

A RESOLUTION DECLARING THE CITY'S INTENT TO APPROPRIATE PROPERTY FROM VARIOUS PROPERTY OWNERS FOR THE MAKING OF ROADS OPEN TO THE PUBLIC WITHOUT CHARGE; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Hudson has identified temporary easement interests in real property owned by the below property owners, as being necessary for the making of roads open to the public without charge, specifically the construction of the State Route 91 South Widening Project; and

WHEREAS, it is necessary and advisable for the public health, safety and general welfare of the City to acquire temporary easement interests in real property owned by said property owners for the above described public road purposes.

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Hudson, County of Summit, State of Ohio, that:

Section 1: It is deemed necessary, and it is hereby declared to be the intent of the City of Hudson to appropriate the following temporary easement interests in real estate owned by the below property owners for the making of roads open to the public without charge:

KCP RE, LLC.:

1. A temporary easement interest in Summit County Parcel Nos. 30-05926, as more fully described in Exhibit A (Parcel 5-T), attached hereto and incorporated herein by reference.

Summit II, LLC:

2. A temporary easement interest in Summit County Parcel Nos. 30-2279, 30-00287 and 30-00288, as more fully described in Exhibit A (Parcel 6-T), attached hereto and incorporated herein by reference.

Fozio Holdings, LLC.:

3. A temporary easement interest in Summit County Parcel Nos. 30-00136 and 30-00137, as more fully described in Exhibit A (Parcel 11-T), attached hereto and incorporated herein by reference.

A&Y Silmi Corp:

4. A temporary easement interest in Summit County Parcel No. 30-01839, as more fully described in Exhibit A (Parcel 12-T), attached hereto and incorporated herein by reference.

Joseph & Edith Falcone

5. A temporary easement interest in Summit County Parcel Nos. 30-00821 & 30-04543, as more fully described in Exhibit A (Parcel 16-T), attached hereto and incorporated herein by reference.

Section 2: The Clerk of Council be and hereby is, authorized and directed, to cause written notice of the passage of this Resolution, in accordance with Section 719.05 of the Ohio Revised Code, to be given to each owner of the above-listed properties. Said notice shall be served by FedEx or Certified Mail, requiring a signed receipt showing to whom it was delivered, date of delivery and the address where delivered.

Section 3: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted 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 meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare, and for the further reason that it is immediately necessary in order for the appropriation process to commence at the earliest possible time so that the public improvement contemplated herein can be constructed at the earliest possible time; wherefore, this Resolution shall be in full force and effect immediately upon its passage provided it receives the affirmative vote of five (5) members of Council elected thereto, or six (6) affirmative votes if all members of Council are present at the meeting at which it is passed; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED:

Craig A. Shubert, Mayor

ATTEST:

Elizabeth Slagle, Clerk of Council

I certify that the foregoing Resolution No. 21-139 was duly passed by the Council of said Municipality on _____, 2021.

Elizabeth Slagle, Clerk of Council

EXHIBIT A – Resolution No. 21-139

(to be added)