

RESOLUTION NO. 2023-12

**A RESOLUTION ACCEPTING AN EASEMENT FROM HIRAM COLLEGE FOR NON-EXCLUSIVE USE OF REAL ESTATE LOCATED NEAR THE VILLAGE OF HIRAM "OLD LIGHT PLANT" ON TERRIER DRIVE AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Village of Hiram owns a parcel of land formerly used as the Village of Hiram Light Plant (hereinafter "Light Plant") which over time has used a portion of Terrier Drive for ingress and egress; and

**WHEREAS**, Terrier Drive is a private road, owned by Hiram College, who for many years has informally allowed the Village to access the Light Plant by use of Terrier Drive; and

**WHEREAS**, after discussion between Hiram College and the Village of Hiram, it has been agreed to formalize the use of Terrier Drive by Hiram Village in an easement; and

**WHEREAS**, the Council of the Village of Hiram wishes to accept the easement.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Village of Hiram, Portage County, State of Ohio two thirds or more of the members thereto concurring, that:

**SECTION 1:** An easement in favor of the Village of Hiram offered by Hiram College in substantial conformity with that set forth as Exhibit "A" attached hereto and incorporated herein and by reference is accepted.

**SECTION 2:** It is found that all formal action of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Revised Code of the State of Ohio.

**SECTION 3:** This Resolution is declared an emergency measure becoming effective immediately upon its passage by the Village Council and execution by the Mayor for the reason that the Village Council wishes to formalize the longstanding arrangement with Hiram College to use Terrier Drive as soon as possible.

  
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Mayor Lou Bertrand

ATTEST:

  
Fiscal Officer Susan J. Skrovan-DeYoung

Approved as to form:

  
Village Solicitor Thomas Reitz

SUSAN DE YOUNG, Fiscal Officer of the Village of Hiram, Ohio, hereby certify that the foregoing Resolution ~~or Ordinance~~ No. 2023-12 has been duly posted in the required 5 places.

5/10/2023   
Date Fiscal Officer, Village of Hiram