

RESOLUTION NO. 45-18

BY: **JEFFREY CROSSMAN**
(By Request – City Engineer)

A RESOLUTION DECLARING THE NECESSITY AND INTENT OF THE CITY OF PARMA TO APPROPRIATE A PERMANENT STORM DRAINAGE EASEMENT IN CERTAIN REAL PROPERTY KNOWN AS PERMANENT PARCEL 450-09-021, AND DECLARING AN EMERGENCY

WHEREAS, by virtue of the Constitution of the State of Ohio and Chapters 163 and 719 of the Ohio Revised Code, the City of Parma has the power and authority to appropriate real property for the purpose of installing, using, maintaining and keeping in repair sewers that the City of Parma deems a necessary public improvement; and,

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

Section 1. That the Council and the Administration of the City of Parma consider it necessary and declares its intention to appropriate a permanent easement across the property known as Permanent Parcel Number 450-09-021, located at 5144 Orchard Park Drive in the City of Parma, and as further described in Exhibit "A", for the public purpose of installing, using, maintaining and keeping in repair a storm drainage sewer together with the necessary appurtenances thereto that the City of Parma deems conducive to the general welfare.

Section 2. That the Mayor is hereby authorized and directed to cause written notice of the adoption of this Resolution to be given to the property owner, person in possession, or person having an interest of record in the property. The notice shall be served and returned according to law.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution 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 4. That this Resolution 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 further reason that this measure is necessary in order to initiate the process of acquiring the aforesaid easement in the Property for the above stated purposes, and this Resolution 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