

RECORD OF ORDINANCES

Ordinance No. 2025-0-03

Passed February 18, 2025
YEAR

VILLAGE COUNCIL OF GREENWICH, OHIO ORDINANCE NO. 2025-O-03

SANITARY SEWER EASEMENTS

AN ORDINANCE AUTHORIZING THE ACQUISITION, ACCEPTANCE, AND RECORDING OF CERTAIN PERPETUAL SANITARY SEWER EASEMENTS ACROSS THE PARCELS NECESSARY FOR THE PHASE IV OF THE TOWNSEND LIFT STATION SANITARY SEWER PROJECT AND DECLARING AN EMERGENCY

WHEREAS, Section 717.01(J) of the Ohio Revised Code provides that each municipality may construct sewers, sewage disposal works, flushing tunnels, drains, and ditches; and

WHEREAS, a municipal corporation may appropriate, enter upon, and hold real estate within its corporate limits for sewers. [See ORC 719.01(J)]; and

WHEREAS, the Village owns and operates a municipal sanitary sewerage system (See Greenwich Code Chapter 1044 and 246); and

WHEREAS, the Village Administrator shall oversee the operation, maintenance and repair of the sewage disposal system [See Greenwich Code Section 232.02(c)(2)].

WHEREAS, the Village is in the process of constructing improvements to the Village TOWNSEND LIFT STATION; and

WHEREAS, Phase IV of the construction project calls for the installation of sanitary sewers across certain properties within the village; and

WHEREAS, to permit the construction and maintenance of the proposed sanitary sewer system, the Village needs to acquire several Perpetual Sanitary Sewer Easements across the parcels; and

WHEREAS, the Village Engineer Advisors have coordinated and directed the compilation of the easement survey, legal description and plat line map and assigned Project ID 8062230010.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF GREENWICH, STATE OF OHIO: (RC 731.18)

SECTION 1. That Council hereby authorizes the acquisition, acceptance and recording of the following PERPETUAL SANITARY SEWER EASEMENTS:

- | | |
|--------------------|-------------------------|
| 1. Parcel No.: | 16-042B-01-031-0000 |
| Instrument Number: | 2018-03220001645 |
| Acres: | 0.0304 |
| Owner: | Blair |
| 2. Parcel No.: | 16-042B-01-025-0000 |
| Instrument Number: | 2013-11220003503 |
| Acres: | 0.1191 |
| Owner: | Johnson Bros.-Greenwich |

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3. Parcel No.: **16-042B-01-032-0000**
Instrument Number: **Deed Volume 74, Page 1007**
Acres: **0.0304**
Owner: **Porter**
4. Parcel No.: **16-042B-01-027-0000**
16-042B-01-028-0000
16-042B-01-030-0000
Instrument Number: **2023-08180004040**
Acres: **0.0837**
Owner: **Smith**
5. Parcel No.: **16-042B-01-033-0000**
Instrument Number: **Deed Volume 393, Page 717**
Acres: **0.0304**
Owner: **Whitaker**

SECTION 2. That the Village Administrator is hereby instructed and directed to acquire and secure the necessary perpetual EASEMENTS.

SECTION 3. RECORDING. That the Village Administrator is further directed to cause the EASEMENTS to be recorded with the Huron County Recorder and pay any associated filing fees and costs and seek reimbursement if necessary.

SECTION 4. DISPENSE WITH THREE READINGS. That the legislative authority, upon a vote of at least three-fourths of its members, hereby dispenses with the rule requiring each ordinance or resolution shall be read on three different days. [R.C. 731.17(A)(2)]

SECTION 5. DECLARATION OF EMERGENCY FOR IMMEDIATE EFFECT. That by two-thirds vote of all the members elected to the legislative authority, this Ordinance/Resolution is hereby declared to be an emergency measure pursuant to ORC 731.30, being necessary for the immediate preservation of the public peace, health, or safety of the municipal corporation and shall go into immediate effect for the following reason(s):

The Village Engineer Advisor would like to record the necessary Easements as soon as possible to permit the project to move forward.

SECTION 6. PUBLIC MEETING. That it is found and determined that all formal action of this public body concerning or relating to the passage of this Resolution/Ordinance were adopted in a public meeting open to the public at all times, and that all deliberations of the public body and any of its committees that resulted in such formal action, were in public meetings open to the public, in compliance with all legal requirements including all lawful ordinances and any applicable provisions of section 121.22 of the Ohio Revised Code.

WHEREFORE, this legislation shall be in full force and effect from and after the earliest period allowed by law.

PASSED AND ADOPTED on this 18 day of February, 2025.

ATTESTATION

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(RC 731.20)

We hereby attest and affirm that the foregoing legislation received the necessary affirmative roll call votes required for passage by ORC 731.17.

James D. Dadd
MAYOR

Korley M. Br...
FISCAL OFFICER

LEGISLATION READINGS

ORC 731.17(A)

- (1) Each ordinance and resolution shall be read by title only, provided the legislative authority may require any reading to be in full by a majority vote of its members.
(2) Each ordinance or resolution shall be read on three different days, provided the legislative authority may dispense with this rule by a vote of at least three-fourths of its members.

First Reading: 2/18/25 Second Reading: suspend Third Reading: suspend

ROLL CALL VOTE

ORC 731.17(A)(3)

The vote on the passage was taken by yeas and nays and entered upon the journal. Each ordinance or resolution shall be passed, except as otherwise provided by law, by a vote of at least a majority of all the members of the legislative authority. Yeas, nays, abstentions, excused or absent votes were recorded as follows:

Yea
Mike King

Yea
Randy Wilson

Yea
Lynne Phillips

Excused
Jason Huber

Yea
Regina Lueck

Yea
Dorene Beverly

PREPARED BY AND APPROVED AS TO LEGAL FORM [See also ORC 731.21(B)]:

Steve Palmer
VILLAGE SOLICITOR, Steve Palmer

CERTIFICATE OF PUBLICATION

ORC 731.21 and 731.22

Pursuant to ORC 731.21(A)(3), I hereby certify that a succinct summary of the above legislation was/will be published using the following method: **ON THE WEBSITE AND SOCIAL MEDIA ACCOUNT OF THE MUNICIPAL CORPORATION**

The succinct summary was reviewed by the village solicitor as required by ORC 731.21(B). Publication was/will be made at least once a week for two consecutive weeks as required by ORC 731.22.

Korley M. Br...
FISCAL OFFICER

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