

1st reading 4-14-21
2nd reading 5-5-21
3rd reading SUSPENDED
Voted On 5-5-21
Ayes: 7 Nays: 0
PASSED X DEFEATED

04/12/2021

ORDINANCE 2021-7

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LICENSE AGREEMENT WITH TPS HOLDINGS, LLC, FOR THE USE OF A PORTION OF THE RIGHT-OF-WAY OF HARVARD ROAD.

WHEREAS, TPS Holdings, LLC (the "Property Owner") owns the property located at 4099 Lander Road, Orange Village, Ohio; and

WHEREAS, the Property Owner has erected two (2) brick piers/light posts (the "Entry Features") in the Harvard Road right-of-way, which is owned by the Village; and

WHEREAS, the Entry Features enhance the value and appearance of the property on which they are located and do not pose a threat to the health, safety and welfare of the traffic on Lander Road; and

WHEREAS, the Planning and Zoning Commission and administration of the Village have recommended to Council that the Entry Features should be formally permitted to be located where constructed, subject to the terms and conditions of a License Agreement to assure that in the event that they need to be removed or are damaged by activities in the right of way, the Property Owner is responsible for the costs of such removal or damages; and

WHEREAS, this Council believes it is in the best interest of Orange Village to enter into such a License Agreement with the Property Owner for the purpose of permitting the Entry Features to remain on Village property; and

WHEREAS, this Ordinance has been referred to the Planning and Zoning Commission for a report and recommendation.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF ORANGE VILLAGE, STATE OF OHIO:

SECTION 1: That the Mayor is hereby authorized to enter into a License Agreement, in substantially the same form as attached hereto as "Exhibit A," with such modifications as may be approved by the Mayor and Director of Law.

SECTION 2. That actions of this Council concerning and relating to the passage of this legislation were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to

the public, in compliance with all legal requirements including Chapter 105 of the Codified Ordinances of Orange Village.

SECTION 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: May 5, 2021

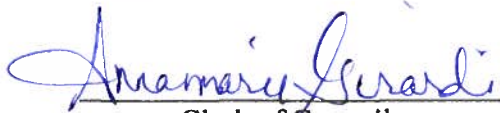


Council President

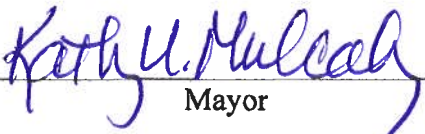
Submitted to the Mayor for
approval on this 5th day of May, 2021

Approved by the Mayor this
5th day of May, 2021

ATTEST:



Clerk of Council



Mayor