

CITY OF SOUTH LEBANON, OHIO
ORDINANCE NO. 2023-16

**AN ORDINANCE APPROVING AND ACCEPTING FOR PUBLIC MAINTENANCE
EMERALD DRIVE IN WYNSTEAD SUBDIVISION SECTION 7, IN THE CITY OF
SOUTH LEBANON, AND DECLARING AN EMERGENCY**

WHEREAS, by letter dated January 31, 2023, the City Engineer has inspected and verified that the following street(s) in Wynstead Subdivision Section 7 have been constructed in compliance with the approved plans and the City's Subdivision Regulations Sec. 15.20.7 [Requirements for the Construction of Improvements], paragraph 6 [Inspection], to-wit:

| Street Name | Street Width | Street Mileage |
|----------------|--------------|----------------|
| Berkshire Lane | 29.00' | 550 l.f. |
| Dorney Court | 29.00' | 340 l.f. |

WHEREAS, at its meeting held on June 13, 2023, the Planning Commission of the City of South Lebanon found that the public streets and appurtenances in Wynstead Subdivision Section 7, as described herein, have been constructed in accordance with Sect 15.20.7(6)(a-e) of the City Subdivision Regulations.

WHEREAS, to immediately begin providing maintenance of the aforementioned street, and to assure safe passage for the traveling public upon such streets, immediate action is required and such action is necessary in order to preserve the public peace, health, safety or welfare of the City.

NOW, THEREFORE, BE IT ORDAINED 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 accepts for public maintenance the herein referenced streets as described herein and illustrated on the attached Exhibit.

Section 2. That the Fiscal Officer certify a copy of this Ordinance to the Warren County Engineer.

Section 3. That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.

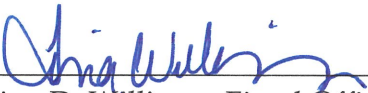
Ordinance No. 2023-16

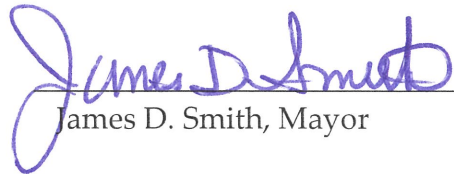
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Section 4. That this Ordinance is hereby declared to be an emergency measure in accordance with Ohio Rev. Code § 731.30 for the immediate preservation of the public peace, health, safety and general welfare.

Section 5. That it is found and determined that all formal actions of the Council concerning and relating to the adoption of this Ordinance 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 15th day of June, 2023.

Attest: 
Petrina D. Williams, Fiscal Officer/Clerk


James D. Smith, Mayor

Rules Suspended: 6/15/23 (if applicable)

Effective Date 6/15/2023

Vote - 6 Yeas
 ___ Nays

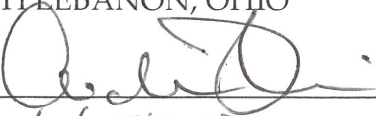
First Reading - / /2023
Second Reading - / /2023
Third Reading - / /2023

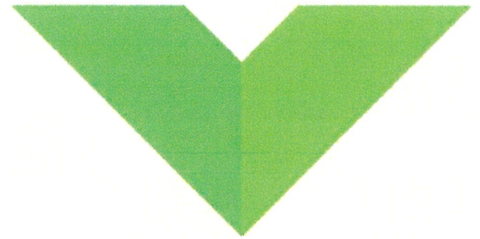
Effective Date - / /2023

Vote - ___ Yeas
 ___ Nays

Prepared by and approved as to form:

ANDREW P. MEIER
CITY SOLICITOR
SOUTH LEBANON, OHIO

By: 
Date: 6/15/2023

**Date**

January 31, 2023

Attention

Jerry Haddix
City Administrator

Address

10 N. High Street
South Lebanon, OH 45065

Subject

Wynstead Subdivision Section 7
Acceptance Letter
City of South Lebanon, OH

Dear Mr. Haddix:

After a final punch list walkthrough on November 10, 2022, the public infrastructure and rights-of-way for the Wynstead Section 7 Subdivision have been deemed acceptable for dedication.

- The contractor has satisfactorily completed all punch list items pursuant to Sect. 15.20.7(6)(a-d).
- The acceptance and dedication of the public improvements created by this subdivision include the following streets. See attached plat for exact locations:
 - o The length of the Berkshire Lane cul-de-sac; approximately 550' in length and 29' wide from back of curb to back of curb (50' right-of-way).
 - o The length of the Dorney Court cul-de-sac; approximately 340' in length and 29' wide from back of curb to back of curb (50' right-of-way).

If you have any questions, please contact our office.

Sincerely,

A handwritten signature in blue ink, appearing to read "Troy Niese".

Troy A. Niese, P.E.
Choice One Engineering

W. Central Ohio/E. Indiana

440 E. Hoewisher Rd.
Sidney, OH 45365
937.497.0200 Phone

S. Ohio/N. Kentucky

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