

ORDINANCE NO. 162-14

BY: **ALLAN DIVIS**
(By Request – Mayor)

AN ORDINANCE TO CREATE AND CONVEY CITY-OWNED PROPERTY INTEREST KNOWN AS AN EASEMENT LOCATED ON PERMANENT PARCEL NUMBER 450-18-001 ON STEARNS FARM ON RIDGE ROAD IN THE CITY OF PARMA TO THE PARMA COMMUNITY IMPROVEMENT CORPORATION, AND DECLARING AN EMERGENCY

WHEREAS, the Parma Community Improvement Corporation (PCIC) is the City of Parma's non-profit development corporation responsible for the purchase or sale of property for economic development purposes; and,

WHEREAS, the City will convey to the PCIC any lands and interest in such lands owned by the City when determined by Council that such land is not required for municipal purposes, and the conveyance of such land and interest in such land will promote the welfare of the citizens of the City, stabilize the economy, increase employment opportunities in the City, all for the benefit of the citizens of the City; and,

WHEREAS, the City has determined that the City-owned land located on Stearns Farm on Ridge Road and known as a portion of Permanent Parcel Number 450-18-001, is not needed for municipal purposes;

WHEREAS, the PCIC desires to convey an interest on this land as a Conservation Easement to West Creek Preservation Committee for the purposes of preserving, protecting, and maintaining the conservation values of the property in its existing condition, together with the right of access, and of visual access to and view of the property in its existing natural and scenic condition;

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

Section 1. That the City-owned land known as a portion of Permanent Parcel Number 450-18-001 and located on Stearns Farm on Ridge Road in the City of Parma is not needed for municipal purposes.

Section 2. That this Council of the City of Parma hereby authorizes and approves the creation and conveyance of an easement on a portion of Permanent Parcel Number 450-18-001 and located on Stearns Farm on Ridge Road, with the legal description attached hereto as Exhibit "A" and incorporated herein as if fully rewritten, to the Parma Community Improvement Corporation (PCIC).

Section 3. That the City, through the PCIC will convey this City-owned interest known as a portion of Permanent Parcel Number 450-18-001 and located on Stearns Farm on Ridge Road as a Conservation Easement to West Creek Preservation Committee, with the Grant of Conservation Agreement in substantially similar form attached as Exhibit "B".

Section 4. That the Mayor and the Director of Public Service are hereby authorized and directed to execute the Conservation Easement conveying such land to the PCIC in such form as approved by the Law Director, and all other documents necessary to consummate this transaction.

Section 5. That the Clerk of Council and the Auditor are hereby authorized and directed to change the City records, and the Clerk of Council is hereby further ordered to file with the Cuyahoga County Fiscal Officer the Conservation Easement conveying the land, and the City Engineer is hereby directed to change the official map of the City of Parma relative to said conveyance.

Section 6. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 7. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to have the easement conveyed to the Parma Community Improvement Corporation and to the West Creek Preservation Committee in the near future, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____ PRESIDENT OF COUNCIL

ATTEST: _____ APPROVED: _____
CLERK OF COUNCIL

FILED WITH
THE MAYOR: _____ MAYOR, CITY OF PARMA, OHIO