

ORDINANCE NO. 143-23

BY: **KAMMY SHUMAN, ALLAN DIVIS**
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO GRANT PERMANENT EASEMENTS AT PERMANENT PARCEL NUMBERS 457-28-022 AND 457-28-036 AND GRANT A 30 FOOT WIDE PERMANENT INGRESS/EGRESS EASEMENT ON PERMANENT PARCEL NUMBER 457-24-017; AND TO GRANT A TEMPORARY EASEMENT DURING CONSTRUCTION ON PERMANENT PARCEL NUMBER 457-24-017 ALL TO THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) FOR THE IMPROVEMENTS AND MAINTENANCE OF THE 1661 BONNY BANKS BASIN IMPROVEMENT PROJECT, IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

WHEREAS, this grant of easements to NEORS is for the purposes of installing, constructing, reconstructing, improving, operating, repairing, inspecting, renewing, maintaining, removing, and replacing stormwater facilities within the Easement Area.

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

Section 1. That the Mayor and/or the Director of Public Service are hereby authorized to grant to grant permanent easements at Permanent Parcel Numbers 457-28-022 and 457-28-036 and grant a 30 foot wide permanent ingress/egress easement on Permanent Parcel Number 457-24-017; and to grant a temporary easement during construction on Permanent Parcel Number 457-24-017 all to NEORS for the improvements and maintenance of the 1661 Bonny Banks Basin Improvement Project in the City of Parma, with a copy of the Easement Agreements, legal descriptions and aerial view attached in substantially similar form as Exhibit "A".

Section 2. That the Mayor and/or Director of Public Service is hereby authorized to execute said Easement Agreement with NEORS and to take such action and to execute such other documents and amendments thereto as may be necessary as are approved by the Law Director.

Section 3. That the easements shall be recorded by NEORS with the Cuyahoga County Fiscal Officer upon execution of easements.

Section 4. 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 5. 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 grant these easements to NEORS as soon as possible, 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