

Board of
Mahoning County
Commissioners
106 County Office
Building
21 W. Boardman St.
Youngstown 3,
Ohio

RESOLUTION

AUTHORIZING THE HOLY TRINITY UKRANIAN CATHOLIC CHURCH, ATTORNEY MICHAEL YURCHISON, AGENT FOR SAME; AND CALVARY TEMPLE INCORPORATED, ATTORNEY ROBERT MANCHESTER, AGENT FOR SAME, PERMISSION TO CONSTRUCT A SANITARY SEWER AND MANHOLES IN SOUTH RACCOON ROAD FROM A POINT APPROXIMATELY 100 FEET NORTH OF KIRK ROAD THENCE SOUTHERLY TO THE EXISTING LINE LOCATED APPROXIMATELY 615 FEET SOUTH OF KIRK ROAD IN CORNERS-BURG SEWER DISTRICT NO. 14, AUSTINTOWN TOWNSHIP, MAHONING COUNTY, OHIO

1057

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WHEREAS, A LETTER OF APPLICATION FROM THE ABOVE NAMED HOLY TRINITY UKRANIAN CATHOLIC CHURCH, 526 WEST RAYEN AVENUE, BY ITS AGENT, MICHAEL YURCHISON, ATTORNEY; AND CALVARY TEMPLE INCORPORATED, 2930 SOUTH RACCOON ROAD, BY ITS AGENT, ROBERT MANCHESTER, AGENT, TO CONSTRUCT SAID SEWER IN COMPLIANCE WITH SECTION 307.73 OF THE REVISED CODE OF OHIO HAS BEEN HERETOFORE FILED WITH THE BOARD OF COUNTY COMMISSIONERS; AND

WHEREAS, THE BOARD SHALL COLLECT AND RETURN TO THE APPLICANTS THROUGH THEIR AGENTS, A PRO-RATED SHARE OF THE COSTS OF THE CONSTRUCTION IN THE EVENT SAID SEWER IS HEREAFTER TAPPED INTO BY ANY NON-PARTICIPANTS ALONG THE ROUTE OF THE COMPLETED INSTALLATION; AND

WHEREAS, THE PRO-RATED SHARE IS TO BE BASED ON THE FRONT FOOTAGE OF NON-PARTICIPATING LANDS AND SHALL NOT BE IN EXCESS OF THE AMOUNT CHARGEABLE IF SUCH NON-PARTICIPANT HAD PARTICIPATED IN THE IMPROVEMENT.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS THAT THE HOLY TRINITY UKRANIAN CATHOLIC CHURCH AND CALVARY TEMPLE INCORPORATED, BE AND THEY ARE HEREBY AUTHORIZED TO PROCEED WITH THE CONSTRUCTION OF A SANITARY SEWER AND MANHOLES IN ACCORDANCE WITH DETAILED PLANS AND SPECIFICATIONS APPROVED BY THE COUNTY SANITARY ENGINEER; AND

BE IT FURTHER RESOLVED THAT CERTIFIED COSTS OF CONSTRUCTION BE FORWARDED TO THE COUNTY SANITARY ENGINEER'S OFFICE, 940 BEARS DEN ROAD, UPON COMPLETION SO THAT A FRONT FOOTAGE CHARGE CAN BE PLACED AGAINST NON-PARTICIPATING LAND LOCATED ALONG THE ROUTE OF THE CONSTRUCTION; AND

BE IT FURTHER RESOLVED, THAT SUCH FUNDS COLLECTED BY THE COUNTY BE FORWARDED TO THE LAW OFFICES OF HARRINGTON, HUXLEY AND SMITH, MAHONING BANK BUILDING, SO THAT THE AGENTS MAY DISTRIBUTE TO THE APPLICANTS THEIR PROPER SHARES.

IT WAS MOVED BY MR. CARNEY, AND SECONDED BY MR. GILRONAN, THAT THE FOREGOING RESOLUTION BE APPROVED AND PASSED THIS 16 DAY OF JANUARY, 1964.

REMARKS: NONE

ROLL CALL VOTING RESULTED AS FOLLOWS:

MR. PALERMO: AYE
MR. CARNEY: AYE
MR. GILRONAN: AYE

WHEREUPON, THE PRESIDENT DECLARED THE FOREGOING RESOLUTION DULY ADOPTED THIS 16 DAY OF JANUARY, 1964.

ATTEST:
John C. Carney
CLERK OF THE BOARD
John Palermo
PRESIDENT OF THE BOARD
Edward J. Gilronan
COUNTY COMMISSIONER