

A RESOLUTION AMENDING A SETTLEMENT AGREEMENT WITH FRONTIER TANK CENTER, INC., AS AUTHORIZED BY RESOLUTION 46-1991, TO ALLOW THE REMOVAL OF A BARRIER WALL OF TRAILERS ALONG THE PROPERTY LINE, ONLY

WHEREAS, this Council entered into a Settlement Agreement with Frontier Tank Center, Inc. as authorized by Resolution 46-1991 passed by the Council of the Village of Richfield on October 7, 1991; and

WHEREAS, as one of the conditions of the Settlement Agreement, Frontier Tank Center, Inc. was directed to maintain a barrier wall of trailers along the property line; and

WHEREAS, adjacent property owners have complained to Village officials that the maintenance of a barrier wall of trailers along the property line has proven unsatisfactory in stemming noise levels and nuisance conditions from Frontier Tank Center's property; and

WHEREAS, the adjacent property owners have requested Village officials to authorize Frontier Tank Center to remove the barrier wall of trailers along the property line; and

WHEREAS, Frontier Tank Center, Inc. is willing to remove the barrier wall of trailers along the property line so long as the Council of the Village of Richfield passes an ordinance requesting the removal of the trailers and further states that the Village will not at a later time request the trailers to be reinstalled; and

WHEREAS, the adjacent property owners have been informed that the Village at a later date will not be able to request Frontier Tank Center to reinstall the trailers and this understanding is acceptable to the adjacent property owners.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Richfield, State of Ohio:

SECTION 1. That Frontier Tank be, and it hereby is, authorized and directed to remove the barrier wall of trailers along its property line as set forth in Item No. 6 in Exhibit "A" to the Settlement Agreement between the Village of Richfield and Frontier Tank dated October 8, 1991, as authorized by Resolution 46-1991 passed by the Council of the Village of Richfield on October 7, 1991.

SECTION 2. That all of the rest of the terms and conditions of the Settlement Agreement between the Village of

Richfield and Frontier Tank Center, Inc. shall remain in full force and effect.

SECTION 3. This Resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: November 17, 1992



President of Council

Mayor

Dated: _____

ATTEST:



Clerk of Council