

ORDINANCE NO. 2012 - 4

**APPROVAL OF THE EASEMENT ACQUISITION FOR THE STORM SEWER ACROSS LOT 70 ("COMMON AREA" AKA OPEN SPACE) OF CONCORD CROSSING SUBDIVISION, SECTION "C" FOR THE CONCORD CROSSING HOMEOWNERS' ASSOCIATION PROPERTY**

WHEREAS, the City has determined that it is necessary to acquire a permanent easement from the Concord Crossing Homeowners' Association of Mason, Ohio, which is necessary for the maintenance and future replacement of an existing storm sewer from the intersection of Buerkle Drive and North Forest Avenue; and

WHEREAS, the City has negotiated with the Concord Crossing Homeowners' Association for the acquisition of said easement.

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

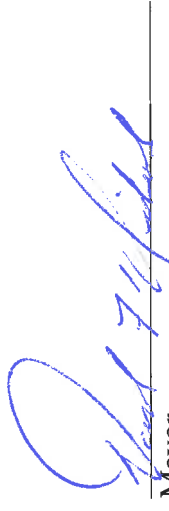
Section 1. That the storm easement acquisition for parcel # 16-36-255-014 also known as the "Common Area" or "Open Space" Lot 70 of the Concord Crossing Subdivision, Section "C" owned by Concord Crossing Homeowners' Association for the purpose of maintaining and future replacement, is hereby approved.

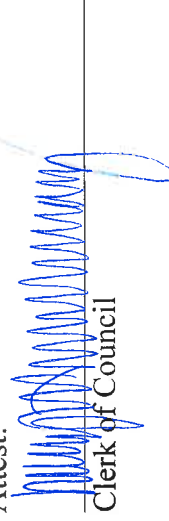
Section 2. That the easement set out in Exhibit "A", attached hereto and incorporated herein by reference, is hereby declared to be needed for the municipal purpose of maintaining of a portion of the existing storm sewer system and as required the future replacement of said storm sewer system.

Section 3. That the City Manager is hereby authorized and directed to execute any and all documents necessary to acquire said easement.

Section 4. That the Finance Director is hereby directed to pay the amount of \$1.00 to the Concord Crossing Homeowners' Association for said easement.

Passed this 23<sup>rd</sup> day of January, 2012.

  
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Mayor

Attest:  
  
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Clerk of Council