

**ORDINANCE NO. 15 , 2019**

**AN ORDINANCE ACCEPTING PUBLICLY DEDICATED EASEMENT RIGHTS  
FOR STORMWATER IMPROVEMENTS FROM VARIOUS  
PROPERTY OWNERS ON JOLAIN DRIVE**

**WHEREAS**, the City, working in cooperation with various property owners in the 7800 block of Jolain Drive, did partner for certain public and special assessment stormwater improvements across various properties; and

**WHEREAS**, to access the properties and to be able to maintain such improvements, the City and the property owners did negotiate various Easement Agreements, copies of which are attached hereto; and

**WHEREAS**, Council does desire to authorize the City Manager to execute these Easement Agreements and to accept these property rights for and on behalf of the City and to commit the City to the maintenance of the stormwater improvements within the easement areas now and in the future.

**NOW THEREFORE, BE IT ORDAINED** by the Council of the City of Montgomery, Hamilton County, Ohio, that:

**SECTION 1.** The City Manager is hereby authorized to execute the attached Easement Agreements and to accept the grant of certain easement rights by the various property owners along Jolain Drive for the properties identified as Hamilton County Auditor's Parcel Numbers 603-0013-0039, 603-0013-0040, 603-0013-0041, 603-0013-0043, 603-0013-0047, 603-0013-0048, and 603-0013-0049.

**SECTION 2.** Council hereby accepts the stormwater improvements as public improvements. It shall be the City of Montgomery's responsibility to maintain these

stormwater improvements within these easement areas as public improvements consistent with the terms of the various Easement Agreements executed by and between the property owners and the City of Montgomery.

**SECTION 3.** This Ordinance shall take effect the earliest opportunity as allowable by law.

PASSED: October 2, 2019

ATTEST: Connie M. Gaylor  
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi  
Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:  
Terrence M. Donnellon  
Terrence M. Donnellon, Law Director