

VILLAGE OF BUCKEYE LAKE, OHIO

ORDINANCE NO. 2019-04

AN ORDINANCE AUTHORIZING THE MAYOR TO AMEND AND/OR MODIFY THE LEASE CREATED PURSUANT TO ORDINANCE 2018-26, WHICH WAS EXECUTED ON AUGUST 10, 2018, TO ALLOWING THE JULIAN FAMILY TO ADD DONALD DICK AS ADDITIONAL LESSEE WITH ALL OTHER TERMS OF SAID LEASE REMAINING THE SAME AND DECLARING AN EMERGENCY.

WHEREAS, the VILLAGE, by Ordinance 2018-26, authorized the Mayor to enter into a two year lease with the Julian Family, and said lease was executed on August 10, 2018; and

WHEREAS, the Julian Family has contacted the Mayor regarding adding another party, to wit: DONALD DICK, as an additional Lessee for the remainder of said Lease due to some issues that have arisen to allow the Julian Family to open the retail drive-thru on a more timely basis without changing any of the other terms of said Lease; and

WHEREAS, Council finds that it is in the best interests of the Village to allow this amendment/modification to further the continued development of the commerce for the Village; and

THEREFORE, FOLLOWING AN AFFIRMATIVE VOTE OF AT LEAST TWO THIRDS (2/3) OF THE COUNCIL TO DISPENSE WITH THE REQUIREMENT OF THE BUCKEYE LAKE VILLAGE CHARTER SECTION 4.04 TO READ AN ORDINANCE ON THREE SEPARATE DAYS WITH AT LEAST ONE WEEK BETWEEN READINGS

SECTION I: That the Mayor is hereby authorized and directed to enter into a written agreement with the Julian Family to amend and/or modify the currently pending Lease authorized by Ordinance 2018-26 by allowing the additional party, DONALD DICK, to be added as a Lessee, with all other terms of said Lease remaining in full effect, for the property located at 5186 Walnut Road, SE, in the Village of Buckeye Lake.

SECTION II: That this ordinance is hereby declared an emergency measure necessary for the immediate preservation of the public health, safety, and welfare in that the Village budget is based on the anticipated receipt of this revenue and shall be in full force and effect at the earliest date provided by law.

ADOPTED this 28<sup>th</sup> day of January, 2019

Attest: Valerie L. Hans  
Valerie L. Hans, Council Clerk

Catherine Olohan Zwissler  
Catherine Olohan Zwissler, Council President

Date filed with Mayor: 1-28, 2019

Date Approved by Mayor: 1-28, 2019

Peggy A. Wells  
Mayor, Peggy A. Wells