

CITY OF CHEVIOT  
STATE OF OHIO

ORDINANCE NO. 15 – 25

TO APPROVE THE FIRST AMENDMENT TO THE CHEVIOT - GREEN TOWNSHIP MERCY HOSPITALS WEST JOINT ECONOMIC DEVELOPMENT DISTRICT III; AND TO DECLARE AN EMERGENCY.

**WHEREAS**, the Green Township Board of Trustees and the City of Cheviot established a Joint Economic Development District (JEDD) for property in Green Township known as Mercy Hospitals West, which is identified in the Hamilton County Auditor's Book 550, Page 74, Parcels 57, 60, 63, 64, 70, 96, 147, 148, and 149, less and excepting a 1.1760 acre parcel that forms a part of Auditor's Book 550, Page 74, Parcel 148; and

**WHEREAS**, Mercy Hospitals West has requested that the second floor of what is known as the connector building, which forms a part of the hospital building and lies within the JEDD district and which connects to the Ambulatory Building, which is not included in the JEDD district, be excluded from the District; and

**WHEREAS**, the City of Cheviot believes that the request is reasonable and that excluding the second floor parcel within the connector building would be a proper course of action

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CHEVIOT, STATE OF OHIO, TWO-THIRDS OF ALL MEMBERS THEREOF CONCURRING, THAT:**

Section 1. The First Amendment to the Green Township Joint Economic Development District III, located at Mercy Hospitals West in Green Township, a draft of which is attached hereto and made a part hereof, is hereby approved.

Section 2. The Amendment shall become effective on November 1, 2015.

Section 3. The Safety-Service Director is authorized and directed to sign the agreement of amendment on behalf of the City of Cheviot.

Section 4. This ordinance shall be an emergency measure for the health, safety, and welfare of the citizens of Cheviot and shall take effect immediately. The emergency is necessary in order to allow the JEDD to function as intended at the earliest possible time.

\_\_\_\_\_  
Deborah M. Slaughter  
President of Council

October 20, 2015  
\_\_\_\_\_  
Date passed

\_\_\_\_\_  
Samuel D. Keller  
Mayor

\_\_\_\_\_  
Date approved

Attest:

  
\_\_\_\_\_  
Jenny M. Eilermann  
Clerk of Council

APPROVED AS TO FORM:

  
\_\_\_\_\_  
MARK G. WATERS  
LAW DIRECTOR

CERTIFICATION OF PUBLICATION

I, Jenny M. Eilermann, Clerk of the Council of the City of Cheviot, Ohio, hereby certify that the foregoing ordinance, or a succinct summary, was published in the *Western Hills Press*, a newspaper of general circulation in the City of Cheviot, Ohio, in accordance with Section 731.21 of the Ohio Revised Code, on the following dates :

- 1) \_\_\_\_\_, 2015, and
- 2) \_\_\_\_\_, 2015.

\_\_\_\_\_  
Jenny M. Eilermann  
Clerk of Council

**FIRST AMENDMENT TO  
GREEN TOWNSHIP - CITY OF CHEVIOT  
JOINT ECONOMIC DEVELOPMENT DISTRICT III  
CONTRACT**

This First Amendment to the Green Township Joint Economic Development District III (Mercy Hospitals West) contract is entered into effective November 1, 2015 between the contracting parties, namely Green Township Trustees ["Township"] and City of Cheviot ["Cheviot"].

WHEREAS, the parties entered into the Green Township Joint Economic Development District III (Mercy Hospitals West) contract in May 2013, with an effective date of June 23, 2015; and

WHEREAS, the Green Township Joint Economic Development District III (Mercy Hospitals West) includes the following properties within a 70 acre (plus or minus) site located on North Bend Road as identified in Hamilton County Auditor's Book 550, Page 74, Parcels 12, 57, 60, 63, 64, 66, 70, 96, 147, 148, 149, 150, & 151, less and excepting the 1.1760 acre parcel that forms a part of Auditor's Book 550, Page 74, Parcel 149; and

WHEREAS, the parties wish to eliminate a small parcel within the present JEDD District which is situated on the second floor of the connector building which forms a part of Mercy Hospital, and is connected to the Ambulatory Building which is not included within the JEDD District; and

WHEREAS, the parcel is listed in Hamilton County Auditor's Book 550, Page 74, Parcel 156, and is more fully described in Exhibit A, attached hereto and incorporated by reference herein; and

WHEREAS, the parcel hosts a medical office that is similar to the medical offices located within the Ambulatory Building which are not included within the JEDD District; and

WHEREAS, the parcel represents only the second floor of the connector building, so that the first floor of the connector building will remain within the JEDD District; and, in the event additional floors above the second level are added to the connector building, said additional floors shall also be included within the JEDD District.

NOW, THEREFORE, IT IS AGREED THAT:

1. The territory comprising the Green Township Joint Economic Development District III (Mercy Hospitals West) is amended in order to exclude the second floor of the hospital connector building, which second floor is described in Exhibit A, and is listed in Hamilton County Auditor's Book 550, Page 74, Parcel 156.
2. Said parcel shall be removed from the JEDD District effective November 1, 2015.
3. All other provisions contained within the Green Township Joint Economic Development District III (Mercy Hospitals West) contract shall remain in full force and effect.

**INTENDING TO BE LEGALLY BOUND**, the Green Township Trustees and the City of Cheviot have caused this First Amendment to be duly executed by their authorized officers.

**Green Township Board of Trustees**

By:  
Kevin T. Celarek, Administrator

Pursuant to Authority of Resolution No.

STATE OF OHIO )  
SS:  
COUNTY OF HAMILTON )

Before me, a Notary Public, in and for said county, personally appeared the above-named Green Township Trustees, County of Hamilton, State of Ohio, by their duly appointed Township Administrator, Kevin T. Celarek, by authority of Resolution No. \_\_\_\_\_, who acknowledged that he did sign the foregoing instrument and the same is the free act and deed of said Township Trustees and the free act and deed of his personally and as such duly appointed Township official.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, this day of \_\_\_\_\_, 2015.

Notary Public

**City of Cheviot**

By:

Pursuant to Authority of Ordinance No.

STATE OF OHIO )  
SS:  
COUNTY OF HAMILTON )

Before me, a Notary Public, in and for said county, personally appeared the above-named City of Cheviot, County of Hamilton, State of Ohio, by their duly appointed by authority of Ordinance No. \_\_\_\_\_, who acknowledged that he did sign the

foregoing instrument and the same is the free act and deed of said City and the free act and deed of his personally and as such duly appointed City official.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, this day of \_\_\_\_\_, 2015.

Notary Public