

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES (844) 224-3338 FORM NO. 30043

Ordinance No. 19-2022 Passed OCTOBER 3, 2022

VILLAGE OF NAVARRE
STARK COUNTY, OHIO
ORDINANCE NO. 19-2022

AN ORDINANCE ENACTING NEW SECTION 10.20 OF THE
VILLAGE OF NAVARRE CODIFIED MUNICIPAL REGULATIONS,
REGARDING REPEAT VIOLATIONS OF ORDINANCES THAT
REQUIRE NOTICE OF VIOLATION BEFORE PROSECUTION
OR VILLAGE "SELF-HELP" ACTION

Whereas, the Codified Municipal Regulations of the Village of Navarre presently contain, or in the future, may contain numerous provisions where, before the Village may take an official action against a person or property, a notice of violation of a prohibition must be delivered to the person, either in person or by certified mail, return receipt requested, and

Whereas, a recurring problem is that persons to whom such notices are provided comply temporarily with the requested action set forth in such notices, following which they repeat the same or substantially similar violations, thus triggering a need under Village Codified Municipal Regulations to deliver the same written notice again, and thus indirectly allowing the same or substantially similar violations to occur unabated during the notice period, and

Whereas, all of the foregoing typically subjects neighbors and other persons living in and visiting the Village to a substantial nuisance and annoyance, which conduct and delay frustrates the Village's ability to enforce its regulations and ordinances which are for the protection of the Village's residents, landowners, and visitors, and

Whereas, Council desires to limit the nuisance and annoyance that continued repeat violations of its regulations and ordinances,

Now Therefore, the Village Council of Navarre, Ohio Ordains as follows, by enacting new Sections 10.20, in its General Provisions, which shall read:

Section 10.20 – Repeat violations of ordinances requiring written notice prior to official action.

(A) *Application.* *This section applies to any other section of these Municipal Regulations that requires that the Village serve a written notice of violation before taking further action against the intended recipient of the notice of violation.*

(B) *Repeat violation after perfection of service of written notice.* *Where service of a required written notice is perfected and is followed by a period of apparent compliance with the applicable municipal regulation, and the notice recipient re-engages in the same or substantially similar conduct in violation of said municipal regulation, then the Village may serve the notice recipient with an ordinary mail dated notice of violation and demand to abate the violation within ten days. Notice shall be deemed to have been completed hereunder on the fourth business day after such notice is mailed from a United States post office box.*

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(C) *If the notice recipient has not abated the violation stated in the notice, in the manner set forth in the notice, within ten days after perfection of said notice, the Village may thereafter take any action authorized in the applicable municipal regulation or ordinance.*

(D) *For this section to apply, the initial notice of violation seeking abatement served to a person shall advise that person that subsequent notices relating to the same or substantially similar conduct will be made under this section.*

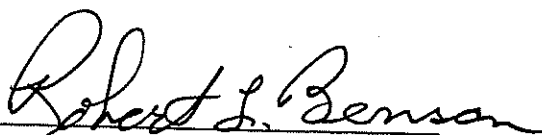
This ordinance shall take effect and be in force immediately upon its adoption by Council and approval by the Mayor.

First reading on August 15, 2022

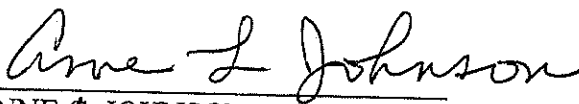
Second reading on September 19, 2022

Third reading and final passage on October 3, 2022

APPROVED on October 3, 2022:


ROBERT L. BENSON, MAYOR

ATTEST:


ANNE L. JOHNSON, CLERK-TREASURER

I, Anne L. Johnson, Clerk-Treasurer for the Village of Navarre, Ohio, do hereby certify that the forgoing is a true copy of Ordinance 19-2022 duly passed and adopted by the Council of the Village of Navarre on the 3rd day of OCTOBER, 2022 as compared by me with the original on file in my office.



I, Anne L. Johnson, Clerk-Treasurer for the Village of Navarre, Ohio, do hereby certify that there is no newspaper in said Village and that publication of the above Ordinance was duly made by posting one copy thereof at the Village of Navarre's website, the Navarre Post Office and the Village Clean Laundromat and that said Ordinance will remain posted for at least fifteen days thereafter.

