

# City of Niles, Ohio

SPONSORED BY: FINANCE COMMITTEE  
AUTHORIZED BY: SOLLITTO

DRAFT NO. 108-24

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE APPROVING A THEN AND NOW PAYMENT REQUEST TO PROQUALITY DEMOLITION FOR DEMOLITION OF PROPERTY LOCATED AT 404 GRANT STREET; APPROPRIATING THE NECESSARY FUNDS; AND, DECLARING AN EMERGENCY

WHEREAS, an emergency demolition was needed;

WHEREAS, the invoice for the demolition is due and payable;

WHEREAS, Council desires to authorize payment to ProQuality Demolition for \$45,875.00.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: Council hereby authorizes payment to ProQuality Demolition for \$45,875.00.

SECTION 2: Council hereby authorizes the following appropriation:

APPROPRIATION FROM UNAPPROPRIATED FUNDS		
FUND	ACCOUNT NUMBER	DESCRIPTION Appropriation
101 - GENERAL	101-1050-53750	Demolition \$45,875.00
<b>Total Appropriation</b>		<b>\$45,875.00</b>

SECTION 3: This Ordinance is hereby declared to be an emergency measure in the interest of the public health, safety and welfare, for the reason that the funds are necessary for the operation of the demolition of the property located at 404 Grant Street. As such an emergency measure, this Resolution shall take effect upon passage by Council and approval by the Mayor.

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

\_\_\_\_\_  
PRESIDENT OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the \_\_\_\_\_ day of \_\_\_\_\_, 2024 and signed by me as such Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
MAYOR

# City of Niles, Ohio

SPONSORED BY: SAFETY  
AUTHORIZED BY: SHEELY

DRAFT NO. 109-24

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AUTHORIZING THE SALE OF DECOMMISSIONED POLICE CRUISER TO CHAMPION TOWNSHIP AS IT IS NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE BY THE CITY; AND DECLARING AN EMERGENCY

WHEREAS, Council has determined that the decommissioned vehicle, a 2017 Ford Explorer PIU, VIN 1FM5K8AR7HGB47037, is no longer needed for any municipal purpose by the City.

WHEREAS, Champion Township will purchase the vehicle from the City for \$9,500.00.

THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: That Council finds that the decommissioned 2017 Ford Explorer PIU, VIN 1FM5K8AR7HGB47037, is not needed for any municipal purpose by the City.

SECTION 3: That Champion Township will purchase the vehicle from the City for \$9,500.00.

SECTION 3: That this Ordinance is hereby declared to be an emergency measure in the interests of the public health, safety, and welfare because the immediate sale of such decommissioned municipal property is necessary in order to secure the most value for the property. As such an emergency measure, this Ordinance shall take effect upon passage by Council and approval by the Mayor.

PASSED: \_\_\_\_\_  
ATTEST: \_\_\_\_\_

CLERK OF COUNCIL

\_\_\_\_\_  
PRESIDENT OF COUNCIL

Received by the Mayor of the City of Niles this \_\_\_\_\_ day of \_\_\_\_\_, 2024, and approved by me as such Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
MAYOR

# City of Niles, Ohio

SPONSORED BY: SAFETY  
AUTHORIZED BY: SHEELY

DRAFT NO. 110-24

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AUTHORIZING THE DISPOSAL OF POLICE TASERS TO BROOKFIELD TOWNSHIP AS THEY ARE NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE BY THE CITY; AND DECLARING AN EMERGENCY

WHEREAS, Council has determined that the police tasers are no longer needed for any municipal purpose by the City.

WHEREAS, Brookfield Township will purchase taser packages from the City for \$3,000.00, as identified in the attached Invoice.

THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: That Council finds that the police tasers are not needed for any municipal purpose by the City.

SECTION 3: That Brookfield Township will purchase the taser packages from the City for \$3,000.00.

SECTION 3: That this Ordinance is hereby declared to be an emergency measure in the interests of the public health, safety, and welfare because the immediate sale of such municipal property is necessary in order to secure the most value for the property. As such an emergency measure, this Ordinance shall take effect upon passage by Council and approval by the Mayor.

