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5 CITY OF CUYAHOGA FALLS, OHIO

6
7 ORDINANCE NO. 3 - 2017

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9 AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE
10 TO APPLY FOR A GRANT THROUGH THE OHIO PUBLIC WORKS
11 COMMISSION'S CLEAN OHIO CONSERVATION FUND AND IF
12 AWARDED, TO ENTER INTO A GRANT AGREEMENT WITH THE
13 OHIO PUBLIC WORKS COMMISSION FOR THE DICKERSON
14 RUN NATURE PRESERVE PROJECT, AND DECLARING AN
15 EMERGENCY.
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17 WHEREAS, the approximately 40-acre Dickerson Run Nature Preserve is nestled along the
18 Haas Road entrance to the Cuyahoga Valley National Park and is a forested gem that will help to
19 protect water quality, be a habitat for a diversity of flora and fauna, and increase the aesthetic
20 beauty of the area; and
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22 WHEREAS, the property contains several thousand feet of streams, including Dickerson Run,
23 which flow through the property, into the Cuyahoga Valley National Park, and ultimately into the
24 Cuyahoga River; and
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26 WHEREAS, the creation of this nature preserve will help to protect water quality and reduce
27 stormwater runoff by protecting these streams and their forested riparian zones, which filter, slow
28 and absorb stormwater for the benefit of downstream areas; and
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30 WHEREAS, the property also contains several small wetland areas, which also serve to filter
31 and retain stormwater and which provide habitat to numerous amphibian and bird species; and
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33 WHEREAS, the Clean Ohio Conservation Fund grant will enable the City to preserve the
34 property's natural integrity and the grant will also include funding for tree planting activities and
35 for the removal of some invasive plant species in order to further improve the property's integrity
36 as a habitat.
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38 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County
39 of Summit and State of Ohio, that:
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41 Section 1. The Mayor or his designee is hereby authorized to execute and file an application
42 with the Ohio Public Works Commission for the Clean Ohio Conservation Fund grant and, if
43 awarded, to enter into a grant agreement or agreements with the Ohio Public Works Commission
44 for the Dickerson Run Nature Preserve project.
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46 Section 2. The City does agree to utilize donated land value as the required minimum 25
47 percent local matching funds component for the Dickerson Run Nature Preserve project being
48 submitted to the Ohio Public Works Commission Clean Ohio Conservation Fund program. The
49 minimum 25 percent donated land value shall be documented within a preliminary restricted use
50 appraisal to be provided to the Ohio Public Works Commission prior to entering into a Grant
51 Agreement.
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53 Section 3. Any other ordinances and resolutions or portions of ordinances and resolutions
54 inconsistent herewith are hereby repealed, but any ordinances and resolutions or portions of
55 ordinances and resolutions not inconsistent herewith and which have not previously been
56 repealed are hereby ratified and confirmed.
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58 Section 4. It is found and determined that all formal actions of this Council concerning and
59 relating to the adoption of this ordinance were adopted in an open meeting of this Council and
60 that all deliberations of this Council and of any of its committees that resulted in such formal
61 action were in meetings open to the public, in compliance with all legal requirements including
62 Chapter 107 of the Codified Ordinances.
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Section 5. This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and the inhabitants thereof, and provided it receives the affirmative vote of two-thirds of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest period allowed by law.

Passed: 1-23-17

Mary Ellen Lyke
President of Council

Janice Cunningham
Clerk of Council

Approved: 1-24-2017

[Signature]
Mayor

1/23/17
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