

RESOLUTION NO. 4-17

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE STATEMENT OF RESPONSIBILITY PERTAINING TO THE GRANGER ROAD LOW HEAD DAM REMOVAL.

WHEREAS: Ordinance No. 70-15, passed May 26, 2015, authorized the Mayor to execute Consent Legislation with the Ohio Department of Transportation (ODOT) for the Granger Road Low Head Dam removal, located within the North Branch of the Rocky River within City of Medina property; and

WHEREAS: As part of the permitting process, ODOT needs to provide a Statement of Maintenance Responsibility identifying the entity that will assume responsibility in perpetuity.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the Mayor is authorized and directed to execute the Statement of Responsibility pertaining to the Granger Road Low Head Dam removal.

SEC. 2: That a copy of the Statement of Maintenance Responsibility is Marked Exhibit A, attached hereto, and incorporated herein.

SEC. 3: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 4: That this Resolution shall be in full force and effect at the earliest period allowed by law.

PASSED: January 9, 2017

SIGNED: John M. Coyne, III
President of Council

ATTEST: Kathy Patton
Clerk of Council

APPROVED: January 10, 2017

SIGNED: Dennis Hanwell
Mayor



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STATEMENT OF MAINTENANCE RESPONSIBILITY

MED-Granger Road Dam Removal

PID No. 99636

Res. 4-17
Exh. A

With reference to the above captioned project, please be advised of the following:

1. On May 26, 2015 the City Council of the City of Medina approved Ordinance #70-15 authorizing consent legislation to allow the Ohio Department of Transportation (ODOT) to remove the Granger Road Low Head Dam.
2. The Granger Road Dam is located in Medina Township, within the North Branch of the Rocky River on City property adjacent to the City's former water treatment plant (PPN 026-06D-16-010).
3. The City has owned this property since 1907; at that time the City was known as the 'Village of Medina'.
4. The City has assumed maintenance responsibility for this property, including the portion of the North Branch of the Rocky River, continually since 1907.
5. As required by the Medina County Flood Damage Reduction Regulations, Section 4.13 C.3, the applicant shall be responsible for providing the necessary maintenance for the altered or relocated portion of said watercourse so that the flood carrying capacity will not be diminished.
6. The alteration to be completed by ODOT is not expected to diminish the flood carrying capacity of the channel.
7. To satisfy the requirements of the Regulations, it is necessary that a statement identifying the entity that will have maintenance responsibilities for the stream channel be submitted.
8. Please be advised that the City of Medina, as owner of the property since 1907, has been and will continue to be the responsible entity.
9. This statement authorized by approval of the City of Medina City Council, through Resolution # 4-17 passed on January 9, 2017.

Dennis Hanwell, Mayor of the City of Medina

January 10, 2017

Date