PASSED: \_\_\_\_\_  
ATTEST: \_\_\_\_\_

CLERK OF COUNCIL

\_\_\_\_\_  
PRESIDENT OF COUNCIL

Received by the Mayor of the City of Niles this \_\_\_\_\_ day of \_\_\_\_\_, 2024, and approved by me as such Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
MAYOR



**Tasers for Brookfield Twp. PD – 06/18/24**

7 Taser X2 Handles, serial numbers below

- X3000CA12
- X300040R8
- X30004WYF
- X300040XY
- X3000410W
- X300042AR
- X30005XC8

28 Taser X2 25' Cartridges, serial numbers below

- C620AT0AX
- C620ATCXX
- C620ATD11
- C620AT51N
- C620ATCRP
- C620APYMH
- C620AT0YW
- C620ATD36
- C620ARYT3
- C620ATCN9
- C620AT023
- C620APY4D
- C620AT0KY
- C620APYEE
- C620APYDE
- C620APYMC
- C620ARYND
- C620AT056
- C620AT0MT
- C620AT0M7
- C620APY9T
- C620AT52T
- C620AT52D
- C620AT037
- C620ATCV3
- C620AT10K
- C620APYDY





# City of Niles, Ohio

SPONSORED BY: FINANCE  
AUTHORIZED BY: SOLLITTO

DRAFT NO. 111-24

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AUTHORIZING THE TRANSFER OF MONIES FROM VARIOUS ACCOUNTS TO THE UNCLAIMED FUND 663 AS SEVERAL CHECKS REMAIN UNCASHED FOR MORE THAN ONE HUNDRED AND EIGHTY DAYS (180), AND, DECLARING AN EMERGENCY

Whereas, the Treasurer identified numerous stale checks that remain uncashed for more than six months; and,

Whereas, the amount of the checks uncashed is Three Thousand Three Hundred Thirty-Six Dollars and 17/100 cents (\$3,336.17) from various City accounts; and,

Whereas, the Ohio Revised Code 9.39 requires unclaimed funds to be held in a Trust Fund until claimed by the owner. If the monies remain unclaimed for five years, then the money shall revert into the General Fund; and,

Whereas, Council desires to authorize transfer of the unclaimed funds to the Unclaimed Fund 663 Trust Fund.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: That Council hereby authorizes the transfer of the sum of Three Thousand Three Hundred Thirty-Six Dollars and 17/100 cents (\$3,336.17) from various City funds to the Unclaimed Fund 663.

SECTION 2: That this Ordinance is hereby declared to be an emergency measure in the interests of the public health, safety, and welfare so that the City may comply with the Ohio Revised Code 9.39. As such an emergency measure, this Ordinance shall take effect upon passage by Council and approval by the Mayor.

Passed: \_\_\_\_\_

\_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_

Clerk of Council

Received by the Mayor of the City of Niles this \_\_\_\_\_ day of \_\_\_\_\_, 2024,  
and approved by me as such Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
Mayor



# City of Niles, Ohio

SPONSORED BY: COUNCIL AS A WHOLE  
AUTHORIZED BY: ALL MEMBERS

DRAFT NO. 113-24

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO CONTRACT WITH NECO TO REPLACE RF TRANSMITTERS AND PROCODER REGISTERS, APPROPRIATING THE NECESSARY FUNDS, AND, DECLARING AN EMERGENCY

WHEREAS, certain outside transmitters and registers are not functioning properly; and

WHEREAS, this equipment needs to be replaced to ensure correct metering and billing of water usage.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: That the Service Director is hereby authorized to enter into a service contract with NECO for Professional Services to replace existing water meters that have not been able to be read by the City of Niles and to replace the following:

1. 2815 R900 RF Transmitter
2. 2300 ProCoder Register
3. 2300 Installation

SECTION 2: Council hereby authorizes the following appropriation:

APPROPRIATION FROM UNAPPROPRIATED FUNDS			
FUND	ACCOUNT NUMBER	DESCRIPTION	Appropriation
501 - WATER	501-5151-56300	Equipment Purchases	\$263,570.52
503 - SEWER	503-5353-56300	Equipment Purchases	\$263,570.52
<b>Total Appropriation</b>			<b>\$527,141.04</b>

SECTION 3: That this Ordinance is hereby declared to be an emergency measure in the interest of the public health, safety, and welfare so that the equipment may be replaced immediately. As such an emergency measure, this Ordinance shall take effect upon passage by Council and approval by the Mayor. If not so passed as an emergency measure, it shall become effective at the earliest date allowed by law.

