

ORDINANCE NO. 2012 - 20

AUTHORIZING THE CITY MANAGER TO ACCEPT A CONSERVATION EASEMENT FOR THE MUDDY CREEK STREAM RESTORATION PROJECT AND DECLARING AN EMERGENCY (ST. SUSANNA CHURCH)

WHEREAS, the City of Mason has undertaken the Muddy Creek Stream Restoration Project; and

WHEREAS, it is necessary to acquire a certain Conservation Easement and temporary right of entry from a property owner in order to complete the project; and

WHEREAS, the City has reached an agreement with Dennis M. Schnurr, Archbishop of Cincinnati, Trustee for the Members of the Congregation of St. Susanna Roman Catholic Church, Mason, Warren County, Ohio (successor in office, title and trust to Daniel E. Pilarczyk, former Archbishop of Cincinnati, as such Trustee), regarding the acquisition of a Conservation Easement on the property.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Mason, Ohio, five members elected thereto concurring:

Section 1. That the City of Mason hereby accepts the Temporary Right of Entry Agreement attached hereto as Exhibit "A" and incorporated herein by reference.

Section 2. That the City of Mason hereby accepts the Deed of Conservation Easement attached hereto as Exhibit "B" and incorporated herein by reference.

Section 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and general welfare and shall be effective immediately upon its passage. The need for said emergency is the necessity to begin the Muddy Creek Restoration Project as soon as possible.

Passed this 26th day of March, 2012.

Mayor

Attest:

Clerk of Council