

By: Mickelson

**RESOLUTION NO. 2023-34**

**A RESOLUTION ASSUMING MAINTENANCE RESPONSIBILITY FOR THE FULL WIDTH OF A PORTION OF NEW BURG STREET EXTENDING FROM THE PRESENT VILLAGE CORPORATION LINE (AT THE WESTERN BOUNDARY OF THE HIGH SCHOOL PROPERTY) WEST TO THE WESTERMOST BOUNDARY OF PARCEL #019-041634-00.000 UPON ANNEXATION OF SAID PARCEL TO THE VILLAGE OF GRANVILLE, AGREEING TO COOPERATE IN THE MAINTENANCE OF SAID ROADWAY, AND INDEMNIFYING THE TOWNSHIP OF GRANVILLE AND LICKING COUNTY**

**WHEREAS**, Denison University, the owner of the real property known as Parcel #019-041634-00.000 along New Burg Street in Granville Township has expressed a desire to annex said parcel into the Village of Granville corporate limits and will file a petition for annexation with the Licking County Commissioners; and

**WHEREAS**, as a condition of annexation of annexation R.C. § 709.033(A)(6) requires the annexing municipal corporation to assume maintenance responsibility of any and all highways or streets that will be segmented or divided by such annexation; and

**WHEREAS**, the proposed annexation of Parcel #019-041634-00.000 will segment a section of New Burg Street from the existing Village corporation limits at Granville High School to the westernmost boundary of the Denison parcel; and

**WHEREAS**, upon annexation of the Denison parcel the Village shall assume responsibility for the maintenance and clearing of the full width (both lanes) of New Burg Street from the present Village corporation line (at the western boundary of the High School property) to the westernmost boundary of the parcel to be annexed, Auditor's Parcel #019-041634-00.000; and

NOW THEREFORE, BE IT ORDAINED BY COUNCIL, OF THE VILLAGE OF GRANVILLE, COUNTY OF LICKING, STATE OF OHIO, TWO-THIRDS OF THE MEMBERS CONCURRING, THAT:

**Section I:** The Village of Granville hereby agrees it will assume maintenance responsibility, including, but not limited to, paving, striping, drainage, installation, and maintenance of traffic control devices, and snow removal, of the full width (both lanes) of New Burg Street from the present Village corporation line (at the western boundary of the High School property) to the westernmost boundary of the parcel to be annexed, Auditor's Parcel #019-041634-00.000 upon annexation of the parcel. The attached Exhibit "A" depicts the portion of New Burg Street for which the Village of Granville assumes responsibility.

**Section II:** The maintenance responsibility assumed by the Village of Granville shall commence from and after the effective date of the annexation of the Denison parcel.

**Section III:** The Village of Granville hereby agrees to cooperate with the Granville Township Board of Trustees and Licking County with regard to the maintenance of the above-referenced roadways to assure that those roadways are maintained in a manner that is in the best interest of both Village and Township residents and in an economically efficient manner for the Village, the Township, and Licking County following the annexation.

**Section IV:** The Village of Granville hereby agrees to indemnify and hold harmless Granville Township and Licking County and their employees [as defined in R.C. 2744.01(B)] from any and all suits, claims, demands, costs, damages, attorneys fees, charges, liabilities, and expenses whatsoever which Granville Township and Licking County may at any time sustain or incur or become liable for by reason of or in consequence for injury or death to person or property arising from said Village's maintenance of, or failure to properly maintain this section of New Burg Street following the respective annexation, as shown on the map attached as Exhibit A.

