

Preliminary Consent LegislationOrdinance # 2016-32

County/Route/Section: ALL/HAN/HAR-US 68/SR 235/696

The following is an ordinance enacted by the Village of Beaverdam, Allen County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project.

SECTION I - Project Description

WHEREAS, the LPA has identified the need for the described project:

This project proposes to grind and pave with asphalt concrete on the following routes:

- US 68 (Main Street) from the south corporation limits of the Village of Dunkirk to Washington Street in the Village of Dunkirk.
- SR 235 from the Hardin County line to Hancock County Road 304.
- SR 235 from the south corporation limits of the Village of Alger to SR 309 including portions of Lee Street and Front Street in the Village of Alger.
- SR 235 from the north corporation limits of the Village of Ada to the Hancock County line.
- SR 696 from just east of Swaney Road to the concrete pavement at I-75.
- SR 696 from the concrete pavement at I-75 to approximately 0.04 mile north of the railroad crossing on West Street in the Village of Beaverdam. This includes work on Main Street and West Street in the Village of Beaverdam.

WHEREAS, a portion of the described project is within the village corporation limits.

NOW THEREFORE, be it ordained by the Village of Beaverdam of Allen County, Ohio.

SECTION II - Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION III - Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

ODOT and FHWA shall assume and bear 100% of the necessary costs of the State's highway improvement project. In the event that the village requests certain features or appurtenances to be

included within the State's highway improvement project's design and construction, and which features and appurtenances are determined by the State to be not necessary for the State's project, the village shall contribute 100% of the cost of those items.

SECTION IV - Utilities and Right-of-Way Statement

The LPA agrees that all right-of-way required (if applicable) for the described project will be acquired and/or made available in accordance with current State and Federal regulations. The LPA also understands that right-of-way costs include eligible utility costs.

The LPA agrees that all utility accommodations, relocations and reimbursements will comply with the current provisions of 23 CFR 65 and the ODOT Utilities Manual.

SECTION V - Maintenance

Maintain the right-of-way and keep it free of obstructions, and hold said right-of-way inviolate for public highway purposes.

SECTION VI - Authority to Sign

The Mayor of said Village of Beaverdam is hereby empowered on behalf of the Village of Beaverdam to enter into agreements with the Director of Transportation necessary to complete the above described project.

Passed: 11/15/16, 20 16.
(Date)

Attested: Annie Mae Falte
(Clerk)

Robert Beemer
(Mayor)

Attested: Annie Mae Falte

Pamela Selig
(President of Council)

This ordinance is hereby declared to be an emergency measure to expedite the highway project(s) and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

CERTIFICATE OF COPY
STATE OF OHIO

Village of Beaverdam of Allen County, Ohio

I, Annie Mae Patta, as Clerk of the Village of Beaverdam of Allen County, Ohio, do hereby certify that the foregoing is a true and correct copy of ordinance adopted by the legislative Authority of the said Village of Beaverdam on the 15 day of November 20 16, that the publication of such ordinance has been made and certified of record according to law: that no proceedings looking to a referendum upon such ordinance have been taken; and that such ordinance certified of publication thereof are of record in _____, Page _____.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 15 day of November, 20 16.

Annie Mae Patta
Clerk

Village of Beaverdam of Allen County, Oh.



(SEAL)
(If Applicable)

The foregoing is accepted as a basis for proceeding with the project herein described.
For the Village of Beaverdam of Allen County, Ohio

Callista Beemer, Date 11-15-16
Contractual Officer (Mayor)

Attest: Annie Mae Patta

For the State of Ohio

Jay G. ..., Date 11/28/16
Director, Ohio Department of Transportation

Attest: Charles ...