

ORDINANCE NO. 28 - 2022

AN ORDINANCE APPROVING AND GRANTING CONSENT TO THE DIRECTOR OF THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) AUTHORITY TO APPLY, MAINTAIN, AND REPAIR STANDARD LONGITUDINAL PAVEMENT MARKINGS AND TO ERECT REGULATORY AND WARNING SIGNS ON STATE HIGHWAYS INSIDE THE VILLAGE CORPORATE LIMITS, GIVING CONSENT OF THE VILLAGE FOR ODOT TO REMOVE SNOW AND ICE AND USE SNOW AND ICE CONTROL MATERIAL ON STATE HIGHWAYS INSIDE VILLAGE CORPORATE LIMITS, AND GIVING CONSENT OF THE VILLAGE TO ODOT TO PERFORM MAINTENANCE AND/OR REPAIR ON STATE HIGHWAYS INSIDE THE VILLAGE CORPORATE LIMITS.

WHEREAS, the Director of Transportation, under § 5521.01 of the Ohio Revised Code (R.C.), is authorized upon request and approval of the legislative authority of 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 R.C. § 4511.09 on any section of a State Highway within the corporate limits of the Village; and

WHEREAS, the Director of Transportation, under R.C. § 5501.41, 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 the Village pursuant to a written agreement to be entered into between the Village and ODOT; and

WHEREAS, the Director of Transportation, under R.C. § 5511.01, may upon the consent of the legislative authority of the Village, perform maintenance and/or repair on the State Highways within the corporate limits of the Village pursuant to a written agreement to be entered into between the Village and ODOT; and

WHEREAS, State Highway Nos. 84, 307 and 528 lie within the Village of Madison, Lake County, Ohio; 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 corporate 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 within the corporate limits of the Village.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MADISON, COUNTY OF LAKE AND STATE OF OHIO:

SECTION 1. It is hereby declared to be in the public interest that the consent of this 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 2. It is hereby declared to be in the public interest that the consent of this 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.

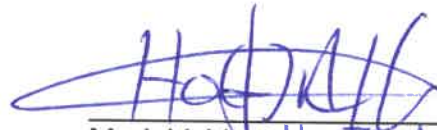
SECTION 3. It is hereby declared to be in the public interest that the consent of this Village be, and such consent is hereby given to the Department of Transportation of the State of Ohio, if an agreement is entered into, for said Department to perform certain maintenance and/or repair on any State Highways listed in the agreement in accordance with the standard practices of the Ohio Department of Transportation.

SECTION 4. That the Village Administrator is authorized to enter into any agreement with ODOT for the removal of snow and ice and the use of snow and ice control material on said State Highways within the corporate limits of the Village and any agreement with ODOT for certain maintenance and/or repair of the State Highways within the corporate limits of the Village.

SECTION 5. That the Clerk is hereby directed to furnish the Director of Transportation and the Board of County Commissioners of Lake County, Ohio, with a certified copy of this Ordinance immediately upon execution.

SECTION 6. 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 of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including § 121.22 of the Ohio Revised Code.

SECTION 7. That this Ordinance shall be in full force and effect at the earliest time provided by law.



Mark V. Vest, Ho. Jay Adams
President of Council Vice President of Council

PASSED:

1st Reading: November 28, 2022

Attested:



Kristie M. Crockett,
Fiscal Officer / Clerk of Council

Approved:

Date: 11/28/2022



Sam Britton, Jr.,
Mayor