

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. 98 - 2011

6
7 AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AN
8 EASEMENT AGREEMENT WITH THE STATE OF OHIO,
9 ENVIRONMENTAL PROTECTION AGENCY, ESTABLISHING
10 ENVIRONMENTAL COVENANTS IN CONNECTION WITH
11 CERTAIN REAL PROPERTY AFFECTED BY THE CUYAHOGA
12 FALLS DAM REMOVAL AND CUYAHOGA RIVER RESTORATION
13 PROJECT, AND DECLARING AN EMERGENCY.

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15 BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit and State
16 of Ohio, that:

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18 Section 1. The Mayor is hereby authorized to enter into an easement agreement with the
19 State of Ohio, Environmental Protection Agency establishing environmental covenants in connec-
20 tion with certain city-owned real property that will be affected by the Cuyahoga Falls Dam
21 Removal and Cuyahoga River Restoration Project, substantially in the form of agreement placed
22 on file with the Clerk of Council in Council File No. _____.

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24 Section 2. Any other ordinances and resolutions or portions of ordinances and resolutions
25 inconsistent herewith are hereby repealed but any ordinances and resolutions or portions of ordi-
26 nances and resolutions not inconsistent herewith and which have not previously been repealed
27 are hereby ratified and confirmed.

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29 Section 3. It is found and determined that all formal actions of this Council concerning and
30 relating to the adoption of this ordinance were adopted in an open meeting of this Council and
31 that all deliberations of this Council and of any of its committees that resulted in such formal
32 action were in meetings open to the public, in compliance with all legal requirements including
33 Chapter 107 of the Codified Ordinances.

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35 Section 4. This ordinance is hereby declared to be an emergency measure necessary for the
36 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga
37 Falls and the inhabitants thereof and provided it receives the affirmative vote of two-thirds of the
38 members elected or appointed to Council, it shall take effect and be in force immediately upon its
39 passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest
40 period allowed by law.

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43 Passed: 11-14-11

44 Diana Clavichio
President of Council

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47 Cathleen J. Meacham
Clerk of Council

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51 Approved: 11/15/11

52 [Signature]
Mayor