

RESOLUTION NO.: 2007-R73
SPONSOR: MAYOR CROGHAN
INTRODUCED: OCTOBER 23, 2007

ASSIGNED TO: INTERGOV. & UTIL.

**A RESOLUTION AUTHORIZING THE CITY OF GREEN TO GRANT A
SANITARY SEWER EASEMENT TO THE COUNTY OF SUMMIT, AND
DECLARING AN EMERGENCY.**

WHEREAS, as part of the Spring Hill Sports Complex, the City pursued and installed a sanitary sewer on the Spring Hill Sports Complex property; and

WHEREAS, pursuant to City of Green's Codified Ordinances and prior agreements, the sanitary sewer constructed on the property shall be operated by the County of Summit; and

WHEREAS, it is necessary to dedicate a sanitary sewer easement for the sanitary sewer on the Spring Hill Sports Complex property.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF
GREEN, COUNTY OF SUMMIT AND STATE OF OHIO THAT:**

SECTION ONE:

City Council authorizes the Mayor to execute the sanitary sewer easement attached as Exhibit "A" granting such an easement to the County of Summit.

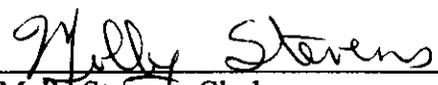
SECTION TWO:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION THREE:

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: NOVEMBER 27, 2007


Molly Stevens, Clerk


Bruce Manwaring, Council
President

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APPROVED: November 27, 2007

Daniel L. Croghan
Daniel L. Croghan, Mayor

COPIED
SVCE ZONE PARK ROAD ENG
LAW FIN MAY PLAN FIRE

ENACTED EFFECTIVE: November 27, 2007

ON ROLL CALL: Colopy -yea Croce -yea France -yea Manwaring -yea
Padrutt -yea Ridgeway -yea Smole -yea Adopted 7-0

Suburbanite publication on December 3 and December 10, 2007

Molly Stevens
Molly Stevens, Clerk

10/10/2007 3:10 PM Approved as to form and content by Stephen J. Pruneski, Law Director

SP 10/16/07

SANITARY SEWER EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that the City of Green, the GRANTOR, for certain good and valuable consideration and One Dollar (\$1.00), receipt of which is acknowledged, does grant to the County of Summit, Ohio, the GRANTEE, its successors and assigns forever, a perpetual easement and right-of-way for sanitary sewer and force main purposes on and over the following described lands; and the GRANTOR, together with the right and privilege to enter upon or over the land for purposes of construction, repair, maintenance, inspection and survey of the GRANTEE'S facilities and appurtenances:

SPRING HILL SOCCER COMPLEX.

The real property is more fully described in the attached "Exhibit "A" Legal Description for Sanitary Sewer Easement" and further depicted on the map attached as Exhibit "B".

GRANTOR claims title to the property by Reception No. 55419614 of the Records of Summit County, Ohio.

IN WITNESS WHEREOF, City of Green, by its authorized representative, has executed this Sanitary Sewer Easement this _____ day of _____, 2007.

OWNER:

WITNESS:

By: _____
Daniel L. Croghan, Its Mayor

STATE OF OHIO)
) SS.
COUNTY OF SUMMIT)

BEFORE ME, a Notary Public in and for County of Summit and State of Ohio personally appeared DANIEL L. CROGHAN, Mayor of the City of Green, who acknowledged that he did sign the Sanitary Sewer Easement as his free act and deed.

IN TESTIMONY WHEREOF, I affix my hand and official seal at Green, Ohio this _____ day of _____, 2007.

Notary Public

"EXHIBIT A"

LEGAL DESCRIPTION

SANITARY SEWER EASEMENT
SPRING HILL SOCCER COMPLEX

Situated in the City of Green, County of Summit, State of Ohio and known as being a part of the Southwest Quarter of Section 9 of former Green Township, also known as being a part of property now or formerly owned by the City of Green as recorded with Reception Number 55419614 of the Summit County Records and more fully described as follows;

Beginning at the southeasterly corner of said Southwest Quarter of Section 9;

Thence N 01°41'20" E, 757.38 feet along the easterly line of Southwest Quarter of Section 9 to the Grantor's southeast corner;

Thence N 88°23'40" W, 1582.00 feet along the Grantor's southerly line to the Grantor's southwest corner;

Thence N 01°16'59" E, 571.95 feet along the Grantor's westerly line to a point;

Thence S 87°45'51" E, 60.01 feet along the Grantor's northerly line to a point;

Thence S 01°16'59" W, 1.40 feet to a point and being the True Place of Beginning for the following described easement;

Thence S 84°41'59" E, 393.02 feet to a point;

Thence S 88°24'16" E, 400.33 feet to a point;

Thence S 81°16'34" E, 157.77 feet to a point;

Thence S 08°43'26" W, 25.00 feet to a point;

Thence N 81°16'34" W, 156.22 feet to a point;

Thence N 88°24'16" W, 399.59 feet to a point;

Thence N 84°41'59" W, 392.07 feet to a point;

Thence N 01°16'59" E, 25.06 feet to the Place of Beginning and containing 0.545 acres, more or less, as surveyed by Thomas P. Tortorella, P.S. No. 7194 for Floyd Browne Group in September, 2007.

