

PASSED: July 14, 2008
BY: Stillpass

RESOLUTION NO. 2008-09

RESOLUTION AUTHORIZING VILLAGE MANAGER TO SIGN AN ENVIRONMENTAL
COVENANT WITH STATE FIRE MARSHALL RESTRICTING RESIDENTIAL USE BY
VILLAGE OF PROPERTY LOCATED AT VILLAGE HALL

WHEREAS, the Village having been engaged with the Ohio Department of Commerce, Division of State Fire Marshall, Bureau of Underground Storage Regulations (BUSTR), with regard to taking action to accomplish environmental cleanup of the area at Village Hall where, formerly, the Village had maintained gasoline/diesel storage tanks, and

WHEREAS, the Village has accomplished substantial clean up of said area, and

WHEREAS, the State Fire Marshall has agreed that no further action will be required of the Village regarding said clean up if the Village executes with the State Fire Marshall an environmental covenant prohibiting residential use of said property until such time that the State Fire Marshall agrees in writing that conditions have improved to the extent that such environmental covenant is no longer required.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF AMBERLEY VILLAGE, STATE OF OHIO, six (6) Members elected thereto concurring:

SECTION 1: That the Village Manager be, and hereby is, authorized and directed to execute on behalf of the Village the Environmental Covenant approved and signed by the State Fire Marshall on June 11, 2008; said Covenant providing that no residential use may be made to the area around Village Hall where storage tanks had been maintained by the Village.

SECTION 2: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed this 14th day of July, 2008.

Mayor Charles S. Kamine

ATTEST:

Nicole Browder, Clerk of Council

I, Clerk of Council of the Village of Amberley Village, Ohio, certify that on the 14th day of July, 2008, the foregoing Resolution was published pursuant to Article IX of the Home Rule Charter by posting true copies of said Resolution at all of the places of public notice as designated by Sec. 31.04 (B), Code of Ordinances.

Nicole Browder, Clerk of Council