

RESOLUTION NO.: 21-91
INTRODUCED BY: Ms. DeGeorge

First Reading -- November 15, 2021
Second Reading -- November 29, 2021

A RESOLUTION
**APPROVING A PETITION FOR THE CREATION OF A
SHORELINE SPECIAL IMPROVEMENT DISTRICT AND
FOR THE LEVY OF SPECIAL ASSESSMENTS FOR
SHORELINE IMPROVEMENT PROJECTS, AND
DECLARING AN EMERGENCY**

WHEREAS, pursuant to Revised Code Chapter 1710 (the Act), property owners are authorized to include their properties within a special improvement district (the District) by submitting a petition to a municipal corporation in order to undertake shoreline improvement projects for their properties and to finance such shoreline improvement projects through voluntary special assessments;

WHEREAS, owners of certain real property located within the City have submitted to the Mayor and to this Council a Petition for Creation of Shoreline Special Improvement District for Shoreline Improvement Projects (the Petition), together with the Bay Village Shoreline Special Improvement District Program Plan (the Plan) and the form of Articles of Incorporation of the Shoreline Special Improvement District, Inc. (the Articles of Incorporation); and

WHEREAS, this Council is required to approve or disapprove the Petition within 60 days of the submission of the Petition pursuant to the Act;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Bay Village, County of Cuyahoga, Ohio, that:

SECTION 1. This Council approves the Petition, the Plan, and the Articles of Incorporation substantially in the form on file with the Clerk of Council. This Council hereby appoints the Mayor to serve on the Board of Directors of the District.

SECTION 2. This Council hereby approves and consents to the addition of real property to the territory of the District and any amendment to the Articles of Incorporation necessary to recognize or effect such addition, all as set forth in the Plan.

SECTION 3. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were conducted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such actions were conducted in meetings open to the public in compliance with the law.

SECTION 4. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the citizens of the City; and for the further reason that it is urgently necessary to create the shoreline special improvement district at the earliest possible date in order to undertake shoreline improvement projects as soon as possible to address shoreline erosion issues posing an imminent threat to the properties along

the shoreline of Lake Erie; therefore, provided that it receives the affirmative vote of two-thirds of the members of Council, this Resolution shall be in full force and take effect immediately upon its adoption by Council and approval by the Mayor; otherwise, it shall be in full force and take effect from and after the earliest period allowed by law.

PASSED: December 6, 2021

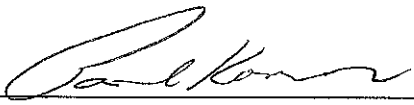


VICE PRESIDENT OF COUNCIL



CLERK OF COUNCIL

APPROVED: December 6, 2021



MAYOR