

## ORDINANCE NO. 80-18

BY: **KRISTIN SABAN**  
(By Request – City Engineer)

AN ORDINANCE TO ACCEPT TEMPORARY CONSTRUCTION AND PERMANENT UTILITY EASEMENTS IN CERTAIN PREMISES KNOWN AS PERMANENT PARCEL NUMBERS 445-10-001, 445-10-002, 445-10-003, 445-10-004, AND 445-12-004, AND DECLARING AN EMERGENCY.

WHEREAS, this City Council passed Resolution No 108-17 on June 19, 2017 declaring the necessity and intent of the City of Parma to appropriate sanitary sewer easements in certain real properties known as Permanent Parcel No. 445-10-001 (5511 Broadview Road), Permanent Parcel Nos. 445-10-002/003 (5493 Broadview Road), Permanent Parcel No. 445-10-004 (5487 Broadview Road), and Permanent Parcel No. 445-12-004 (5515 Broadview Road).

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

Section 1. The City of Parma hereby accepts all of the rights, title interest, and obligations in, to and under the terms of that certain “Temporary Construction and Permanent Utility Easement Agreement” between the City of Parma and the “Grantors” being Dennis J. Grencewicz and Gail A. Grencewicz dated December 11, 2017 as recorded on December 20, 2017 in Document #201712200352 of Cuyahoga County Deed Records granting to the City of Parma a perpetual sanitary sewer easement, in, under, across and through certain lands known as Permanent Parcel No. 445-10-001 and more particularly described in the aforesaid Agreement attached hereto as Exhibit “A” and incorporated herein by reference (the “Grencewicz Easement”).

Section 2. The City of Parma hereby accepts all of the rights, title interest, and obligations in, to and under the terms of that certain “Temporary Construction and Permanent Utility Easement Agreement” between the City of Parma and the “Grantor” being John R. Romito dated September 14, 2017 as recorded on December 6, 2017 in Document #201712060561 of Cuyahoga County Deed Records granting to the City of Parma a perpetual sanitary sewer easement, in, under, across and through certain lands known as Permanent Parcel Nos. 445-10-002 and 445-10-003 and more particularly described in the aforesaid Agreement attached hereto as Exhibit “B” and incorporated herein by reference (the “Romito Easement”).

Section 3. The City of Parma hereby accepts all of the rights, title interest, and obligations in, to and under the terms of that certain “Temporary Construction and Permanent Utility Easement Agreement” between the City of Parma and the “Grantor” being Botros Attia dated September 26, 2017 as recorded on December 6, 2017 in Document #201712060560 of Cuyahoga County Deed Records granting to the City of Parma a perpetual sanitary sewer easement, in, under, across and through certain lands known as Permanent Parcel No. 445-10-004 and more particularly described in the aforesaid Agreement attached hereto as Exhibit “C” and incorporated herein by reference (the “Attia Easement”).

Section 4. The City of Parma hereby accepts all of the rights, title interest, and obligations in, to and under the terms of that certain “Temporary Construction and Permanent Utility Easement Agreement” between the City of Parma and the “Grantors” being Helen Shipka and Susan A. Tharp dated December 25, 2017 as recorded on December 6, 2017 in Document #201712060558 of Cuyahoga County Deed Records

granting to the City of Parma a perpetual sanitary sewer easement, in, under, across and through certain lands known as Permanent Parcel No. 445-12-004 and more particularly described in the aforesaid Agreement attached hereto as Exhibit "D" and incorporated herein by reference (the "Shipka Easement").

Section 5. The City Treasurer is hereby directed to issue payment in the amount of Two Thousand Four Hundred dollars (\$2,400) to Dennis J. Grencewicz and Gail A. Grencewicz, property owners of Permanent Parcel No 445-10-001, as full consideration for the grant of the Grencewicz Easement to the City of Parma;

Section 6. The City Treasurer is hereby directed to issue payment in the amount of Two Thousand Eight Hundred dollars (\$2,800) to John R. Romito, property owners of Permanent Parcel Nos. 445-10-002 and 445-10-003, as full consideration for the grant of the Romito Easement to the City of Parma;

Section 7. The City Treasurer is hereby directed to issue payment in the amount of One Thousand Four Hundred dollars (\$1,400) to Botros Attia, property owner of Permanent Parcel No. 445-10-004, as full consideration for the grant of the Attia Easement to the City of Parma;

Section 8. The City Treasurer is hereby directed to issue payment in the amount of Two Thousand Five Hundred Fifty dollars (\$2,550) to Helen Shipka and Susan A. Tharp as Trustees of the Shipka Family Trust, property owners of Permanent Parcel No. 445-12-004, as full consideration for the grant of the Shipka Easement to the City of Parma;

Section 9. 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 this 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 10. 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 for the installation, use, maintenance, and keeping in repair of a sanitary sewer in the City of Parma, 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