

ORDINANCE NO. 2016- 105

AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ENTER INTO A LICENSE AGREEMENT BETWEEN KENT PANINI'S, LLC., AND THE CITY OF KENT, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent wishes to enter into a License Agreement with Kent Panini's, LLC., for the purpose of constructing an expansion of the outdoor patio space for restaurant use, including the sale of alcohol. The installation of fencing to contain the patio space is also included, located on the northeast corner of South Water Street and Haymaker Parkway (SR 59); and

WHEREAS, time is of the essence to allow redevelopment of downtown Kent to continue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kent, Portage County, Ohio, at least three-fourths (3/4) of all members elected thereto concurring:

SECTION 1. That Council does hereby authorize the City Manager, or his designee, to enter into a License Agreement with Kent Panini's, LLC. for the purpose of constructing an expansion of the outdoor patio space for restaurant use, including the sale of alcohol. The installation of fencing to contain the patio space is also included, be located at on the northeast corner of South Water Street and Haymaker Parkway (SR 59); in substantial compliance with Exhibit "A" attached hereto and incorporated herein.

SECTION 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of this City for which reason and other reasons manifest to this Council this ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED: December 14, 2016
Date

J. Fiala
Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: December 14, 2016
Date

ATTEST: Tara Grimm
Tara Grimm, CMC
Clerk of Council

I, TARA GRIMM, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF *ORDINANCE No.* _____, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON _____, 20 ____.

TARA GRIMM, CMC
CLERK OF COUNCIL
(SEAL)