

CONSENT LEGISLATION

Ordinance/Resolution No. # 2022-05

PID No. 101697

Project Name ERI-269-04.26

The following ordinance enacted by the Village of Castalia of Erie County, Ohio,
(Ordinance/Resolution)
hereinafter referred to as the Village, in the matter of the stated described project.

SECTION I - Project Description

WHEREAS, the State has identified the need for the described project:

To resurface pavement in the Village of Castalia in Erie County. This project includes State Route 269 from SLM 4.262 (intersection with Dining Rd) to SLM 7.504 (Castalia South Corp Limit), from SLM 7.955 (intersection with SR 101) to SLM 8.555 (Castalia North Corp Limit), and from SLM 11.315 (intersection with US 6) to SLM 12.690 (intersection with SR 2). SR 269 from SLM 7.955 to SLM 8.555 are within Village limits.

This project is currently scheduled to be constructed in the summer of 2023 / 2024.

NOW THEREFORE, be it ordained by the Village of Castalia of Erie County, Ohio.

SECTION II - Consent Statement

Being in the public interest, the Village gives consent to the Director of Transportation to complete the above described project.

SECTION III - Cooperation Statement

The Village shall cooperate with the Director of Transportation in the above described project as follows:

- 1) *The Village gives consent for the above improvement,*
- 2) *No funds are required from the Village except that the Village agrees to assume and bear one hundred percent (100%) of the total cost for added construction items requested by the Village and not necessary for the improvement as determined by the State and the Federal Highway Administration.*

SECTION IV - Maintenance

Upon completion of the described Project, and unless otherwise agreed, the Village shall:

- 1) Provide adequate maintenance for the described Project in accordance with all applicable state and federal law;
- 2) Provide ample financial provisions, as necessary, for the maintenance of the described project;
- 3) Maintain the right-of-way, keeping it free of obstructions; and hold said right-of-way inviolate for public highway purposes.

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SECTION V – Utilities and Right-of-Way Statement

If Village owned utilities, within a corporation limit or in a private easement outside corporation limits, need to be relocated due to this ODOT project, the Village will be reimbursed for any relocation work; ODOT will perform the coordination, relocation, and reimbursement which shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

If other public and private utilities need to be relocated due to this ODOT project they will not be reimbursed for relocation; with exceptions due to an easement, etc.

SECTION VI - Authority to Sign

The Fiscal Officer of said Village of Castalia is hereby empowered on behalf
(Contractual Agent)
 of the Village of Castalia to enter into contracts with the Director of Transportation necessary to complete the above described project.

Passed: May 24, 2022.
(Date)

Attested: Kathy Niehm - Fiscal Officer
(Clerk) (Officer of Village - title)

Attested: _____
(Title) (Mayor)

This #2022-05 is hereby declared to be an emergency measure to expedite the highway
(Ordinance/Resolution)
 project and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

CERTIFICATE OF COPY
STATE OF OHIO
Village of Castalia of Erie County, Ohio

I, Kathy Nieha, as Clerk of the Village of Castalia of Erie County, Ohio,

Do hereby certify that the foregoing is a true and correct copy of #2022-05 adopted by
the legislative Authority of the said Village of Castalia on this 24th day of May 2022
that the publication of such #2022-05 has been made and certified of record according to
law; that no proceedings looking to a referendum upon such #2022-05 have been taken;
and that such #2022-05 and certificate of publication thereof are of record in
#2022-05, Page N/A.
(Ordinance/Resolution)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official
seal, if applicable, this 24th day of May, 2022

(SEAL)
(If Applicable)

Kathy Nieha, Fiscal Office
Clerk Signature
Village of Castalia of Erie County, Ohio.

The foregoing is accepted as a basis for proceeding with the project herein described.

For the Village of Castalia of Erie County, Ohio

Attest: _____, Date _____
Contractual Officer