

**RESOLUTION NO.:** 2013-R29  
**SPONSOR:** MAYOR NORTON  
**INTRODUCED:** MAY 14, 2013  
**ASSIGNED TO:** INTERGOV. & UTIL.

**A RESOLUTION GRANTING CONSENT TO THE STATE OF OHIO FOR AUTHORITY TO PERFORM MAINTENANCE ON INTERSTATE 77 WITHIN THE LIMITS OF THE CITY OF GREEN, AND DECLARING AN EMERGENCY.**

WHEREAS, the public interest requires the Ohio Department of Transportation to maintain and repair Interstate 77 within the City's limits.

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

**SECTION ONE:**

The City of Green finds that the proposed Project serves the public interest and consent to the Director of Transportation to maintain and repair Interstate 77 within the City's limits.

**SECTION TWO:**

The City of Green proposes to cooperate with the State of Ohio and agrees to pay the costs to;

- a) Maintain and repair all grade separated municipal streets, exclusive of bridge structures within the right of way limits of the interstate highway.
- b) Maintain and repair the wearing surface on bridges carrying municipal streets over the interstate highway when such wearing surface is separate from the bridge floor slab. Changes in type or depth of wearing surface will not be permitted without prior approval by the State.
- c) Remove snow and place abrasives and chemical for ice control on all grade separated municipal streets, inclusive of bridges carrying such streets over the interstate highway.
- d) Maintain and repair all service roads, drainage structures and other roadway items located outside the fenced portion of the interstate highway.
- e) Furnish, install, maintain and repair all signs, pavement markings and other traffic control devices on the intersecting local streets at interchanges or on overpass or underpass roadways in accordance with the Ohio Manual of Uniform Traffic Control Devices.
- f) Maintain and repair (including furnishing electric power) highway lighting unites on intersected local streets at interchanges and on overpass or underpass roadways.

**SECTION THREE:**

The City understands that the Ohio Department of Transportation shall be the issuing authority for permits to use or occupy interstate highway right-of-way and permits for the movement of oversize and overweight loads.

**SECTION FOUR:**

The City understands that the traffic control lights will not be installed at the intersections of ramp terminals and the local streets without prior approval by the State.

**SECTION FIVE:**

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. It is necessary to immediately pass this Resolution to expedite the proposed Project and promote highway safety. 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: June 11, 2013

Molly Kapeluck  
Molly Kapeluck, Clerk

Dave France  
Dave France, Council President

APPROVED: June 11, 2013

Richard G. Norton  
Richard G. Norton, Mayor

COPIED \_\_\_\_\_  
~~SVCE~~ ZONE PARK ROAD ENG  
LAW ~~FIN~~ MAY PLAN FIRE

ENACTED EFFECTIVE: June 11, 2013

ON ROLL CALL: Colopy - yea    France - yea    Humphrey - yea    Knodel - yea  
                  Neugebauer - yea    Reed - yea    Summerville - yea    Adopted 7-0

Suburbanite publication on June 16 and June 23, 2013

Molly Kapeluck  
Molly Kapeluck, Clerk

05/09/2013 Approved as to form and content by Stephen J. Pruneski, Law Director SP 4/30/13