

RESOLUTION NO. 18-2019 (AMENDED)

INTRODUCED BY: MAYOR JAMES GRAVEN

**A RESOLUTION GRANTING A PERMANENT UTILITY ACCESS
EASEMENT TO COLUMBIA GAS OF OHIO INC. UPON FOR
PERMANENT PARCEL NO. 291-14-049.**

WHEREAS, The City of Olmsted Falls, Ohio is the owner of real property known as Cuyahoga County Permanent Parcel No. 291-14-049; and

WHEREAS, Columbia Gas of Ohio Inc. is requesting a utility easement upon property adjacent to Block B in the Northwood Subdivision; and

WHEREAS, Columbia Gas of Ohio Inc. requires a permanent access easement to access the existing pipeline; and

WHEREAS, the City's Law Department has reviewed the request, and has determined a permanent utility easement setting out the rights, duties and obligations of the parties should be executed. Now, therefore,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OLMSTED FALLS,
CUYAHOGA COUNTY, STATE OF OHIO, THAT:**

SECTION 1. This Council authorizes the City to grant a permanent access easement to Columbia Gas of Ohio Inc. upon Permanent Parcel No. 291-14-049, as shown on the legal description attached as Exhibit A.

SECTION 2. This Council hereby authorizes the Mayor to execute the Permanent Utility Easement Deed.

SECTION 3. The permanent utility easement shall be granted and recorded at no cost to the City.

SECTION 4. The Council finds and determines that all formal actions of this Council relating to the adoption of this Resolution have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 5. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the residents of Olmsted Falls and for the further reason that it is immediately necessary for Columbia Gas of Ohio Inc. to

access the existing pipeline. It shall therefore take effect immediately upon passage by the affirmative vote of not less than five (5) members elected to Council and approval by the Mayor or otherwise at the earliest time allowed by law.

Paul Stibich, Council President

PASSED: _____

APPROVED: _____
James P. Graven, Mayor _____
Date

APPROVED AS TO FORM: _____
Andrew D. Bemer, Director of Law

ATTEST: _____
Angela Mancini, Clerk of Council

First Reading: _____

Second Reading: _____

Third Reading: _____

	Yea	Nay
Stibich	_____	_____
Haviland	_____	_____
Jones	_____	_____
Gorski	_____	_____
Nicolay	_____	_____
Duncan	_____	_____
Fenrich	_____	_____