

**ORDINANCE NO. 79-2025**

**TITLE: SALE OF PROPERTIES  
MUNICIPAL OWNED COMMERCIAL  
AND INDUSTRIAL ZONED PROPERTIES**

**AN ORDINANCE ENACTING SECTION 212.02 OF THE CODIFIED ORDINANCES OF THE CITY, ENTITLED “SALE AND DISPOSAL OF REAL PROPERTY” TO ESTABLISH PROCEDURES FOR THE SALE, CONVEYANCE, DISPOSAL OR TRANSFER OF INTERESTS IN REAL PROPERTY, AND DECLARING AN EMERGENCY.**

**WHEREAS**, pursuant to Section 2.01 of the Charter of the City of Barberton, the City has all of the powers that may be possessed by a municipality under the Constitution and laws of the State of Ohio, which includes the authority to sell, convey, dispose of, or transfer of real property owned by the City; and

**WHEREAS**, pursuant to Section 2.02 of the Charter of the City of Barberton, this Council has the authority to establish ordinances setting forth the manner in which the City will exercise its powers; and

**WHEREAS**, the City is the owner of real property, which, from time to time it may elect to sell, convey, dispose of, or transfer to a third-party when the same is no longer needed for municipal purposes; and

**WHEREAS**, this Council desires to provide the City with the flexibility to sell, convey, dispose of, or transfer of real property no longer needed for municipal purposes without need for competitive bid, provided that the manner of such sale, conveyance, disposal or transfer of real property is approved by this Council; and

**WHEREAS**, this Council has determined, after reviewing all pertinent information, that it is necessary and in the best interest of the City, to enact Section 212.02 of the Codified Ordinances of the City, entitled “Sale and Disposal of Real Property” to provide for the sale, conveyance, disposal or transfer of real property no longer needed for municipal purposes, without need for competitive bid, provided that the manner of such sale, conveyance, disposal or transfer of real property is approved by this Council.

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

**SECTION 1.** Section 212.02 of the Codified Ordinances of the City, entitled “Disposal of Real Property” is hereby enacted as follows:

**SECTION 212.02. SALE AND DISPOSAL OF REAL PROPERTY.**

When determined by Council that any interest in real property owned by the City is no longer needed for municipal purposes, such interest in real property may be sold, conveyed, disposed of, or otherwise transferred in a manner determined by Council to be in the best interest of the City, including, if determined by Council, without competitive bidding.

**SECTION 2.** 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 3.** 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, in order to have the ability to expedite the process, 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 June 23, 2025

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Clerk of Council

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President of Council

Approved \_\_\_\_\_ 2025

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Mayor