

ORDINANCE NO. 1529 AC CMS

AN ORDINANCE PERMITTING A SANITARY SEWER TAP-IN TO WAYNE AND NANCY SHIPMAN FOR THEIR BUSINESS KNOWN AS DARI LAND IN PITTSFIELD TOWNSHIP

WHEREAS, Wayne and Nancy Shipman are the owners of a business known as Dari Land, located on the West side of S.R. 58 in Pittsfield Township, Lorain County, Ohio, and

WHEREAS, the City of Oberlin owns and controls a sanitary sewer line which is located on the East side of said S.R. 58, and

WHEREAS, there is a possibility that if the Shipmans are not permitted the tap-in to the said sewer line, the Lorain County Health Department and/or the Ohio Environmental Protection Agency, may force the Shipmans to discontinue their business; and

WHEREAS, the Council of the City of Oberlin in consideration of the threat to the Shipmans business and as a humanitarian gesture is desirous of making an exception to Codified Ordinance No. 909.04 by permitting the tap-in to the Shipmans under conditions which are hereinafter set forth

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Oberlin, Lorain County, Ohio, a majority of all members elected thereto concurring:

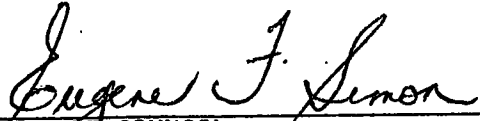
SECTION 1. That Wayne and Nancy Shipman be permitted to tap into the sanitary sewer line owned by the City of Oberlin, located along S.R. 58 in Pittsfield Township, provided that they first comply with the following conditions:

- (a) That the Shipmans on behalf of themselves and their heirs executors, assigns and successors in interest, execute an agreement committing themselves to sign any annexation petition and all other documents incident thereto to procure annexation of other properties on S.R. 58 in Pittsfield Township to the City of Oberlin and to do all things necessary to cooperate in bringing about such annexation.
- (b) That the Shipmans agree to pay all costs incident to extending the sewer line to their property across S.R. 58.
- (c) That the Shipmans agree to pay a front foot assessment for the cost of the sewer line fronting their property at the rate of \$12.57 per front foot.
- (d) That the Shipmans agree to submit their property to a review and examination of the Oberlin Planning Commission, and comply with recommendations made by such commission.

SECTION 2. This Ordinance shall take effect at the earliest date allowed by law.

PASSED: 1st reading - June 23, 1980
2nd reading - June 30, 1980
3rd reading - July 7, 1980

ATTEST:


CLERK OF COUNCIL


CHAIRMAN OF COUNCIL

POSTED: July 8, 1980