

RESOLUTION NO. _____

A RESOLUTION DECLARING IT NECESSARY TO REMOVE AND CONSTRUCT NEW SIDEWALKS IN 2026 AT VARIOUS LOCATIONS IN THE CITY OF LORAIN, REQUIRING THAT ABUTTING PROPERTY OWNERS CONSTRUCT THE SAME AND DECLARING AN EMERGENCY.

WHEREAS, a formal complaint has been made with itemized sections of sidewalk throughout the City that are considered unsafe; and,

WHEREAS, various sidewalks throughout the City have been inspected and determined unsafe by the engineering department; and,

WHEREAS, Ohio Revised Code 729 allows the city to assess the costs of installing sidewalks on properties; and,

WHEREAS, the city would like these sidewalks replaced for the health, safety, and welfare of the citizens in this area.

BE IT RESOLVED, by Council of the City of Lorain, Lorain County, Ohio:

SECTION 1. That it is necessary to construct sidewalks in the City of Lorain in accordance with provisions of Section 729 of the Ohio Revised Code and Chapter 903, Section 903.06 of the Codified Ordinance of the City of Lorain, and the specifications and estimate of cost heretofore prepared by the City Engineer and now on file in the office of the Engineering Department for the properties identified in Exhibit A.

SECTION 2. That the owner of the lot and lands bounding and abutting upon the proposed sidewalk shall construct in accordance with said Sections and the specifications now on file, the portions of such sidewalk abutting on their respective properties within a period of thirty (30) days after the service of notice of passage of this resolution; and, if such construction shall not be completed within such period of third (30) days after the service of notice of passage of this resolutions, then this Council shall have the same done and the entire cost thereof shall be assessed up on the property of each defaulting owner and made in lien thereon, to be collected in a manner provided by law, with penalty and interest as provided by law.

SECTION 3. That the Clerk of this Council is directed to cause a written notice of the passage of this resolution to be served as required by law.

SECTION 4. The specifications and estimate of cost for said construction as attached as Exhibit A are hereby approved.

SECTION 5. That it is found and determined that all formal action of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting 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, included in Section 121.22 of the Ohio Revised Code.

SECTION 6. This resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare and for the further reason that the immediate construction of such sidewalk is urgently required to permit safe passage by persons using said street and to eliminate existing hazards to pedestrians.

PASSED: _____, 2026

PRESIDENT OF COUNCIL

ATTEST: _____, CLERK

MAYOR

APPROVED: _____, 2026