

**RESOLUTION NO. 2021-22**

**A RESOLUTION SETTING FORTH NO OBJECTION TO THE SUBMERGED LAND LEASE AND PROPOSED SHORE STRUCTURE APPLICATION FOR REAL PROPERTY LOCATED AT 123 E. 324<sup>th</sup> STREET, WILLOWICK, OHIO, OWNED BY MICHAEL KOTULA, TRUSTEE, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the owner of real property located at 123 E. 324<sup>th</sup> Street, Willowick, Ohio, Lake County Parcel No. 28A045A000060, have filed an application with the Ohio Department of Natural Resources (ODNR) for a Submerged Lands Lease and Shore Structure Permit; and

**WHEREAS**, the law requires that before the Submerged Lands Lease and Shore Structure Permit can be issued, the City has to pass a Resolution finding that the occupied submerged lands are not necessary or required for the construction, maintenance, or operation by the City of Willowick of breakwaters, piers, docks, wharves, bulkheads, connecting ways, water terminal facilities, and improvements and marginal highways in aid of navigation and water commerce and that the land uses specified in the application comply with the regulation of permissible land use under the waterfront plan of the City; and

**WHEREAS**, the City does not have a use for the above described land and the City has no objection to ODNR issuing the permit that is described above.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILLOWICK, COUNTY OF LAKE, STATE OF OHIO:**

**Section 1.** That the City finds that the occupied submerged lands that are described above are not necessary or required for the construction, maintenance, or operation by the City of Willowick of breakwaters, piers, docks, wharves, bulkheads, connecting ways, water terminal facilities, and improvements and marginal highways in aid of navigation and water commerce, and that the land uses specified in the application comply with regulation of permissible land use under the waterfront plan of the City.

**Section 2.** All formal actions of this Council concerning the passage of this Resolution were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Chapter 107 of the Codified Ordinances of the City of Willowick and Section 121.22 of the Ohio Revised Code.

**Section 3.** This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, welfare and dignity of the residents of the City of Willowick, and further.

WHEREFORE, this Resolution shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

**PASSED:** \_\_\_\_\_, 2021

\_\_\_\_\_  
**Robert Patton, President of Council**

**SUBMITTED** to the Mayor for his approval  
on \_\_\_\_\_, 2021

**APPROVED** by the Mayor on  
\_\_\_\_\_, 2021

**ATTEST:**

\_\_\_\_\_  
**Angela Trend, Clerk of Council**

\_\_\_\_\_  
**Richard J. Regovich, Mayor**