

Village of Bolivar, Ohio

Ordinance Number: O-17-2024

TITLE: AN ORDINANCE TO GRANT BOLIVAR MAIN STREET ASSOCIATION PERMISSION TO PLACE AND MAINTAIN AN 8' BY 12' SHED ON VILLAGE PROPERTY KNOWN AS PARCEL NO. 37-00160-001

WHEREAS, the Village of Bolivar (“Bolivar”) received a request from Bolivar Main Street Association, Inc. (“Bolivar Main Street”) seeking permission to place a shed with a footprint of 8 total feet wide by 12 total feet long on a parcel of real property belonging to Bolivar known as 37-00160-001 (the “Property”); and

WHEREAS, Bolivar Main Street is a non-profit corporation, duly organized in the State of Ohio, for specific purposes dedicated to the betterment of Bolivar, as well as its residents, businesses, and visitors; and

WHEREAS, to assist Bolivar Main Street in fulfilling its specific purposes, Council now desires to grant permission to Bolivar Main Street to place a shed with a footprint of 8 total feet wide by 12 total feet long on the Property under the terms set forth herein.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF BOLIVAR, COUNTY OF TUSCARAWAS, STATE OF OHIO, A MAJORITY OF ITS MEMBERS ELECTED THERETO CONCURRING, THAT:

SECTION 1. The Village Council for the Village of Bolivar hereby grants permission to Bolivar Main Street to place and maintain a shed with a footprint of 8 total feet wide by 12 total feet long on the Property, as that term is defined herein.

SECTION 2. In placing and maintaining the shed, Bolivar Main Street shall be responsible for complying with any and all applicable local, State, and Federal laws and regulations.

SECTION 3. Bolivar Main Street shall be solely responsible for maintaining the shed in good condition, in accordance with any applicable building or zoning code, and in such a manner so as not to diminish the overall aesthetics of the Village of Bolivar.

SECTION 4. Bolivar Main Street shall execute an agreement with the Village of Bolivar agreeing to hold harmless, indemnify, and defend against any and all risk of loss or liability associated in any way with the placement and maintenance of the shed on the Property.

SECTION 5. This Ordinance and the permission granted herein may be repealed or withdrawn at any point with or without prior notice to Bolivar Main Street.

SECTION 6. This Ordinance repeals all previous Ordinances, Resolutions, or parts thereof in conflict herewith.

SECTION 7. It is found and determined that all formal actions of this Council concerning and related 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 its committees that resulted in such formal action were in meeting open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

PASSED IN COUNCIL this __1st__ day of __August____ 2024.

Attest:

Mayor Robert Lloyd

Maria App, Fiscal Officer

Approved as to Legal Form by:

Stephan P. Babik, Village Solicitor