

A RESOLUTION AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO EXECUTE A QUIT CLAIM DEED RELEASING CERTAIN RESTRICTIONS CONTAINED IN A CERTAIN DEED RECORDED AT VOLUME 5537, PAGE 523-528, SUMMIT COUNTY RECORDS AND DECLARING AN EMERGENCY

WHEREAS, a certain instrument modifying and imposing restrictions and other rights and reservations and covenants with reference to property in Brushwood Farms Estates, Richfield Township, Summit County, Ohio, was recorded with the Summit County Recorder's Office, being Volume 5537, Page 523-528; and

WHEREAS, these restrictions, among other things, confer certain rights to the Richfield Zoning Commission; and

WHEREAS, the Council of the Village of Richfield wishes to quit-claim any rights the Village may have in these restrictions so as to permit the development of the property in accordance with the current Richfield Zoning Code.

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

SECTION 1. That the Mayor and Finance Director be, and they hereby are, authorized and directed to execute a Quit Claim Deed, a copy of which is attached hereto as Exhibit "A" and incorporated herein fully as if by reference, waiving, relinquishing, releasing and discharging the restrictions, rights, conditions, limitations and reservations contained in and imposed by a certain instrument recorded with the Summit County Recorder's Office at Volume 5537, Page 523-528.

SECTION 2. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and for the further reason that it is immediately necessary in order to permit proper development of the property in accordance with the current Zoning Code; wherefore, provided this Resolution receives the affirmative vote of two-thirds of the members of Council elected or appointed, it shall take effect immediately upon its passage and execution by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed: September 15, 1998

Michael Stephens  
President of Council

ATTEST:  
Carole Gibson  
Clerk of Council

Donald W. Linsen  
Mayor

Dated: 9/16/98