

ORDINANCE NO. 08-43 AC CMS

AN ORDINANCE DECLARING CERTAIN MUNICIPALLY-OWNED REAL PROPERTY SURPLUS AND AUTHORIZING AN AGREEMENT WITH LORAIN COUNTY HABITAT FOR HUMANITY RELATING TO SAME AND DECLARING AN EMERGENCY

WHEREAS, the City of Oberlin is the owner of certain real property located on South Pleasant Street that is not necessary for any current municipal purpose; and

WHEREAS, Lorain County Habitat for Humanity has offered to construct affordable housing on said property if the City of Oberlin transfers it to that entity; and

WHEREAS, the construction of affordable housing on said property will create jobs, stimulate the local economy and provide additional housing for low and moderate income residents; and

WHEREAS, the creation of said housing fulfills an important municipal public purpose and will be of great benefit to the residents of the City.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That the unimproved real property located at 263 South Pleasant Street, Oberlin, Ohio, owned by the City of Oberlin and more fully described in the attached "Exhibit A", is hereby declared to be surplus and not necessary for any current municipal purpose.

SECTION 2. That the City Council hereby authorizes and approves an agreement between the City and Lorain County Habitat for Humanity for the transfer of said surplus property to said entity pursuant to the terms and conditions therein contained, a copy of said agreement being attached hereto, marked "Exhibit B", and incorporated herein by reference, and the City Manager is hereby authorized and directed to execute said agreement on behalf of the City.

SECTION 3. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this Ordinance 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 Ohio Revised Code.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Oberlin, Ohio, or to provide for the usual daily operation of a municipal department, to wit:

“to authorize the transfer of certain surplus municipal real property to Lorain County Habitat for Humanity at the earliest possible date in order to allow the commencement of construction of new affordable housing in the City to take place as soon as possible”,

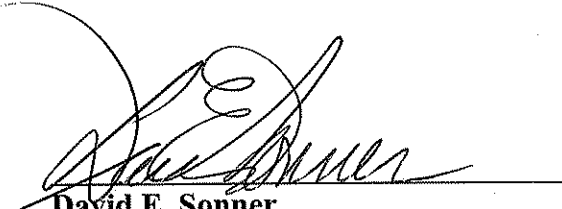
And shall take effect immediately upon passage.

PASSED: 1st Reading – June 16, 2008(E)
2nd Reading –
3rd Reading –

ATTEST:



**Belinda B. Anderson
CLERK OF COUNCIL**



**David E. Sonner
PRESIDENT OF COUNCIL**

POSTED: 6/17/2008

EFFECTIVE DATE: 6/16/2008