PASSED: \_\_\_\_\_ PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the \_\_\_\_\_ day of \_\_\_\_\_, 2024.  
and signed by me as such Mayor on the \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
MAYOR

# City of Niles, Ohio

SPONSORED BY: COUNCIL AS A WHOLE  
AUTHORIZED BY: ALL MEMBERS

DRAFT NO. 114-24

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING THE MAYOR AND/OR SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT FOR THE SALT SPRINGS PHASE ONE WATERLINE REPLACEMENT PROJECT; AND, DECLARING AN EMERGENCY

WHEREAS, the City has received a grant from Ohio Department of Development in Partnership with the Ohio Environmental Protection Agency Water and Wastewater Infrastructure Grant Program for the Salt Springs Phase One Waterline Replacement project; and,

WHEREAS, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the Ohio Department of Development in Partnership with the Ohio Environmental Protection Agency Water and Wastewater Infrastructure Grant Program; and,

WHEREAS, the engineer's estimate of the total of the project is approximately \$636,123.00.

WHEREAS, bidding will be conducted in accordance with the Ohio Revised Code.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: That Council hereby authorizes the Mayor and/or Service Director, in cooperation with the Ohio Department of Development in Partnership with the Ohio Environmental Protection Agency Water and Wastewater Infrastructure Grant program, to advertise for bids and enter into contract for the Salt Springs Phase One Waterline Replacement project.

SECTION 2: This Resolution is declared to be an emergency measure in the interest of the public health, safety and welfare and to allow the bidding process to begin at the earliest possible date. As such an emergency measure, this Resolution shall take effect upon passage by Council and approval by the Mayor.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_

\_\_\_\_\_  
CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the \_\_\_\_\_ day of \_\_\_\_\_, 2024 and signed by me as such Mayor on the \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
MAYOR

# City of Niles, Ohio

SPONSORED BY: COUNCIL AS A WHOLE  
AUTHORIZED BY: ALL MEMBERS

DRAFT NO. 115-24

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO DIRECT PURCHASE VIP UTILITY BILLING LICENSE AND SERVICES FROM SOFTWARE SOLUTIONS, APPROPRIATING THE NECESSARY FUNDS, AND DECLARING AN EMERGENCY

WHEREAS, Council authorizes a direct purchase as a sole source provider of this type of software service and compatibility with our existing systems.

WHEREAS, Council desires to direct purchase the billing software from Software Solutions for One Hundred Fifty-One Thousand Eight Hundred Dollars and 00/100 (\$151,800.00).

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: Council authorizes direct purchase of the billing software from Software Solutions for One Hundred Fifty-One Thousand Eight Hundred Dollars and 00/100 (\$151,800.00).

SECTION 2: Council hereby authorizes the following appropriations:

APPROPRIATION FROM UNAPPROPRIATED FUNDS		
FUND	ACCOUNT NUMBER	DESCRIPTION      Appropriation
501 - WATER	501-5151-56800	Technology      \$50,600.00
502 - LIGHT	502-5252-56800	Technology      \$50,600.00
503 - SEWER	503-5353-56800	Technology      \$50,600.00
<b>Total Appropriation</b>		<b>\$151,800.00</b>

SECTION 3: This Ordinance is hereby declared to be an emergency measure in the interest of the public health, safety, and welfare for the reason that the billing software can be purchased at the earliest possible date. As such an emergency measure, this Ordinance shall take effect upon passage by Council and approval by the Mayor.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the \_\_\_\_\_ day of \_\_\_\_\_, 2024 and signed by me as such Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
MAYOR

# City of Niles

SPONSORED BY: FINANCE  
AUTHORIZED BY: SOLLITTO

DRAFT NO. 117-24

ORDINANCE NO. \_\_\_\_\_

## AN ORDINANCE AUTHORIZING EXPENDITURES FROM THE LOCAL FISCAL RECOVERY FUND 210

WHEREAS, the City of Niles established the Local Fiscal Recovery Fund 210 to separately account for any funds received through the American Rescue Plan (ARP) Act of 2021 so as to be in compliance with the Federal Funding Accountability and Transparency Act (FFATA); and

WHEREAS, the Department of the Treasury and the Auditor of the State have identified the following broad category of allowable uses of the funds:

- a. To respond to the public health emergency or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;
- b. To respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers;
- c. For the provision of government services to the extent of the reduction in revenue due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year prior to the emergency; and
- d. To make necessary investments in water, sewer, or broadband infrastructure.

