

ORDINANCE NO. 72-26

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PIPELINE
RELOCATION AGREEMENT WITH COLUMBIA GAS OF OHIO, INC. IN
CONNECTION WITH THE CHESTER ROAD WIDENING PROJECT AND TO
APPROPRIATE THE FUNDS NECESSARY TO COMPLETE THE PROJECT
AND DECLARING AN EMERGENCY.**

WHEREAS, Council, on April 27, 2026 passed Ord. No. 34-26 authorizing an agreement with R-7 Motors, Inc. to improve a section of Chester Road, east of Jaycox Road up to and including the Heider Ditch culvert; and

WHEREAS, part of this improvement project involves the relocation of a Columbia of Ohio gas pipeline on the southside of Chester Road; and

WHEREAS, in an effort to facilitate the opening of two new automobile dealerships on the R-7 Motors site on or before 2028, the city needs to enter into an agreement with Columbia of Ohio for the relocation of the gasline; and

WHEREAS, Council, having reviewed the terms of the pipeline relocation agreement finds it to be in the best interests of the health, safety, and welfare of the citizens of Avon to authorize the Mayor to enter into said agreement with Columbia Gas of Ohio, Inc. in connection with the Chester Road Widening Improvement project.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
AVON, LORAIN COUNTY, OHIO:**

Section 1 - That the Mayor is hereby authorized and directed to execute a Pipeline Relocation Agreement with Columbia Gas of Ohio, Inc. for the relocation of gas utility facilities necessary for the Chester Road Widening Project, between Jaycox Road and Heider Ditch.

Section 2 - That the agreement, in substantially the form as set forth in [Exhibit A](#) and incorporated herein, shall be presented to Council, with such revisions as may be approved by the Director of Law.

Section 3 – That the Director of Finance is hereby authorized to make payments from the Chester Road Widening Phase 4 Fund No. 487 per the agreement.

Section 4 - That it is found and determined that all formal actions of this Council concerning and relating to the passage 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 actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 5 - That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and welfare of the citizens of the City of

Avon, the immediate emergency being the necessity to enter into a Pipeline Relocation Agreement with Columbia Gas of Ohio, Inc. in connection with the Chester Road Widening Project; therefore this Ordinance shall be in full force and effect immediately upon its passage by this Council and approval by the Mayor.

PASSED: _____ DATE: _____

By: _____
Brian Fischer, President of Council

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director
City of Avon, Ohio

ATTEST:

Barbara Brooks, Clerk of Council

POSTED: _____
Electronically and at City Hall as
Provided by Council

Prepared by:

John A. Gasior, Esq.
Law Director