

**PRELIMINARY LEGISLATION**  
**RC 5521.01**

**Resolution#** N/A  
**PID No.** 120547  
**County/Route/Section** BEL-70-9.35

The following is a **Resolution** enacted by the **Board of County Commissioners of Belmont County, Ohio**, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project.

**SECTION I - Project Description**

WHEREAS, the STATE has identified the need for the described project:

The reconstruction of the IR 70 and SR 149 interchange as follows: The project shall consist of pavement widening and resurfacing of portions of the IR 70 Ramps, SR 149, and TR 1528 (Reco Road). The bridges on IR 70 over SR 149 will be removed and replaced with longer structures to accommodate the widening of SR 149 beneath. Also included are the relocation of portions of the Loves, Pilot, and Marathon drives. Work on the project also includes construction of new storm sewers, curbs, sidewalks, traffic signals with pedestrian facilities, highway lighting, utility relocation, and all necessary traffic control devices and appurtenances needed to complete the project.

NOW THEREFORE, be it ordained by the **Board of County Commissioners of Belmont County, Ohio**.

**SECTION II - Consent Statement**

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above-described project.

**SECTION III - Cooperation Statement**

The LPA shall cooperate with the Director of Transportation in the above-described project as follows:

ODOT shall assume and bear the entire cost of the improvement less the amount of the actual costs to relocate the portions of the county-owned water and sewer lines which are in ODOT's right of way and are in conflict with the project. This cost is estimated to be \$355,190.00. The LPA understands that this cost is just an estimate and agrees to pay the actual costs to relocate said county-owned utilities whether greater than or less than the estimated costs.

In addition, in the event the LPA requests certain features or appurtenances be included in the project, and which features and appurtenances are determined by the state and FHWA to be not necessary for the project, the LPA agrees to pay One Hundred Percent (100%) of the cost of those items.

**SECTION IV - Utilities and Right-of-Way Statement**

The LPA grants permission to the Director of the Ohio Department of Transportation to acquire in the name of the LPA all necessary right of way required for the described project.

The LPA agrees to be responsible to ensure that all utility accommodations, relocations and reimbursements will comply with the current provisions of 23 CFR and the ODOT Utilities Manual.

**SECTION V -- Maintenance**

Upon completion of the described Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the described Project in accordance with all applicable state and federal law, including, but not limited to, 23 USC 116; (2) provide ample financial provisions, as necessary, for the maintenance of the described Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

**SECTION VI - Authority to Sign**

The Director of Belmont County Water and Sewer District is hereby empowered on behalf of the Board of Commissioners of Belmont County to enter into contracts with the Director of Transportation necessary to complete the above-described project.

Passed: JANUARY 29 . 2 025 .  
(Date)

Attested: Bonnie Hymak  
(Clerk)

[Signature]  
(Commissioner)

Attested: Bonnie Hymak  
(Clerk)

[Signature]  
(Commissioner)

Attested: Bonnie Hymak  
(Clerk)

[Signature]  
(Commissioner)

This Resolution is hereby declared to be an emergency measure to expedite the highway project(s) and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

CERTIFICATE OF COPY  
STATE OF OHIO

Board of County Commissioners of Belmont County, Ohio

I, BONNIE ZUZAK, as Clerk of the Board of County Commissioners of Belmont County, Ohio, do hereby certify that the foregoing is a true and correct copy of the Resolution adopted by the legislative Authority of the said Board of Commissioners on the 29th day of JANUARY, 2025, that the publication of such Resolution has been made and certified of record according to law; that no proceedings looking to a referendum upon such Resolution have been taken; and that such Resolution and certificate of publication thereof are of record in Resolution. Page VOLUME 109 OF THE COUNTY COMMISSIONERS JOURNAL.  
(Resolution Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 29th day of JANUARY, 2025.

Bonnie Zuzak  
Clerk

(SEAL) Board of County Commissioners of Belmont County, Ohio.

REQUIRED or letter stating no seal

The foregoing is accepted as a basis for proceeding with the project herein described.  
For the Board of County Commissioners of Belmont County, Ohio

Attest: Pamela Nolan, Date 1/29/25  
Contractual Officer-Director of Belmont County Water & Sewer District

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For the State of Ohio

Attest: Jacqui Struchen Pamela Borczyk /DC Date 2-5-25  
Director, Ohio Department of Transportation