section 501.13~~(n)~~**(m)**. Neither the City of Kent, the State of Ohio, the United States Government, nor any other political subdivision, is liable for a civil fine imposed pursuant to this Chapter.
  
- (b) **Qualifying Civil Offenses:** A property owner who violates a standard of conduct set forth in Sections **505.22**, 521.13; 521.15; 521.16; any part of Chapter 551; any Section of Chapter 11 of the City of Kent Zoning and Planning Code; any Section of Chapter 13 of the City of Kent Building Code; and/or any Section of Chapter 14 of the City of Kent Property Maintenance, Housing and Enforcement Code shall be deemed an offending property owner and is liable for the civil offenses specified in Section 501.13(n).