

**ORDINANCE NO: 12 – 1076**

**AN ORDINANCE AUTHORIZING THE VILLAGE SOLICITOR TO FILE A PETITION TO RECEIVE PROPERTY THROUGH FORFEITURE AND DECLARING AN EMERGENCY IN THE VILLAGE OF RUSSELLS POINT, OHIO**

**WHEREAS**, pursuant to R.C. 5723.01(A)(3), notice and an offer to forfeit the Property has been provided to Russells Point, being the political subdivision, who is required to receive notice pursuant to R.C. 5723.01(A)(3); and

**WHEREAS**, upon approval of a Petition to Receive Property pursuant to R.C. 5723.01, all the right, title, claim, and interest of the former owner of the forfeited property will be transferred to and vested in the Village of Russells Point, Ohio.

**WHEREAS**, this Council has determined by reviewing all pertinent information that authorizing the Solicitor to execute any documents necessary to accept the forfeited Property is necessary and in the best interest of the Village of Russells Point;

**NOW, THEREFORE, BE IT ORDAINED**, by the Council of the Village of Russells Point, Ohio:

**SECTION I:** The Solicitor is hereby authorized to execute any documents necessary to petition the Court to receive the real estate which is the subject of this Ordinance (hereinafter referred to as the “Property”) and is described as follows:

*Situated in the Township of Washington, in the County of Logan, Village of Russells Point and the State of Ohio, bounded and described as follows:*

*Being Lots 738 and 739 as the same are known and designated on the recorded plat of the Village of Russells Point, Ohio.*

*Subject to all valid and enforceable conditions and restrictions of record.*

*Parcel No. 52-032-13-05-002-000.*

**SECTION II:** The Village shall pay any court costs due to the Logan County Court of Common Pleas in connection with the foreclosure case regarding the Property.

**SECTION III:** That it is found and determined that all formal actions of this Council concerning and relating to the adoption 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 all legal requirements of the Ohio Revised Code.

**SECTION IV:** That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety in the Village of Russells Point so that the Solicitor may file the petition to receive property in a timely manner as required by the Revised Code. This ordinance shall go into immediate effect provided that it receives a two thirds vote of all members of Village Council.

\_\_\_\_\_  
Dave Leonard  
President Pro Tem of Council

\_\_\_\_\_  
Robin Reames  
Mayor

Attested: \_\_\_\_\_  
Jeff Weidner  
Fiscal Officer

Approved as to Form:  
\_\_\_\_\_  
Robert N. Eshenbaugh Jr.  
Village Solicitor

Date Passed: \_\_\_\_\_