

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

2021-18

September 9th

2021

Ordinance No. \_\_\_\_\_

Passed \_\_\_\_\_, 20\_\_\_\_\_

AN ORDINANCE OF APPROVAL AND GRANTING CONSENT TO THE DIRECTOR OF THE OHIO DEPARTMENT OF TRANSPORTATION AUTHORITY TO APPLY, MAINTAIN, AND REPAIR STANDARD LONGITUDINAL PAVEMENT MARKINGS, AND

ERECT REGULATORY AND WARNING SIGNS ON STATE HIGHWAYS INSIDE VILLAGE CORPORATE LIMITS AND GIVING CONSENT OF THE VILLAGE FOR THE OHIO DEPARTMENT OF TRANSPORTATION TO REMOVE SNOW AND ICE AND USE SNOW AND ICE CONTROL MATERIAL ON STATE HIGHWAYS WITHIN THE CORPORATION LIMITS, AND

GIVING CONSENT OF THE VILLAGE FOR THE OHIO DEPARTMENT OF TRANSPORTATION TO PERFORM MAINTENANCE AND/OR REPAIR ON STATE HIGHWAYS INSIDE THE VILLAGE CORPORATION LIMITS.

WHEREAS, the Director of Transportation, under Sectron 5521.01 of the Revised Code of Ohio, is authorized upon request and approval of the legislative authority of the Village of Sabina, Clinton County, Ohio (hereafter known as “the Village”) to maintain, repair, and apply standard longitudinal pavement marking lines and to erect regulatory and warning signs, as defined in the manual adopted under section 4511.09 of the Revised Code on any section of a State Highway within the corporation limits of the Village; and

WHEREAS, the Director of Transportation, under Section 5501.41, Revised Code of Ohio, may, upon consent of the legislative authority of the Village remove snow and ice and use snow and ice control material on State Highways within the corporate limits of a village pursuant to a written agreement to be entered into between the Village and the Department of Transportation of the State of Ohio; and

WHEREAS, the Director of Transportation, under Section 5511.01 of the Revised Code of Ohio, may, upon the consent of the legislative authority of the Village perform maintenance and/or repair on the State Highways within the corporation limits on the Village pursuant to a written agreement to be entered into between the Village and the Department of Transportation of the State of Ohio; and

WHEREAS, State Highway Nos. 22-3 and 729 lie within the Village; and

WHEREAS, the work proposed to be authorized under this ordinance shall be restricted to the application, maintenance, and repair of standard longitudinal pavement markings and the erecting of regulatory and warning signs, and may include if an Agreement is entered into, the removal of snow and ice and the use of snow and ice control material on State Highways within the corporation limits of the Village but shall not include the removal of snow and ice and the use of snow and ice control material on driveways, parking areas, and intersecting roads and streets, and, may include if an Agreement is entered into, the maintenance and/or repair of the State Highways withing the corporation limits of the Village; and

WHEREAS, this ordinance shall not relieve or discharge the Village from responsibility for emergency repair of signs installed by the Department of Transportation; and

WHEREAS, this ordinance shall not relive or discharge the Village from any Claim or claims arising from, or growing out of, the work by the Department of Transportation of the State of Ohio on said highways in the Village, and the Village shall save the State of Ohio harmless from any and all such claims.



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NOW, THEREFORE, BE IT ORDAINED, by 2/3 or more of the elected members of the Council of the Village of Sabina, Clinton County, Ohio as follows:

SECTION I: It is hereby declared to be in the public interest that the consent of said Village be, and such consent is hereby given to the Department of Transportation of the State of Ohio for said Department to apply standard longitudinal pavement markings, and to erect regulatory and warning signs on said State Highways, in accordance with the standard practices of the Ohio Department of Transportation.

SECTION II: It is hereby declared to be in the public interest that the consent of said Village be, and such consent is hereby given to the Department of Transportation of the State of Ohio, if an agreement is entered into, for said Department to remove snow and ice and use snow and ice control material on any State Highways listed in the agreement in accordance with the standard practices of the Ohio Department of Transportation.

SECTION III: It is hereby declared to be in the public interest that the consent of said Village be, and such consent is hereby given to the Department of Transportation of the State of Ohio, if an agreement is entered into, for said Department to perform certain maintenance and/or repair on any State Highways listed in the agreement in accordance with the standard practices of the Ohio Department of Transportation.

SECTION IV: That the Village Administrator is authorized to enter into any agreement with the Ohio Department of Transportation for the removal of snow and ice and the use of snow and ice control material on said State Highways within the corporation limits of the Village and any agreement with ODOT for certain maintenance and/or repair of the State Highways within the corporation limits of the Village.

SECTION V: That this Ordinance shall take effect and be in force at the earliest time allowed by law.

1<sup>st</sup> Read: AUGUST 19TH, 2021  
2<sup>nd</sup> Read: AUGUST 26TH, 2021  
3<sup>rd</sup> Read: SEPTEMBER 9TH, 2021

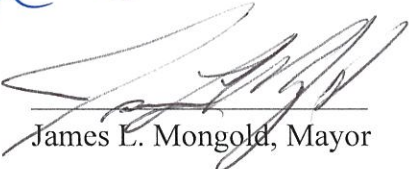
Passed this 9th day of September, 2021.

Attest:

Approved By:

  
Nancy L. Cornell, Fiscal Officer

  
Benjamin Collings, President of Council

  
James L. Mongold, Mayor