



Legislation Details (With Text)

**File #:** 07-0203      **Version:** 2      **Name:** 11/05/07 - Delinquent Sidewalk Improvement Charges  
**Type:** Resolution      **Status:** Passed  
**File created:** 9/27/2007      **In control:** City Council  
**On agenda:** 2/19/2008      **Final action:** 3/3/2008  
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**Title:** Resolution to Transfer Delinquent Sidewalk Improvement Charges to the 2008 City Tax Roll

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 110507 - REVISED Sidewalk Schedule.pdf, 2. 10/15/07 - Sidewalk Schedule A 2007 winter.pdf

Date	Ver.	Action By	Action	Result
3/3/2008	2	City Council	Approved	Pass
2/19/2008	2	City Council		
2/19/2008	2	City Council	Postponed	Pass
11/5/2007	2	City Council		
11/5/2007	2	City Council	Postponed	Pass
10/15/2007	1	City Council		
10/15/2007	1	City Council	Postponed	Pass

Resolution to Transfer Delinquent Sidewalk Improvement Charges to the 2008 City Tax Roll  
The properties listed in schedule A (attached) were in violation of City Ordinance Code: Chapter 49, Section 4:58, which requires all sidewalks within the City shall be kept and maintained in good repair by the owner of the land. The City as required by Code brought these properties into compliance. Invoices were issued to the property owners, which to date have not been paid. The property owners have been properly notified of the special assessments.

Properties who have identified financial hardship as a barrier to correct the sidewalk deficiencies are not included in this recommendation.

Passage of this resolution will permit the inclusion of these fees on the 2008 tax roll.

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Reviewed by: Sue F. McCormick, Public Services Administrator

Approved by: Roger W. Fraser, City Administrator

Whereas, Of October 23, 2007, there were unpaid charges for sidewalk maintenance to properties within the City;

Whereas, Section 1:292 of the Ann Arbor City Code provides for assessment upon the tax roll for the respective lot or tax parcel for charges which have not been paid in full;

Whereas, Each of the Owners of the respective lots or tax parcels, having been previously invoiced and the charges remaining unpaid, were mailed a certified notice that the City Treasurer would request City Council to adopt a resolution a resolution placing a special assessment upon the lot or tax parcel for the delinquent sidewalk maintenance charges unless the delinquent charge was paid by October 23, 2007; and

Whereas, The notice period specified by City Code has lapsed and a list of the remaining unpaid charges has been filed with the City Clerk, a copy of which is incorporated in "Schedule A."

RESOLVED, That City Council approve levy as a special assessment against each lot or tax parcel listed on Schedule A the unpaid charge for sidewalk maintenance charges together with a penalty of ten percent (10%) of the amounts, against the lots or tax parcels chargeable on the tax roll, subject to the following in accordance with Section 1:292 of the Ann Arbor City Code:

1. The City Treasurer shall confirm that the unpaid charges on Schedule A remain outstanding as of the date of adoption of this Resolution, and if necessary make revisions to Schedule A to reflect any payments made between the notice deadline and the date of adoption of this Resolution.
2. The City Clerk shall publish in a newspaper of general circulation or send notice by first class mail stating the basis of the assessment, the amount to be assessed against each lot or tax parcel on Schedule A, and a time, not less than 30 days within which payment shall be made to the City Treasurer;
3. The City Treasurer shall, after the lapse of the time specified in 2 above charge each lot or tax parcel the delinquent amount and penalty on the 2008 City tax roll to be collected in the same manner as general City taxes; and

RESOLVED, That the City Administrator be authorized to take any necessary administrative actions to implement this Resolution.