WHEREAS, pursuant to the recommendation from the Auditor of the State of Ohio, Council desires to document the rationale for various expenditures explaining how the expenditures meet the legal requirements of the American Recue Plan.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: Council hereby establishes the following expenditures meet the legal requirements of the American Rescue Plan for responding to the public health emergency and making necessary investments in water and sewer infrastructure:

1. Meter upgrades in the amount of \$109,483.97.

SECTION 2. This Ordinance shall take effect at the earliest time permitted by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_

CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the \_\_\_\_\_ day of \_\_\_\_\_, 2024 and signed by me as such Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
MAYOR

# City of Niles, Ohio

SPONSORED BY: FINANCE  
AUTHORIZED BY: SOLLITTO

DRAFT NO. 112-24

ORDINANCE NO. \_\_\_\_\_

## AN ORDINANCE APPROVING THE FORM AND AUTHORIZING THE EXECUTION OF BLUE CREEK WIND SCHEDULE WITH AMERICAN MUNICIPAL POWER, INC. AND TAKING OF OTHER ACTIONS IN CONNECTION THEREWITH

WHEREAS, the City of Niles, Ohio (“the City”) owns and operates an electric utility system for the sale of electric capacity and associated energy for the benefit of its customers; and

WHEREAS, in order to satisfy the electric capacity and energy requirements of its electric utility system, the City has heretofore purchased, or desires to purchase in the future, economical, reliable and environmentally sound capacity and energy and related services from, or arranged by, American Municipal Power, Inc. (“AMP”), of which The City is a Member; and

WHEREAS, AMP is a nonprofit corporation, organized to own and operate facilities, or to provide otherwise, for the generation, transmission or distribution of electric capacity and energy, or any combination thereof, and to furnish technical services on a cooperative, nonprofit basis, for the mutual benefit of AMP members (“Members”), such Members, including the City, being political subdivisions that operate, or whose members operate, municipal electric utility systems; and

WHEREAS, the City, acting individually, and through AMP with other political subdivisions of this and other states that own and operate electric utility systems jointly, endeavors to arrange for reliable, environmentally sound and reasonably priced supplies of electric capacity and energy and related services for ultimate delivery to its customers; and

WHEREAS, it is efficient and economical to act jointly in such regard; and

WHEREAS, the City has previously entered into a Master Services Agreement with AMP, AMP Contract No. C-11-2005-4429 (the “MSA”), which contemplates that The City may enter into various schedules for the provision of capacity and associated energy and related services from AMP to The City; and

WHEREAS, certain Members, including the City, have determined that they can utilize additional sources of reliable and economical wind-generated electric capacity and energy on a long-term basis, and have requested that AMP arrange for the same by acquiring interests through a purchased power agreement (PPA) in certain wind energy facilities; and

WHEREAS, in furtherance of this purpose, AMP has entered into a purchase power agreement (“Blue Creek Wind PPA”) with Avangrid Renewables, LLC (the “Developer”) under the terms of which AMP will purchase<sup>1</sup> and Developer will supply and sell up to 254 MWac of capacity and associated energy and environmental attributes from the Blue Creek Wind generation project located in PJM footprint for a period of up to five (5) years; and

WHEREAS, it is necessary and desirable for the City to enter into a schedule to the MSA to provide for an additional source of capacity, energy and environmental attributes; and

WHEREAS, through approval and execution of the Blue Creek Wind Schedule authorized below, Members now have the right, but not the obligation, to authorize and request AMP to acquire capacity and energy through the Blue Creek Wind PPA; and

WHEREAS, prior to the adoption of this Ordinance AMP has (i) informed the City of the terms of the Blue Creek Wind Schedule; (ii) provided The City the opportunity to review the anticipated form of the Blue Creek Wind PPA; and (iii) offered representatives of The City the opportunity to ask such questions, review data and reports, conduct inspections and

otherwise perform such investigations with respect to, as applicable, the acquisition of capacity and energy and the terms and conditions of the Blue Creek Wind Schedule authorized below as The City deems necessary or appropriate in connection herewith; and

WHEREAS, the City requests and authorizes AMP to explore an arrangement whereby AMP may prepay all or a portion of AMP's obligations to purchase energy, capacity and environmental attributes at some point during the term of the Blue Creek Wind PPA and finance the prepayment on behalf of the City through the issuance of bonds by AMP in order to achieve additional savings on the capacity, energy and environmental attributes derived from the Blue Creek Wind PPA that AMP can pass through to The City ("Prepay Agreement") subject to the additional requirements set forth in the Blue Creek Wind Schedule.

