

ORDINANCE NO. 173-2020

BY: KRISTIN SABAN
(By Request – City Engineer)

AN ORDINANCE TO ACCEPT THE PERMANENT UTILITY EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT IN CERTAIN PREMISES KNOWN AS PERMANENT PARCEL NUMBER 445-15-003, 1300 OLD ROCKSIDE ROAD, AND DECLARING AN EMERGENCY.

WHEREAS, this City Council passed Resolution No 156-19 on November 4, 2019 declaring the necessity and intent of the City of Parma to appropriate sanitary sewer easements in certain real property known as Permanent Parcel No. 445-15-003.

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 rights, title and interest granted to, and all obligations and liabilities imposed upon, the City of Parma as Grantee in, to and under the terms of that certain “Temporary Construction and Permanent Utility Easement Agreement” for Permanent Parcel No. 445-15-003 signed by Sylvia Nieves-Alwine on October 16, 2020, which is attached hereto as Exhibit “A” and incorporated herein by reference as the “Nieves-Alwine Easement.”

Section 2. The City Law Director is directed to do all things necessary to file the Nieves-Alwine Easement for record.

Section 3. The City Treasurer is directed to issue payment in the amount of One Thousand Eight Hundred Seventy-Five dollars (\$1,875.00) to Sylvia Nieves-Alwine, owner of Permanent Parcel No 445-15-003, as full consideration for the grant of the Nieves-Alwine Easement to the City of Parma.

Section 4. That funds for said easements shall be paid from Fund No. 434-434 – Old Rockside/Broadrock Sanitary; Account No. 62255-00000 – Easements.

Section 5. 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 6. 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 construction, installation, use, operation, maintenance, repair and replacement 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