

## **4582.23 Repealed Revisions of powers, projects, jurisdictions; dissolution.**

(A) The political subdivision or subdivisions which created a port authority whose powers, projects, and jurisdictions have been designated pursuant to division (B) of section 4582.22 may, at any time, adopt a resolution or ordinance to designate additional, restrict, or abolish existing powers, projects, and jurisdictions, so long as the powers, projects, and jurisdictions so granted do not exceed the powers, projects, and jurisdictions permitted pursuant to this chapter.

(B) If a port authority created pursuant to division (A) of section 4582.22 of the Revised Code or, in the case of a port authority in existence on July 9, 1982, at the time the political subdivision or subdivisions which created such authority act pursuant to division (B) of section 4582.201 of the Revised Code has designated certain powers, projects, and jurisdictions, but after one year of their designation has not utilized those powers or provided those projects in the designated jurisdictions, then a political subdivision or subdivisions within the project jurisdiction not having co-created or joined with the port authority may pursuant to section 4582.22 of the Revised Code create a port authority and designate those unutilized powers and projects for the designated jurisdictions. The original port authority not utilizing those powers and providing those projects in the designated jurisdictions shall then immediately cede those powers to the new port authority. The new port authority may at any time upon approval of the political subdivision or subdivisions that created it revert any or all of those designated powers, projects, and jurisdictions to the port authority that ceded them.

Prevents a port authority from virtually monopolizing powers, projects, and jurisdictions.

(C) If a port authority created pursuant to division (A) of section 4582.22 of the Revised Code or, in the case of a port authority in existence on July 9, 1982, at the time the political subdivision or subdivisions which created

such authority act pursuant to division (B) of section 4582.201 of the Revised Code has designated certain powers, projects, and jurisdictions, but after one year of their designation has not utilized those powers or provided those projects in the designated jurisdictions, then a subdivision or subdivisions within the project jurisdiction and having co-created or joined with the port authority may pursuant to section 4582.26 of the Revised Code disjoin from the port authority and may pursuant to section 4582.22 of the Revised Code create a port authority and designate those unutilized powers and projects for the designated jurisdictions. The original port authority not utilizing those powers and providing those projects in the designated jurisdictions shall then immediately cede those powers to the new port authority. The new port authority may at any time upon approval of the political subdivision or subdivisions that created it revert any or all of those designated powers, projects, and jurisdictions to the port authority that ceded them.

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(D) Subject to making due provisions for payment and performance of its obligations, any municipal corporation, township, or county that created, or any combination of a municipal corporation, municipal corporations, township, townships, county, or counties, that created, and any of the foregoing together with any other political subdivision or subdivisions may dissolve a port authority. A municipal corporation shall act by ordinance, a township shall act by resolution of the township trustees, a county shall act by resolution of the county commissioners, and any other political subdivision shall act by resolution of its legislative authority, in authorizing the dissolution of a port authority. In such event the properties of the port authority shall be transferred to the subdivision creating it or, if created by more than one subdivision, to the subdivisions creating it in a manner agreed upon between the subdivisions prior to the dissolution of the port authority.

Elaborates upon procedures to dissolve port authorities.