Michael A. Garrigano & Virginia L. Garrigano
 Parcel #2802404
 3663 South Arlington Rd.

Linda F. Belitz
 Parcel #2809115
 1060 East Turkeyfoot Lake Rd.

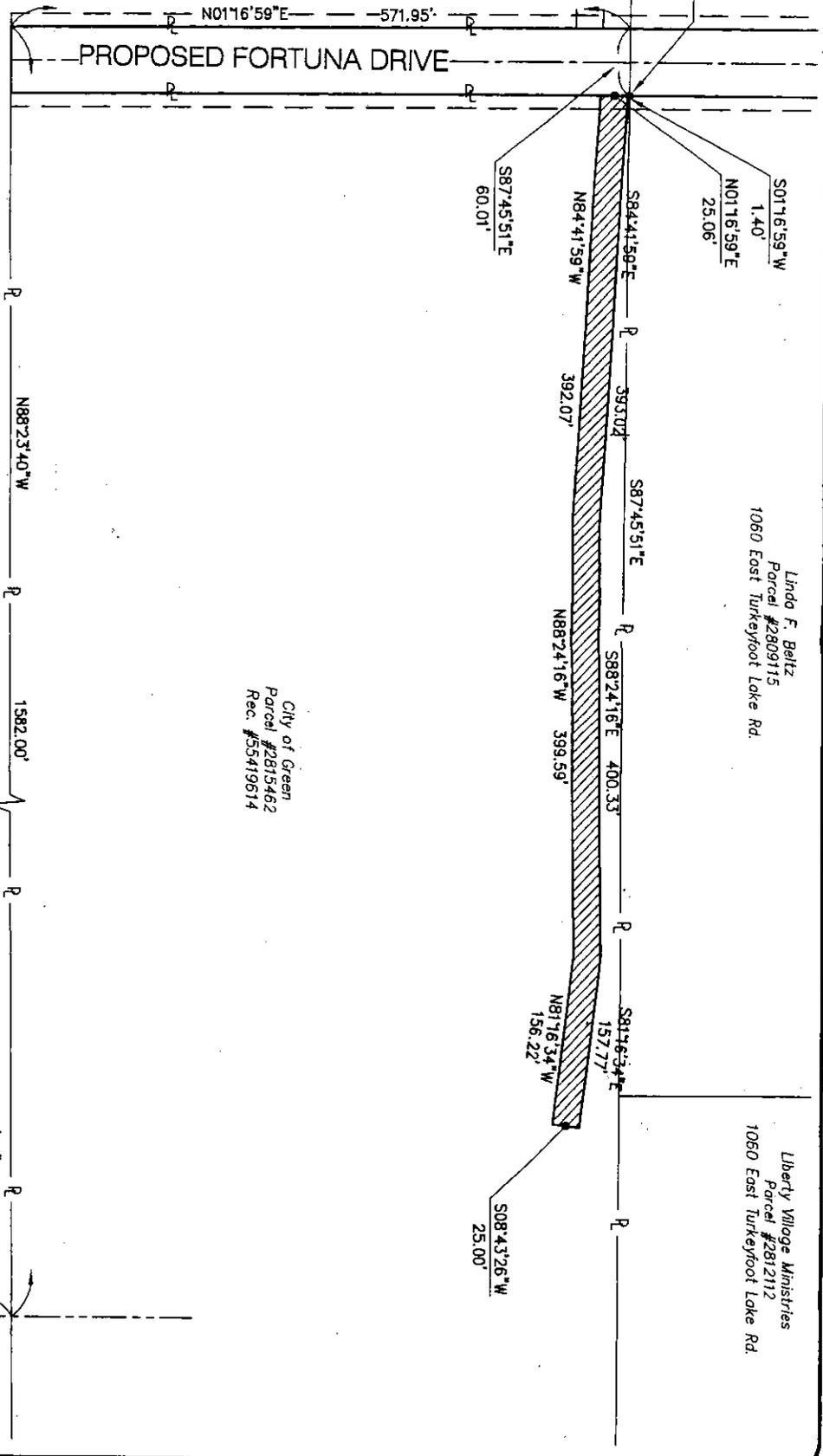
Liberty Village Ministries
 Parcel #2812112
 1060 East Turkeyfoot Lake Rd.

Green Land Trust L.T.D.
 Parcel #2815461
 801 South Main St.

Green Land Trust L.T.D.
 Parcel #2815461
 801 South Main St.

City of Green
 Parcel #2815462
 Rec. #55419614

IRON PIN FOUND



FLOYD
Browne
 Group

Northeast Ohio
 330.375.1390
 330.375.1590 fax
 800.325.7647

Solutions for Your World
 www.FloydBrowne.com

JOB #06-50104-010 DATE: 9/5/2007

EXHIBIT B1
MAP TO ACCOMPANY LEGAL DESCRIPTION

Owner: City of Green



Resolution 200-R73
 Exhibit A's Exhibit B's