

First Reading-April 15th,2021
Second Reading-May 6th, 2021

CR/APP- May 20, 2021

ORDINANCE NO. 2021-15

ORDINANCE DECLARING CERTAIN REAL PROPERTY NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE AND AUTHORIZING ITS ADVERTISEMENT FOR SALE

Whereas, Ohio Revised Code Section 721.01 provides municipal corporations the special power to sell real estate belonging to the municipal corporation, when such real estate is not needed for any municipal purpose; and

Whereas, the City of Wellston owns certain real estate located on South Illinois Avenue, Wellston, Ohio, also known as the previous site of the City Pool and more fully described as set forth in attached Exhibit A; and

Whereas, the real property described in Exhibit A is no longer needed for any municipal purpose; and

Whereas, the City of Wellston wishes to place said real property for sale and wishes to set a minimum acceptable bid of twenty thousand (\$20,000.00) dollars.

NOW THEREFORE, two thirds (2/3) of the members of the Council or the City of Wellston, Jackson County, Ohio, concurring therein, IT IS THEREFORE ORDAINED:

Section One: That the real property owned by City of Wellston, located on South Illinois Avenue, Wellston, Ohio, also known as the previous site of the City Pool and more fully described as set forth in attached Exhibit A, is no longer needed for any municipal purpose and is therefore declared surplus real property.

Section Two: That in accordance with the provisions or Ohio Revised ode Section 721.01 and Section 721.03, the Council authorizes and directs the Mayor and/or City Service Director to place said surplus real property for sale. The mayor and/or City Service Director shall advertise the sale of the real property once a week for five (5) consecutive weeks in a newspaper of general circulation within City of Wellston. Thereafter the bids shall be opened for acceptance or rejection of the bid made by the highest bidder, provided however, no bid less than

twenty thousand (\$20,000.00) dollars herein shall be accepted. If the high bid is accepted a contract for Sale is hereby authorized to be entered into by the Mayor. If all bids are rejected, Council may authorize the Mayor and/ or Service Director to re-advertise until such real estate is sold.

Section Three: This Ordinance is hereby declared to be an emergency, necessary for the immediate preservation of the public peace, health or safety of the City of Wellston, in that it is necessary to approve this additional appropriation in order that expenses can be timely paid as incurred and in accordance with the city's obligations. Therefore this Ordinance shall go into effect upon passage and approval by the Mayor, as provided in the Ohio Revised Code Section 731.30.

Section Four: In the event this Ordinance receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, the this Ordinance shall be deemed to have passed but with no emergency clause, and shall take effect at the earliest time permitted by law.

Section Five: It is hereby found and determined that all formal acts of this council concerning and relating to adoption of this Ordinance were adopted in an open meeting of this council and the deliberations of the council and any of its committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the legislative authority of the City of Wellston this 20th day of May, 2021.

David McWilliam
Council President

ATTEST:

Amy Steens
Clerk of Council

Approved this 20th day of May, 2021.

[Signature]
Mayor

Posted _____ through _____ at The Store, Wellston City Hall, Wellston Senior Citizens' Center, the Wellston Public Library and the Post Office.

Exhibit A

Being Lots No. 288, 289, 290, 291, 292, 409, 410, 411, 412, 413, 414, 415 and 416 in Laura Wells Addition to the City of Wellston, Ohio, save and except the stone coal and other mineral substances underlying said premises together with the right to mine and remove the same.

Also the following described real estate situate in the Southwest Quarter of Sec. 6, Twp. 9, Range 17, in the City of Wellston, Ohio, and being a part of Out Lot 8 in Lasley's Addition and beginning at a stake at the Northwest corner of Lot No. 8; thence East along the North Line of said Out Lot to its intersection with the West Line of Illinois Avenue; thence South along said West Line 80 feet; thence West in a line parallel with the North Line of said Out Lot No. 8 to its West Line; thence North along its West Line 80 feet to the place of beginning containing .27 of an acre, more or less, save and except therefrom the stone coal and other mineral substances underlying said premises together with the right to mine and remove the same.