

Village of Mantua, Ohio
ORDINANCE 2013-97

**AN ORDINANCE ACCEPTING AN EASEMENT FOR SANITARY SEWER PURPOSES
FROM MATTHEW BENNER AND LORRIE LEE BERKEY BENNER AND
DECLARING AN EMERGENCY.**

WHEREAS, this Council has entered into a collaborative effort with the Crestwood School District to install sanitary sewer improvements from the Crestwood Middle School to High Street; and

WHEREAS, an Easement has been obtained from Matthew Benner and Lorrie Lee Berkey Benner (“Grantors”) in order to install and maintain the necessary infrastructure related to this project, which must now be accepted.

NOW THEREFORE BE IT ORDAINED by the Council of the Village of Mantua, two-thirds or more of the members elected thereto concurring, that;

SECTION 1: The Council of the Village of Mantua hereby accepts for the purpose of improving the sanitary sewer system within the municipality the “Temporary Construction Easement” and “Permanent Easement for Sanitary Sewer”, attached hereto as “Exhibit A” and “Exhibit B” respectively, and incorporated herein by reference.

SECTION 2: The Clerk-Treasurer is hereby authorized and directed to forward the amount of \$2,958.21 to the Grantors, and to seek proportional reimbursement for said costs from the Crestwood School District and the Ohio Public Works Commission as set forth in Resolution 2012-63.

SECTION 3: The Clerk-Treasurer is hereby authorized and directed to file the Easements with the office of the Portage County Recorder and pay associated costs, seeking reimbursement as necessary per Resolution 2012-63.

SECTION 4: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted 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 in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 5: This Ordinance is hereby declared to be an emergency measure, effective immediately upon passage by this Council, to enable immediate filing of the attached Easements with the Portage County Recorder’s office and to ensure adherence to the timeline established for the Crestwood Middle School Sewer Line Project.

PASSED AS EMERGENCY: November 19, 2013

ATTEST:

Linda Clark, Mayor

Jenny August, Clerk Treasurer

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I hereby certify the above Ordinance was posted at the five (5) public notice locations in the Village of Mantua, Ohio on the ____ day of November, 2013.

Jenny August, Clerk-Treasurer

Approved as to legal form:

Michele Stuck, Village Solicitor