

**ORDINANCE NO. 2022-6**

**AN ORDINANCE AUTHORIZING THE ACCEPTANCE BY THE CITY OF WILLOUGHBY OF A GIFT OF REAL PROPERTY LOCATED ON LOST NATION ROAD, WILLOUGHBY, LAKE COUNTY, OHIO, AND FURTHER IDENTIFIED AS PERMANENT PARCEL NO. 27B-044-A-00-018-0.**

**WHEREAS**, Walter J. Tornstrom, is the owner of certain real property located on Lost Nation Road, Willoughby, Lake County, Ohio, and further identified as Permanent Parcel No. 27B-044-A-00-018-0 and he has offered to make a gift of the property to the City; and

**WHEREAS**, such property has been examined and the land is suitable for use by the City or for use in its development of City facilities; and

**WHEREAS**, acquisition of the property under consideration is desirable and said acquisition is in the best interest of the City;

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY, THE COUNTY OF LAKE, AND THE STATE OF OHIO:**

**SECTION 1.** That the Council of the City of Willoughby hereby accepts a gift to the City of certain real property located on Lost Nation Road, Willoughby, Lake County, Ohio, and further identified as Permanent Parcel No. 27B-044-A-00-018-0 from Walter J. Tornstrom, which gift is greatly appreciated.

**SECTION 2.** That the acceptance of the gift described in Section 1 hereof is subject, however, to the following conditions:

1. That all real estate taxes and assessments and all water and sewer utility bills are paid current by Walter J. Tornstrom, as of the date of closing this transaction;
2. That good and marketable title in the entire fee simple interest in the subject premises is conveyed to the City, free and clear of any and all mortgages, encumbrances, or liens;
3. That no order of any public authority or agency are pending or have been received by Walter J. Tornstrom, with respect to the condition of the subject premises or the need for any correction or abatement of any condition;
4. That no work has been performed or improvements constructed on the subject premises within a period of time so that a lien could be created against the property;
5. That Walter J. Tornstrom has not permitted or caused any removal or change to the physical character of the property or the improvement situated thereon, except with the City's prior written consent; and

- 6. That the City and Walter J. Tornstrom enter into an Agreement for the donation and acceptance of a gift of real property; said Agreement substantially in the form now on file in the Law Department.

**SECTION 3.** That the Mayor of the City of Willoughby is further authorized to execute and deliver any required documentation or take any actions in connection with completing said gift transaction including accepting delivery of an appropriate deed vesting title to said real property in the City and to cause the deed to be recorded in the Lake County Recorder's Office.

**SECTION 4.** It is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were conducted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such actions were conducted in meetings open to the public in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby.

**SECTION 5.** That this Ordinance shall be in full force and take effect immediately upon its passage by Council and its approval by the Mayor, or at the earliest period allowed by law.

Passed: January 18, 2022 [Signature]  
 President of Council

Attest: [Signature]  
 Clerk of Council

Date: 01.19.22 Approved: [Signature]  
 Mayor

Submitted to the Mayor for his approval on this 19th of January, 2022.  
[Signature]  
 Clerk of Council