

ORDINANCE NO. 2022-28
INTRODUCED BY: Mayor Bodnar

**AN EMERGENCY ORDINANCE GRANTING CONSENT
TO THE DIRECTOR OF THE OHIO DEPARTMENT OF TRANSPORTATION
AUTHORITY TO APPLY, MAINTAIN AND REPAIR
STANDARD LONGITUDINAL PAVEMENT MARKINGS AND ERECT
REGULATORY AND WARNING SIGNS ON STATE HIGHWAYS INSIDE
MAYFIELD VILLAGE CORPORATE LIMITS, AND GIVING CONSENT OF
MAYFIELD VILLAGE FOR THE OHIO DEPARTMENT OF TRANSPORTATION
TO REMOVE SNOW AND ICE AND USE SNOW AND ICE CONTROL MATERIAL
ON STATE HIGHWAYS INSIDE MAYFIELD VILLAGE CORPORATE LIMITS,
AND GIVING CONSENT OF MAYFIELD VILLAGE FOR
THE OHIO DEPARTMENT OF TRANSPORTATION TO PERFORM
MAINTENANCE AND/OR REPAIR ON STATE HIGHWAYS INSIDE
MAYFIELD VILLAGE CORPORATION.**

WHEREAS, the Director of Transportation, under Section 5521.01 of the Revised Code of Ohio, is authorized upon request and approval of the legislative authority of Mayfield Village to maintain, repair and apply standard longitudinal pavement marking lines and to erect regulatory and warning signs, as defined in the manual adopted under section 4511.09 of the Revised code on any section of a State Highways within the corporate limits of a village; and

WHEREAS, the Director of Transportation, under Section 5501.41 of the Revised Code of Ohio, may, upon consent of the legislative authority of Mayfield Village, remove snow and ice and use snow and ice control material on State Highways within the corporate limits of a Village pursuant to a written agreement to be entered into between Mayfield Village and the Department of Transportation of the State of Ohio; and

WHEREAS, the Director of Transportation, under Section 5511.01 of the Revised Code of Ohio, may, upon the consent of the legislative authority of Mayfield Village, perform maintenance and/or repair on the State Highways within the corporate limits of the Village pursuant to a written agreement to be entered into between Mayfield Village and the Department of Transportation of the State of Ohio; and

WHEREAS, State Highway No. 91 lies within the Village of Mayfield, Cuyahoga County;
and

WHEREAS, the work proposed to be authorized under this ordinance shall be restricted to the application, maintenance and repair of standard longitudinal pavement markings and the erecting of regulatory and warning signs, and may include if an Agreement is entered into, the

removal of snow and ice and the use of snow and ice control material on State Highways within the corporate limits of Mayfield Village but shall not include the removal of snow and ice and the use of snow and ice control material on driveways, parking areas, and intersecting roads and streets, and, may include if an Agreement is entered into, the maintenance and/or repair of the State Highways within the corporate limits of Mayfield Village.

NOW, THEREFORE, BE IT ORDAINED by the Council of Mayfield Village, Cuyahoga County, State of Ohio, that:

SECTION 1. It is hereby declared to be in the public interest that the consent of Mayfield Village be, and such consent is hereby given to the Department of Transportation of the State of Ohio for said Department to apply standard longitudinal pavement markings, and to erect regulatory and warning signs on said State Highways in accordance with the standard practices of the Ohio Department of Transportation.

SECTION 2. It is hereby declared to be in the public interest that the consent of Mayfield Village be, and such consent is hereby given to the Department of Transportation of the State of Ohio, if an agreement is entered into, for said Department to remove snow and ice and use snow and ice control material on any State Highways listed in the agreement in accordance with the standard practices of the Ohio Department of Transportation.

SECTION 3. It is hereby declared to be in the public interest that the consent of Mayfield Village be, and such consent is hereby given to the Department of Transportation of the State of Ohio, if an agreement is entered into, for said Department to perform certain maintenance and/or repair on any State Highways listed in the agreement in accordance with the standard practices of the Ohio Department of Transportation.

SECTION 4. The Mayfield Village Mayor and President of Council are authorized to enter into any agreement with ODOT for the removal of snow and ice and the use of snow and ice control material on said State Highways within the corporate limits of Mayfield Village and any agreement with ODOT for certain maintenance and/or repair of the State Highways within the corporate limits of the Village.

SECTION 5. The Clerk is hereby directed to furnish the Director of Transportation and the Board of County Commissioners of Cuyahoga, Ohio, with a certified copy of this Ordinance immediately upon execution.

SECTION 6. The Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance pursuant to the Village's Charter and Ordinances 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 requirements of Section 121.22 of the Ohio Revised Code.

SECTION 7. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of health, safety and welfare of the residents of Mayfield Village, Ohio, for the reason that it is necessary to provide needed road maintenance and snow removal. It shall, therefore, take effect immediately upon the passage by the affirmative vote of not less than five (5) members elected to Council and approved by the Mayor or otherwise at the earliest time allowed by law.



STEPHEN SCHUTT
Council President

First Reading: December 19, 2022

Second Reading: Suspended, 2022

Third Reading: Suspended, 2022

PASSED: December 19, 2022



BRENDA T. BODNAR, Mayor

APPROVED AS TO FORM:



DIANE A. CALTA
Director of Law

ATTEST: 
MARY E. BETSA, MMC
Clerk of Council