

RESOLUTION NO. 2024-22
INTRODUCED BY: Mayor Bodnar

**AN EMERGENCY RESOLUTION
DECLARING THE NECESSITY AND INTENTION
TO APPROPRIATE AND ACQUIRE THE FEE SIMPLE INTEREST IN CERTAIN
REAL PROPERTY KNOWN AS PERMANENT PARCEL NUMBER 831-34-056, IN
MAYFIELD VILLAGE, COUNTY OF CUYAHOGA, STATE OF OHIO, AS IS MORE
FULLY DESCRIBED HEREIN, FOR THE PURPOSES OF THE CONSTRUCTION OF
STORMWATER INFRASTRUCTURE IMPROVEMENTS FOR THE WORTON PARK
PHASE 2 CULVERT REPLACEMENT PROJECT**

WHEREAS, in the promotion of the public interest of the residents of the Village, it is necessary for the Village to appropriate for the construction of public storm sewer infrastructure improvements for the Worton Park Phase 2 Culvert Replacement Project a fee simple interest in the property known as permanent parcel number 831-34-056 in Mayfield Village, County of Cuyahoga, and State of Ohio; and

WHEREAS, the Village wishes to present to the owner thereof a Notice of Intent to Acquire said property, and wishes for negotiations to be conducted in connection with the acquisition of the same; and

WHEREAS, in accordance with Ohio Revised Code Section 719.05, only one reading of this Resolution shall be required.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF MAYFIELD VILLAGE, OHIO, THAT:

SECTION 1. This Council deems it necessary and declares its intention to appropriate and acquire for the construction of public stormwater infrastructure improvements for the Worton Park Phase 2 Culvert Replacement Project a fee simple interest in the property known as permanent parcel number 831-34-056 (“Property”), in accordance with Ohio Revised Code Chapter 163. A legal description of the Property is attached hereto and incorporated herein by reference as Exhibit “A”.

SECTION 2. Council hereby and herein authorizes and directs the Mayor to cause written notice of the passage of this Resolution, along with the statutory notice required by Ohio Revised Code Section 163.041, to be given to the owners or person in possession or having an interest of record in the Property, and that such notice shall be served and returned according to law and wishes for negotiations to be conducted in connection with the acquisition of the Property.

SECTION 3. Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance 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 4. This Resolution 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 Worton Park Phase 2 Culvert Replacement Project may proceed as soon as possible. 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: _____, 2024

Second Reading: _____, 2024

Third Reading: _____, 2024

PASSED: _____, 2024

BRENDA T. BODNAR, Mayor

APPROVED AS TO FORM:

DIANE A. CALTA,
Director of Law

ATTEST: _____
MARY E. BETSA, MMC
Clerk of Council

EXHIBIT A

Situated in the Village of Mayfield, County of Cuyahoga and State of Ohio: and known as being Sublot No. 17 in The Worton Park Subdivision of part of Original Mayfield Township Lot No. 20, Tract No. 2, as shown by the recorded Plat in Volume 151 of Maps, Page 11, Cuyahoga County Records, to be the same more or less, but subject to all legal highways.

Parcel No. 831-34-056

Commonly known as 1006 Woodlane Dr., Mayfield Village, Ohio 44143