

OWNER: City of Elyria

Proposed by:  
Public Utilities  
Roads  
Parks  
Frederick

ORDINANCE NO. 81-19

AN ORDINANCE FOR THE ACCEPTANCE FOR PUBLIC USE AND MAINTENANCE OF CHADWICK DRIVE IN WEST RIDGE ESTATES SUBDIVISION NO. 4.

WHEREAS, Council previously adopted Ordinance No. 78-234 on October 16, 1978, approving the street right of way, as shown on the plat of West Ridge Estates Subdivision No. 4, being part of Original Elyria Township Lot 3, West of Black River; and,

WHEREAS, Section 1113.02(b)(5), Codified Ordinances of the City of Elyria, Ohio, reads as follows:

(5) Dedication for public use. If the final Plat indicates land for public use, the Plat shall be submitted to Council for acceptance of any public land, and acceptance for any easement before it is recorded. The acceptance of any street or utility for public use and maintenance shall be by separate action of Council; and,

WHEREAS, Chadwick Drive has been improved to a termini 600 feet East of the centerline of Brunswick Drive with Portland cement concrete pavement, watermain, storm sewer and sanitary sewer, as shown on the construction plans approved by the City Engineer, have been completed in substantial compliance with the standards and specifications of the City of Elyria;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ELYRIA, STATE OF OHIO:

SECTION 1: That Council hereby accepts for public use and maintenance said Portland Cement concrete pavement, watermain, storm sewer, and sanitary sewer improvements, but not the sidewalks. Solicitor to take immediate action against the developer to see that the sidewalks that were deleted be corrected immediately. That the developer's performance bond not be returned.

SECTION 2: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance 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 Section 121.22 of the Ohio Revised Code.

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

PASSED: 2/2/81

Richard P. Seward  
Richard P. Seward, President

ATTEST: Jack L. Smith

APPROVED: 2-2-81

Michael B. Keys  
Michael B. Keys, Mayor

DATE: 2-3-81

CERTIFICATION  
THIS IS TO CERTIFY THAT THIS IS A TRUE AND EXACT COPY OF  
ORDINANCE NO. 81-19

DATE: July 19, 1984

COUNCIL CLERK  
ELYRIA CITY COUNCIL