

RESOLUTION NO. 2013-___

A RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR TO FILE AN AMENDMENT APPLICATION FOR LAKE SUBMERGED LANDS WITH THE DEPARTMENT OF NATURAL RESOURCES, STATE OF OHIO AND TO ENTER INTO AN AMENDED SUBMERGED LAND LEASE FOR THE OHIO EDISON LEASE SITE AREA.

WHEREAS, as required in the Coastal Zone Management Legislation approved in 1989, it is necessary to file an application with the Ohio Department of Natural Resources, State of Ohio for the leasing of Lake Erie Submerged Land; and

WHEREAS, the site consists of 8.75 acres of land reclaimed from Lake Erie by the Ohio Edison Company and its predecessor and currently utilized as a coal storage facility; and

WHEREAS, it is the desire of the Lorain Port Authority to amend the use of said site from "Industrial Coal Storage Facility" to "Port Authority Facility without monetary gain"; and

WHEREAS, the Lorain Port Authority entered into an Agreement with the Ohio Department of Natural Resources for the Ohio Edison Submerged Land Lease site in 1990.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Lorain Port Authority:

SECTION I. That the Executive Director is hereby authorized to file an application and enter into an agreement with the State of Ohio, Ohio Department of Natural Resources for an amendment to the Sub 518-20 leasing of 8.75 acres of Lake Erie Submerged Lands for the Ohio Edison Lease Site Areas amending the use said site from "Coal Storage Facility" to "Port Authority Facility without monetary gain", described herein as Exhibit A.

SECTION II. It is found and determined that all formal proceedings and actions of this Board concerning and relating to the passage of this resolution were adopted in an open meeting of this Board, and that all deliberations of this Board 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, including Section 121.22, of the Ohio Revised Code.

Ayes:

Nays:

Abstain:

Adopted:

Carl Nielsen, Chairman

Richard M. Novak, Executive Director