

**A RESOLUTION OF INTENT TO APPROPRIATE: A 1.0 ACRE, MORE OR LESS, PERMANENT EASEMENT AND A 2.0 ACRE, MORE OR LESS, TEMPORARY EASEMENT ON COSHOCTON COUNTY AUDITOR'S PARCEL NO. 0180000051600 AND 0180000040900; FROM SHURTZ FAMILY FARMS LIMITED PARTNERSHIP FOR THE CONSTRUCTION, IMPROVEMENT, MAINTENANCE, AND UPKEEP OF A SEWER COLLECTION AND CONVEYANCE OF WASTE MATERIAL FOR THE PROVISION OF SUCH SEWER SERVICES TO THE PUBLIC**

**WHEREAS**, the Village of West Lafayette (the "Village") seeks to construct, modify, and improve an existing sewer drainage pipe (the "Project"); and

**WHEREAS**, the Village has contracted with the Thrasher Group to facilitate this Project; and

**WHEREAS**, the Village is responsible for the acquisition of property necessary for the Project; and

**WHEREAS**, the Project will require an additional supplemental 10' wide permanent easement (the "Permanent Easement") running parallel to the Village's existing 15' foot wide utility easement (the "Existing Easement"), as well as, a supplemental 20' temporary construction easement ("Construction Easement"), running parallel to the Permanent easement; and

**WHEREAS**, the property subject to the Permanent Easement and Construction Easement is owned by the Shurtz Family Farms Limited Partnership, and said interest is located in-part the Township of Lafayette County of Coshocton, State of Ohio, and in-part the Village of West Lafayette, County of Coshocton, State of Ohio, and more fully described in the attached Exhibit A.

**BE IT THEREFORE RESOLVED BY THE COUNCIL OF THE VILLAGE OF WEST LAFAYETTE, STATE OF OHIO**, six members concurring, that:

**SECTION 1:** The Council considers it necessary and declares its intention to appropriate, for the purpose of providing sewer services to the public, the easements described in the attached Exhibit B.

**SECTION 2:** The Mayor of the Village of West Lafayette is hereby authorized to enter into an agreement to purchase said easements from the Shurtz Family Farms or in the alternative, proceed with the acquisition of said easements through eminent domain.

**SECTION 3:** The Mayor is further authorized, to engage experts, provide notice, and take any other actions otherwise necessary to facilitate an eminent domain action, should such action be necessary.

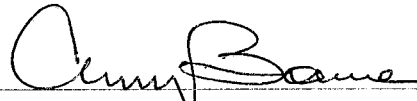
**SECTION 4:** In Accordance with ORC 163.01-163.22, this Resolution shall be effective immediately upon its passage for which but only one reading is necessary.

**SECTION 5:** The Mayor shall, give notice to Shurtz Family Farms of its intent to appropriate property

PASSED IN COUNCIL THIS 14 day of September, 2022.

  
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Stephen R. Bordenkircher, Mayor

ATTEST:

  
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Amy Bourne, Fiscal Officer