

ORDINANCE NO. 3177

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO SIGN AN AGREEMENT WITH AMERICAN TRANSMISSION SYSTEMS, INCORPORATED TO ESTABLISH A ROADWAY USE AND MAINTENANCE AGREEMENT FOR THE GALION-LEASIDE 69 KV TRANSMISSION LINE PROJECT AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Edison has contracted with American Transmission Systems, Incorporated to administrate the Galion-Leaside 69 KV Transmission Line Project that shall be constructed through parts of the Village, and

WHEREAS, the named contractor is seeking to use certain roads that are within the Villages road system and certain roads that are within the Village to access areas of the Operator's Electric Transmission Line Project, and

WHEREAS, the roads described herein may not be designed for the type of use anticipated, and this agreement is to ensure the integrity, repair and restoration of such roads and further the Village is not giving consent for the operator to locate any part of its Electric Transmission Line Project within the public right-of-way.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CRESTLINE, OHIO:

SECTION 1. That the Mayor is hereby authorized and directed to sign a Roadway Use and Maintenance Agreement with American Transmission Systems, Incorporated, together with Exhibits A and B.

SECTION 2. That it is hereby determined that this Ordinance is an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the residents of this Village and for further reason that the

immediate effective date of this ordinance is necessary so as to allow said party to begin their project and shall therefore go into immediate effect provided it receives a two-thirds (2/3) vote of all members elected to this Council, otherwise it shall go into effect in thirty (30) days if passed by a majority vote of Council.

DATE: \_\_\_\_\_

Aye \_\_\_\_\_ Nay \_\_\_\_\_ Abstain \_\_\_\_\_

\_\_\_\_\_  
Gloria McDonald, Mayor

Attest:

\_\_\_\_\_  
Annette Johnston, Clerk of Council

Approved as to form:

\_\_\_\_\_  
Jon Burton, Law Director