

**CITY OF SOUTH LEBANON, OHIO
RESOLUTION NO. 2022-03**

**A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR AND FISCAL
OFFICER TO EXECUTE A RECORD PLAT FOR THE MARY ELLEN, BLOCK "A"
REPLAT SUBDIVISION, AND DECLARING AN EMERGENCY**

WHEREAS, in September, 2019, it was brought to the attention of then-Village staff of the existence of a recorded plat showing Village right-of-way and alleys in various locations on Mary Ellen Street that are in conflict with currently accepted property boundaries; and,

WHEREAS, the then-Village contracted with McGill Smith Punshon Inc. (MSP) to develop a replat of the affected area by eliminating the right-of-way and alleys from the plat and transferring them to the current property owners; and,

WHEREAS, MSP has developed said plat, as attached hereto and made a part hereof, and all of the current property owners concur with the new property boundaries; and,

WHEREAS, the South Lebanon Planning Commission met on February 8th, 2022, and approved the replat for the Mary Ellen, Block "A" Replat Subdivision; and,

WHEREAS, immediate action is required to remove the City right-of-way from this area and transfer to the affected property owners through the recording of this plat and such action is necessary in order to preserve the public peace, health, safety or welfare of the City.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of South Lebanon, Ohio, at least two-thirds of all members elected thereto concurring:

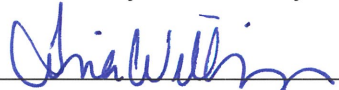
Section 1. That the Council approves and authorizes the Mayor and Fiscal Officer to execute the Mary Ellen, Block "A" Replat Subdivision Record Plat, a copy of which is attached hereto.

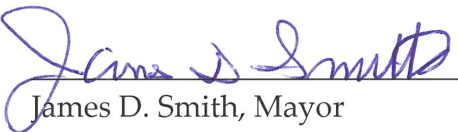
Section 2. That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.

Section 3. That this Resolution is hereby declared to be an emergency measure in accordance with Ohio Rev. Code § 731.30 for the immediate preservation of the public peace, health, safety and general welfare; and, this Resolution shall be in full force and effective immediately upon its passage.

Section 4. That it is found and determined that all formal actions of the Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of Council in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Adopted this 17th day of February, 2022.

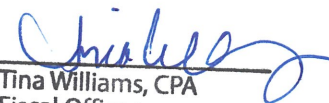
Attest: 
Petrina D. Williams, Fiscal Officer/Clerk


James D. Smith, Mayor

Rules Suspended: <u>2/17/2022</u> (if applicable)	Effective Date - <u>2/17/2022</u>
Vote - <u>6</u> Yeas ___ Nays	
First Reading - / /2022	Effective Date - / /2022
Second Reading - / /2022	
Third Reading- / /2022	
Vote - ___ Yeas ___ Nays	

CERTIFICATE OF POSTING

I, Tina Williams, CPA, Fiscal Officer of the City of South Lebanon, Ohio do hereby certify I posted a true and accurate copy of this ordinance or resolution, summary of ordinance or resolution, or statement, order, proclamation, notice or report, at five public places within the City as authorized by Section 731.25 of the Ohio Revised Code and Ordinance 98-08 of the City of South Lebanon, Ohio

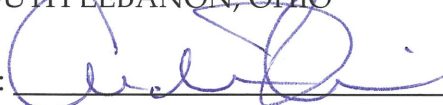
2/18/22 
Date Tina Williams, CPA
Fiscal Officer
City of South Lebanon, Ohio

Resolution No. 2022-03

Page 3

Prepared by and approved as to form:

ANDREW P. MEIER
CITY SOLICITOR
SOUTH LEBANON, OHIO

By:  _____

Date: 2/17/2022