

ORDINANCE NO. 14-2016

TITLE: WATER/SEWER EASEMENT - NORTON

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT AND EASEMENT AGREEMENTS WITH FAE HOLDINGS 462476R, LLC, AND DECLARING AN EMERGENCY.

WHEREAS, legislative approval is required for the establishment of a sewer/water easement through city owned property at McCafferty Park; and

WHEREAS, this easement will provide water/sewer access to a new business establishment (FAE HOLDINGS 462476R, LLC) within the City of Norton; and

WHEREAS, this easement request was approved by the Parks and Recreation Commission at their February 18, 2016 meeting; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Barberton, State of Ohio:

SECTION 1. That this Council hereby authorizes the Mayor to enter into contract and easement agreements with the FAE HOLDINGS 462476R, LLC.

SECTION 2. That this Council hereby authorizes and directs the Mayor to execute an Easement Agreement on behalf of the City as prepared by Roetzel & Andress, LPA and to execute such other documents and do all other things as are necessary for and incidental to carrying out the requirements of this ordinance.

SECTION 3. That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were meetings open to the public in compliance with the law.

SECTION 4. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, convenience and welfare of the City of Barberton and the inhabitants thereof, for the reason that this project begin as soon as possible, and provided it receives the necessary votes required by the City Charter, shall be in full force and effect from and after its passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Passed _____ 2016

Clerk of Council

President of Council

Approved _____ 2016

Mayor