

ORDINANCE: 15-03

AN ORDINANCE ACCEPTING WATER AND SEWER LINES DEDICATION FOR DEER TRAIL ESTATES LOTS 1 THRU 9 AND DECLARING AN EMERGENCY

WHEREAS Daniel Grosse is the developer for Deer Trail Estates, Lots 1 thru 9. These lots comprise ± 11.215 acres; and

WHEREAS, Ashley and Daniel Grosse own: Lot 2, Parcel No. 390004775106 (± 1.085 acres); Lot 3, Parcel No. 390004775107 (± 0.670 acres); Lot 4, Parcel No. 390004775108 (± 0.627 acres); Lot 5, Parcel No. 390004775109 (± 0.747 acres); and Lot 8, Parcel No. 390004775112 (± 0.834 acres); and

WHEREAS, Ashley and Adam Foltz own Lot 1, Parcel No. 390004775105 (± 1.085 acres); and

WHEREAS, Kimberly and Jared Saling own Lot 6, Parcel No. 390004775110 (± 3.491 acres); and

WHEREAS, Lucey and Joshua Hass own Lot 7, Parcel No. 390004775111 (± 0.833 acres); and

WHEREAS, Connie and William Stout own Lot 9, Parcel No. 390004775113 (± 0.868 acres); and

WHEREAS, there is a privately installed water line and sewer line running thru Deer Trail Estate Lots 1 thru 9, via easement. Daniel Grosse has delivered to the Village of Thornville the necessary description and depictions of the water and sewer lines and wants to dedicate these utilities purpose of water and sewer lines and wants to dedicate these utilities to the Village of Thornville. On November 22, 2013, the Village officials signed the Plat of Subdivision, Construction Plans and Declaration of Covenants, Restriction and Easements.

WHEREAS, these water lines have been tested and are working property. The Village of Thornville believes these water and sewer lines should be accepted for dedication purposes; and

WHEREAS, the acceptance and confirmation of these infrastructure requirements for the water and sewer lines are consistent with the public interest of the Village of Thornville.

NOW, **THEREFORE, BE IT ORDAINED** by the Council of the Village of Thornville, County of Perry, State of Ohio:

SECTION 1: Council for the Village of Thornville hereby accepted and approves the water and sewer lines dedication at and for the following parcels, as shown on the Plat of Subdivision:

- a. Lot 2, Parcel No. 390004775106 (± 1.085 acres); Lot 3, Parcel No. 390004775107 (± 0.670 acres); Lot 4, Parcel No. 390004775108 (± 0.627 acres); Lot 5, Parcel No. 390004775109 (± 0.747 acres); and Lot 8, Parcel No. 390004775112 (± 0.834 acres) currently owned by Ashley and Daniel Grosse
- b. Lot 1, Parcel No. 390004775105 (± 1.085 acres) currently owned by Ashley and Adam Foltz
- c. Lot 6, Parcel No. 390004775110 (± 3.491 acres) currently owned by Kimberly and Jared Saling
- d. Lot 7, Parcel No. 390004775111 (± 0.833 acres) currently owned by Lucey and Joshua Hass
- e. Lot 9, Parcel No. 390004775113 (± 0.868 acres) currently owned by Connie and William Stout


SECTION 2: The water and sewer lines describe in Section 1 are hereby dedicated to public use for the purpose of public maintenance and operation.

SECTION 3: It is hereby found and determine that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision making bodies of the Village of Thornville which resulted in such formal actions were in meeting open to the public in compliance with all legal requirements of the State of Ohio.

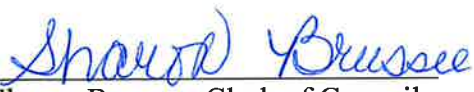
SECTION 4: All prior legislation, or any parts thereof, which is/are inconsistent with this Ordinance is/are hereby repealed as to the inconsistence parts thereof.

SECTION 5: Council declares this to be an emergency measure immediately necessary for the preservation of the public peace, health, and safety of this municipality and the further reason Council would like to accept this dedication as soon as possible so that these lots can be serviced with public utilities. Wherefore, provided this Ordinance receives the required affirmative votes of Council, this Ordinance shall take effect and be in force immediately upon passage by Council.

Passed in Council this 2nd day of March, 2015.


Gavin Renner, Mayor

ATTEST


Sharon Brussee, Clerk of Council

APPROVED:

Approved as to form this 27th day of February 2015:



Brian M. Zets, Esq.
Village Solicitor