**Section V:** This ordinance shall take effect and be in full force from and after the earliest period allowed by law.


Passed this 16<sup>th</sup> day of August, 2023

  
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Mayor: Melissa Hartfield

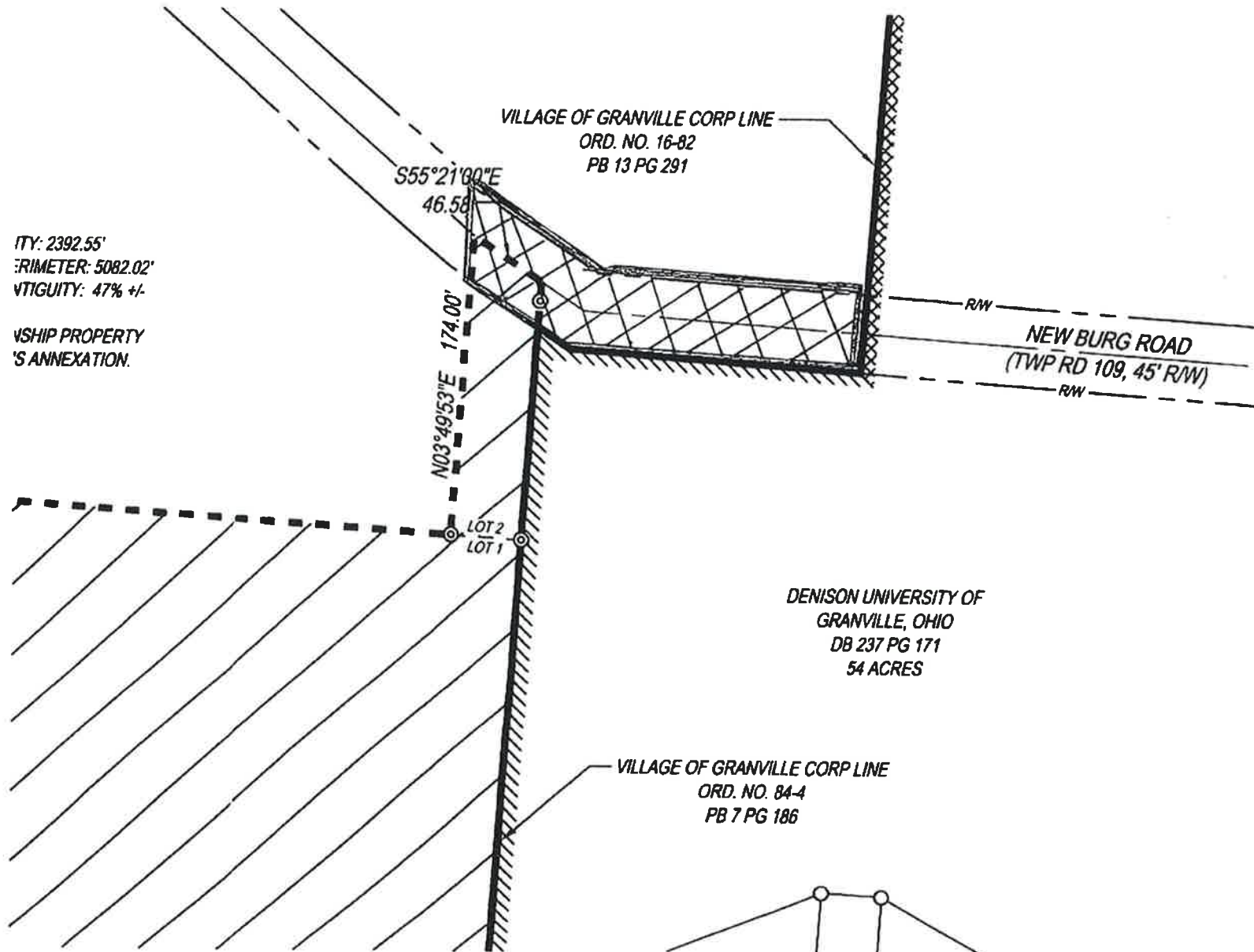
ATTEST:

  
\_\_\_\_\_  
Autumn Klein, Clerk of Council

APPROVED AS TO FORM:

  
\_\_\_\_\_  
William Mattes, Law Director

# Exhibit A



OWNER: DENISO  
PARCEL NUMBER

IN WITNESS THE

DAVID ENGLISH,  
CHIEF FINANCIAL  
FOR FINANCE AN

STATE OF OHIO,  
BEFORE ME, A N  
ACKNOWLEDGE  
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BY: \_\_\_\_\_

MY COMMISSION