

RESOLUTION NO. 18-81
INTRODUCED BY: Mrs. Stainbrook

A RESOLUTION
AUTHORIZING APPROPRIATION OF A FEE SIMPLE TITLE
AND TEMPORARY EASEMENT ON QUEENSWOOD DRIVE,
AND DECLARING AN EMERGENCY.

WHEREAS, the City of Bay Village has entered into an agreement with the Ohio Department of Transportation (ODOT) to replace the bridge over Sperry Creek on Queenswood Drive, a public roadway within the City of Bay Village;

WHEREAS, the City of Bay Village and ODOT require access to certain real property in the vicinity of the bridge to complete the project;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Bay Village:

SECTION 1. That a fee simple title and temporary easement in and to the following described parcel of real estate is hereby appropriated for the public purpose of the Queenswood Drive Bridge Project pursuant to the Constitution and laws of the State of Ohio:

Parcel number 204-24-019 SH and 204-24-019 T as more fully set forth in the attached Exhibit A which is attached hereto and incorporated herein as if the same were fully rewritten.

SECTION 2. That Council hereby fixes the value of the fee simple title and temporary easement as \$7,910.00, which sum shall be deposited with the Court of Common Pleas, Probate Division, Cuyahoga County for the use and benefit of the owners of the appropriated property. Upon such deposit, the City of Bay Village shall take possession of and enter upon the property pursuant to law.

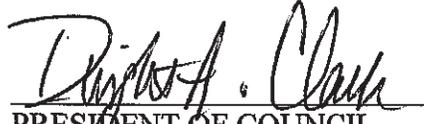
SECTION 3. That Council finds that the appropriation is necessary for the stated public purposes, that the City has been unable to agree with the owner of the property, and that the City intends to obtain immediate possession of the property, which immediate possession is necessary for the stated public purposes.

SECTION 4. That the Law Director is directed to file a petition for appropriation in a court of competent jurisdiction, to have a jury impaneled to assess the compensation to be paid for the real estate described above.

SECTION 5. That this Council finds and determines that all formal actions of this Council concerning and relating to the passage of this resolution were taken in an open meeting of this Council, and that all deliberations of this Council and of any committee that resulted in those formal actions were in meetings open to the public in compliance with law.

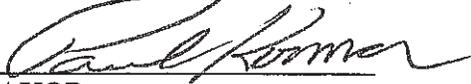
SECTION 6. That this resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, wherefore this ordinance shall be in full force and take effect immediately upon its passage and approval by the Mayor.

PASSED: September 24, 2018


PRESIDENT OF COUNCIL


CLERK OF COUNCIL

APPROVED: September 24, 2018


MAYOR

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