WHEREAS, after due consideration, the City has determined it is reasonable and in its best interests to proceed as authorized herein below and requests and authorizes AMP to acquire capacity and energy from the Developer upon the terms and conditions set forth in the Blue Creek Wind PPA.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NILES, OHIO:

SECTION 1. That the Blue Creek Wind Schedule between the City and AMP, substantially in the form attached hereto or on file with the Clerk, including Exhibits thereto, is approved, and the Authorized Representative of the City, identified below, is hereby authorized to execute and deliver the Blue Creek Wind Schedule with such changes as the Authorized Representative may approve as neither inconsistent with this Ordinance nor materially detrimental to the City, his or her execution of the Blue Creek Wind Schedule to be conclusive evidence of such approval. For purposes of this Ordinance, the City's Authorized Representative is the Service Director.

SECTION 2. That the Authorized Representative is hereby authorized to (i) acquire under the Blue Creek Wind Schedule, authorized above, at a price of up to \$59.00/MWh, a Contract Amount as defined in that Schedule of up to 9,000 kW, without bid, and (ii) make any determinations and approvals required thereunder, if any, as the Authorized Representative shall deem necessary and advisable.

SECTION 3. If any section, subsection, paragraph, clause or provision or any part thereof of this Ordinance shall be finally adjudicated by a court of competent jurisdiction to be invalid, the remainder of this Ordinance shall be unaffected by such adjudication and all the remaining provisions of this Ordinance shall remain in full force and effect as though such section, subsection, paragraph, clause or provision or any part thereof so adjudicated to be invalid had not, to the extent of such invalidity, been included herein.

SECTION 4. That this Ordinance shall take effect at the earliest date allowed by law.

SECTION 5. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in conformance with applicable open meetings laws and that all deliberations of this Council and of any committees that resulted in those formal actions were in compliance with all legal requirements including any applicable open meetings requirements.

Passed: \_\_\_\_\_

\_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_

\_\_\_\_\_  
Clerk of Council

Received by the Mayor of the City of Niles this \_\_\_\_\_ day of \_\_\_\_\_, 2024, and approved by me as such Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
Mayor

# City of Niles, Ohio

SPONSORED BY: SAFETY  
AUTHORIZED BY: SHEELY

DRAFT NO. 116-24

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING NILES CODIFIED ORDINANCE 547.02 (NCO), AND  
DECLARING AN EMERGENCY

WHEREAS, the NCO 547.02 currently provides a homeowner 5 days' notice to remove  
grass over six inches prior to enforcement;

WHEREAS, Council desires to limit the notice requirement to the first violation of NCO  
547.02 per calendar year. Therefore, notice shall not be required for any subsequent violations of  
the six-inch grass height requirement prior to enforcement under NCO 547.01 et seq.

WHEREAS, Council also desires to clarify that the notice requirements shall not preclude  
enforcement of any other chapters of the Niles Codified Ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NILES,  
STATE OF OHIO:

SECTION 1: Council hereby authorizes the following amendment to NCO 547.02 which  
currently reads:

**547.02 Removal Of Grass Or Weeds; Notice**

It shall be the duty of the owner, occupant or agent in charge of any land in the City to  
remove from such land any grass or weeds thereon of six or more inches in height within  
five days after notice from the Service Director or the designated agent to do so. However,  
the foregoing provisions shall not apply to land within the City used exclusively for  
agricultural purposes.

Shall now read:

**547.02 Removal Of Grass Or Weeds; Notice**

- a) It shall be the duty of the owner, occupant or agent in charge of any land in the City to  
remove from such land any grass or weeds thereon of six or more inches in height.  
Upon receipt of notice from the Service Director or the designated agent the property  
owner, occupant, or agent shall remove the grass or weeds within five calendar days.  
Notice shall not be required prior to enforcement of this ordinance for two or more  
violations of this section per calendar year. However, the foregoing provisions shall  
not apply to land within the City used exclusively for agricultural purposes.
- b) Failure of notice under this section shall not preclude the enforcement of any other  
applicable Niles Codified Ordinances including but not limited, to NCO 1409.01 et seq.

SECTION 2: This Ordinance is declared to be an emergency measure in the interest of the  
public health, safety, and welfare and to allow for the expeditious enforcement of delinquent  
properties. As such an emergency measure, this Ordinance shall take effect upon passage by  
Council and approval by the Mayor.

PASSED: \_\_\_\_\_

PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_

CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the \_\_\_\_\_ day of \_\_\_\_\_, 2024 and signed by me as such Mayor on this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
MAYOR