

RESOLUTION NO. 16-741

A RESOLUTION DECLARING THE NECESSITY/INTENT TO APPROPRIATE INTERESTS IN LAND FROM RUBY JAMISON (PERMANENT PARCEL NUMBER 602-0003-0182-00) FOR THE PURPOSE OF A PLANNED TRAFFIC IMPROVEMENT PROJECT ON MONTGOMERY AND STEWART ROADS IN THE VILLAGE OF SILVERTON, HAMILTON COUNTY, OHIO

WHEREAS, the Village of Silverton, Ohio has undertaken a planned traffic improvement project on Montgomery and Stewart Roads in the Village of Silverton, Ohio; and

WHEREAS, pursuant to the provisions of Ohio Revised Code Chapter 163 and Ohio Revised Code § 719.04, it is deemed necessary for the Village of Silverton, Ohio to appropriate various interests in real estate in order to complete the planned traffic improvement project on Montgomery and Stewart Roads; and

WHEREAS, a temporary construction easements (as described in Exhibit A) over real estate owned by Ruby Jamison have been identified as necessary for the planned traffic improvement project on Montgomery and Stewart Roads; and

WHEREAS, the Notice of Intent to Acquire and Good Faith Offer, together with the appraisal as required by Ohio Revised Code § 163.04, was submitted to the property owner via _____ on December ___, 2016, and confirmed via _____ response from the property owner on December ___, 2016.

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

SECTION I. Council hereby declares the necessity and intent to appropriate a temporary construction easement from a portion of real estate owned by Ruby Jamison, being known as Permanent Parcel Number 602-0008-0182-00.

SECTION II. A legal description of the temporary easement property interests to be acquired in the easement which shall be acquired are attached hereto as Exhibit A and depicted in Exhibit B attached hereto.


SECTION III. Council hereby declares that the purpose of said appropriation is for the planned traffic improvement project on Montgomery and Stewart Roads in the Village of Silverton, Ohio, a road that will be open to the public without charge, and as such is a "public use" as defined in Ohio Revised Code § 163.01(H)(2).

SECTION IV. The Village Manager shall be and hereby is authorized and directed to cause notice of the adoption of this Resolution to be given immediately to the owner of the above-described real estate, said notice to be served by the Village Manager or such other person as he may designate, such person to make return of service as provided by law.

SECTION V. It is found and determined that all formal actions of this Council concerning and relating to the adopting of this Resolution were conducted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in accordance with all legal requirements, including Ohio Revised Code § 121.22.

SECTION VI. This Resolution shall be in force and effect from the earliest time provided by law.

PASSED this 20th day of December 2016.



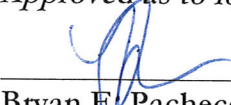
John A. Smith, Mayor

ATTEST:



Tom Carroll, Village Manager

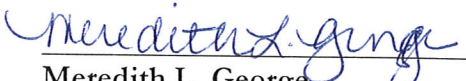
Approved as to form:



Bryan E. Pacheco, Village Solicitor

CERTIFICATION:

I, Meredith L. George, Clerk of Council of the Village of Silverton, County of Hamilton, State of Ohio; do hereby certify that there is no newspaper published in said municipality and that publication of the foregoing Ordinance No. 16-741 has been duly made by posting true copies in three (3) of the most public places in said municipality, as determined by Council as follows: 1) Parkview Lane at Railroad; 2) Silverton Municipal Building and 3) The Village of Silverton's Website. Said posting was for a period of fifteen days commencing Dec 20, 2016.



Meredith L. George
Clerk of Council of Silverton, Ohio