

VILLAGE OF SOUTH LEBANON, OHIO
RESOLUTION NO. 2017-3

A RESOLUTION DECLARING THE VILLAGE COUNCIL'S INTENT TO VACATE
A PORTION OF COCHRAN ROAD AND AUTHORIZING VILLAGE STAFF TO
COMPLETE TASKS NECESSARY TO VACATE A PORTION OF COCHRAN
ROAD, AND DECLARING AN EMERGENCY

WHEREAS, The Village of South Lebanon Council approved the plat for Homestead at River's Bend Subdivision ("Plat") on June 16, 2005; and

WHEREAS, the Plat was recorded on September 13, 2005 in Plat Book 71 pages 60-63, Warren County, Ohio Recorder's Office; and,

WHEREAS, the Plat states that "[t]he existing right of way for Cochran Road on Lots 43-45 shall be vacated upon the recording off [sic] of the right of way for the remainder of Buena Vista Drive within the boundaries of Vista Point at Rivers Bend and the Homestead at Rivers Bend"; and,

WHEREAS, the Village desires to officially vacate the existing right of way as stated in the Plat upon the procurement of a vacation plat survey and upon the passage of an ordinance; and,

WHEREAS, immediate action is required as the owners of Lot 44 and Lot ⁴³~~45~~ have requested the Village to vacate the portion of roadway as stated in the Plat, and such action is necessary in order to preserve the public peace, health, safety or welfare of the Village.

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

Section 1. The Village Council does hereby authorize the Mayor and Administrator to employ surveyors to complete the vacation plat, legal descriptions, and other necessary documentation to perfect the vacation as stated in the Plat.

Section 2. The Village Council does hereby authorize the Administrator to procure necessary road signage to provide notice to the public indicating the future road closure.

Section 3. That the Council is acting in its administrative capacity in passing this Resolution.

Section 4. That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.

Section 5. 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 6. That it is found and determined that all formal actions of the Council concerning and relating to passing 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.

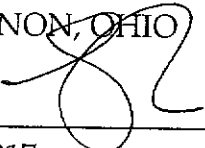
Adopted this 5th day of January, 2017.

Attest: Sharon Louallen James D. Smith
Sharon Louallen, Fiscal Officer/Clerk James D. Smith, Mayor

Rules Suspended: / 5 / 2017 (if applicable)	Effective Date - / / 2017
Vote - 6 Yeas ___ Nays	
First Reading - / / 2017	Effective Date - / / 2017
Second Reading - / / 2017	
Third Reading - / / 2017	
Vote - ___ Yeas ___ Nays	

Prepared by and approved as to form:

PAUL R. REVELSON
VILLAGE SOLICITOR
SOUTH LEBANON, OHIO

By:  _____
Date: 15 /2017