

19-316

PETITION

City of Akron, Ohio

TO THE COUNCIL OF THE CITY OF AKRON, OHIO:

The undersigned, owner of 100% of the front footage and area to be assessed for the improvement hereinafter described, does respectfully petition the Council for the improvement of:

175 South Main Street, Parcel No. 67-53253

by improving same by as described in the scope of work attached as Exhibit A (the "Scope") at 100% of the cost of the improvement (including all design and construction costs) in twenty semi-annual installments together with appurtenances thereto and request that there shall be assessed upon the lots and lands of the undersigned that portion of the cost.

In consideration of the improvement, the undersigned does further agree to pay promptly all special assessments as they become due and that the determination of the special assessment by the Council for lots and lands of the undersigned will be final, conclusive and binding upon the undersigned.

The undersigned consents and requests that these special assessments be levied and collected without limitation as to the value of the property assessed and waives all the following relating to the improvement and the special assessments:

(1) any and all rights, benefits and privileges specified by Sections 727.03 and 727.06 of the Revised Code or by any other provision restricting these special assessments to 33-1/3% of the actual improved value of the lots and lands as enhanced by the improvement to be made;

(2) any and all rights, benefits and privileges specified by Section 727.04 of the Revised Code or of any other provision limiting special assessments for reimprovement where a special assessment has been levied and paid previously;

(3) any and all damages or claims for damages of whatsoever kind, character or description resulting from the improvement or the making of the improvement, including but not limited to all rights, benefits and privileges specified by Sections 727.18 through 727.22 and Section 727.43 of the Revised Code;

(4) any and all resolutions, ordinances and notices required for the making of the improvement including the notice of the adoption of the resolution of necessity and the filing of estimated special assessments, the equalization of the estimated special assessments, the increase in the cost of labor and materials over the estimated cost and the passage of the assessing ordinance, including but not limited to notices authorized and required by Sections 727.13, 727.16, 727.17, 727.24 and 727.26 of the Revised Code;

(5) any and all irregularities and defects in the proceedings;
and

(6) any and all rights to object to the Scope or the ultimate cost thereof.

The undersigned further consents and requests that all legislation required to be enacted to permit the improvement to commence immediately be enacted at one Council meeting.

COUNTY OF SUMMIT, OHIO

By _____

_____ Date

Print Name _____

Print Title _____

Approved as to form:

Deborah S. Matz, Director,
Department of Law and Risk Management