

ORDINANCE NO. 14-26

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

AN ORDINANCE TO RATIFY AND ACCEPT AN AMENDED SEWER EASEMENT AGREEMENT FOR A SEWER EASEMENT OVER AND ACROSS PERMANENT PARCEL NUMBERS 457-10-058 AND 457-10-059 IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY.

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

Section 1. That this Council hereby ratifies an Amended Sewer Easement Agreement between the City of Parma and the M & P Dolan Heritage Trust and East Linden, LLC for the relocation of a sanitary sewer easement, including a new sanitary pump station, over and across Permanent Parcel Numbers 457-10-058 and 457-10-059 located in the East Linden Lane area in the City of Parma. A copy of the Amendment to the Sewer Easement Agreement is attached hereto and incorporated fully herein by reference as Exhibit A.

Section 2. That this Council hereby accepts the sanitary sewer easement, including a new sanitary pump station, granted by the M & P Dolan Heritage Trust and East Linden, LLC over and across Permanent Parcel Numbers 457-10-058 and 457-10-059 located in the East Linden Lane area as described and depicted in Exhibit A, attached hereto.

Section 3. That this Council hereby ratifies a Work Agreement between the City of Parma and the M & M Dolan Heritage Trust for purposes of the East Linden Pump Station Project over and across Permanent Parcel Number 457-10-059 located in the East Linden Lane area and as further described and depicted in the Work Agreement, a copy of which is attached hereto and incorporated fully herein by reference as Exhibit B.

Section 4. That the Mayor is authorized to take such action, and to execute such other documents and amendments thereto approved by the Law Director, as may be necessary to protect the City’s interests in the Amended Sewer Easement Agreement and the Work Agreement referenced herein.

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 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 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 its residents, and for the further reason this measure is necessary to provide uninterrupted sewer services in the East Linden Lane area; and that 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: _____
CLERK OF COUNCIL

APPROVED: _____

FILED WITH
THE MAYOR: _____

MAYOR, CITY OF PARMA, OHIO