

AN ORDINANCE AUTHORIZING THE CHARGING OF THE ACTUAL COSTS
INCLUDING ADMINISTRATIVE AND OVERHEAD COSTS
IN CERTAIN CASES

WHEREAS, on occasion, even after due notice to the owners of private property to abate certain nuisances occurring thereon, such owners fail to take remedial action and then, to protect the public health, the City must perform the task of abating the nuisance; and

WHEREAS, instances occur where City-owned property is damaged or destroyed by negligent acts of others; and

WHEREAS, it is the goal of the City Council to protect the public from unnecessary costs and expenses by recovering all of the legitimate costs associated with such incidents, including its administrative and overhead costs.

NOW THEREFORE, BE IT ORDAINED BY THE URBANA CITY COUNCIL that the following Ordinance is enacted as Section 2-66 of the Urbana City Code:

Section 1. When the City is authorized by law to remove junk and debris or to mow vegetation on private property or remove dangerous and unsafe structures, the expense of abatement of such matters, including the cost of demolition, shall include, but are not limited to, the actual costs and expenses in time of City employees and the costs of material relating to the efforts of abatement of the nuisance, including overhead and administrative costs associated with such effort, or if the work is contracted out in whole or in part, the full costs of such contract, and title search costs and other related expenses, including reasonable attorney's fees, shall be collected from the person(s) who have created, continued, or suffered the nuisance or dangerous structure to exist, all in addition to any penalty or fine levied.

Section 2. If a person negligently damages or destroys City property, the damages to be recovered by the City from such person (or their insurer) shall include, but are not limited to, the actual costs and expenses in time of City employees and the costs of material relating to the efforts of repairing the damages caused by such person, including overhead and administrative costs associated with such effort, or if the work is contracted out in whole or in part, the full costs of such contract, and title search costs and other related expenses, including reasonable attorney's fees, Reasonable allowances for depreciation shall be made.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a regular meeting of said Council.

1993.

PASSED by the City Council this 15th day of February

Ruth S. Brookens
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 23rd day of February, 1993.

Jeffrey T. Markland
Jeffrey T. Markland, Mayor

