

# THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 13-19

INTRODUCED BY: Antoskiewicz, Marnecheck, Kasaris

AN ORDINANCE APPOINTING AN ASSESSMENT EQUALIZATION BOARD TO HEAR OBJECTIONS RELATING TO THE IMPROVEMENT OF EDGERTON ROAD IN THE CITY OF NORTH ROYALTON BETWEEN CERTAIN TERMINI BY CONSTRUCTING AND INSTALLING A WATERMAIN, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH ROYALTON, COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

Section 1. Eugene Baxendale, Jayne Lynch and Claudio Zanin, three disinterested freeholders of this City, are appointed to act as an Assessment Equalization Board (the "Board") to hear and determine all timely written objections to the estimated special assessments for the cost of improving Edgerton Road in the City, by constructing, installing and extending an existing 12-inch watermain a distance of approximately 1,760 linear feet beginning at an existing watermain valve located on the North side of Edgerton Road in front of Permanent Parcel No. 485-03-001 (10140 Edgerton Road) westerly to a terminus located on the North side of Edgerton Road located just west of the eastern property line of Permanent Parcel No. 484-03-001 (10600 Edgerton Road), including hydrants, valves, lateral service connections, aprons, culverts, related site improvements and all other necessary appurtenances thereto (the "Improvement"), and to equalize those special assessments as to them seems proper in accordance with law and with Resolution No. 12-180 adopted by the Council of this City on November 20, 2012.

Section 2. The Board shall first meet for that purpose in Council Chambers, North Royalton, Ohio on March 13, 2013, at 7:00 p.m., and upon completing its hearings and equalization, shall report the equalized special assessments to this Council. The Clerk of this Council shall send a notice of the hearing by certified mail to all persons who timely filed written objections, at least five days prior to the first meeting of the Board.

Section 3. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 4. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that this Ordinance must be immediately effective to provide for the construction of the Improvement which is urgently necessary to provide potable water supply and fire protection; wherefore, this Ordinance shall be in full force and effect immediately upon its adoption and approval by the Mayor.

/s/ Larry Antoskiewicz  
PRESIDENT OF COUNCIL

APPROVED: /s/ Robert A. Stefanik  
MAYOR

DATE PASSED: February 5, 2013

DATE APPROVED: February 6, 2013

ATTEST: /s/ Laura J. Haller  
DIRECTOR OF LEGISLATIVE SERVICES

First reading suspended  
Second reading suspended  
Third reading February 5, 2013

YEAS: Antoskiewicz, Nickell, Petrusky  
Marnecheck, Muller, Kasaris

NAYS: none