

1 RESOLUTION NO. 2010-107

2 SPONSOR Mr. Pry

3 DATE May 24, 2010

4 COMMITTEE Public Works

5  
6  
7 **A Resolution assessing the residents of The Meadows of Wintergreen, Phase I Subdivision,**  
8 **located in Springfield Township, in Council District 8, for drainage maintenance, for the**  
9 **Engineer, and declaring an emergency.**

10  
11 WHEREAS, County Council previously adopted Resolution No. 2006-612, which  
12 approved the plat for The Meadows of Wintergreen Phase I Subdivision; and

13  
14 WHEREAS, said plat included a drainage maintenance assessment provision signed by  
15 all owners of parcels located within said Subdivision, with said provision applying to subsequent  
16 owners of the same parcels; and

17  
18 WHEREAS, assessments for drainage maintenance also are permitted by Sections  
19 6137.02 and 6137.03 of the Ohio Revised Code; and

20  
21 WHEREAS, the County Engineer seeks to establish a drainage maintenance fund for said  
22 Subdivision and to fully execute its powers and duties thereof; and

23  
24 WHEREAS, the County Engineer has prepared a Special Assessment Worksheet, which  
25 is attached and marked as Exhibit A, which apportions necessary charges for drainage  
26 maintenance among the Subdivision's benefited parcel owners;

27  
28 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State  
29 of Ohio, that:

30  
31 SECTION 1

32  
33 A drainage maintenance fund for The Meadows of Wintergreen Phase I Subdivision,  
34 located in Springfield Township, in Council District 8, is hereby established.

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36 SECTION 2

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38 Owners of parcels within The Meadows of Wintergreen, Phase I Subdivision shall be  
39 assessed for drainage maintenance per the attached Special Assessment Worksheet, Exhibit A  
40 hereof. Each assessment is proportional to the estimated benefit to the respective parcel.

41  
42 SECTION 3

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44 Pursuant to O.R.C. Section 6137.03 the Clerk of Council shall certify the attached  
45 assessments to the County Fiscal Officer for placement on the next succeeding tax duplicate to  
46 be collected and paid.

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2 PAGE TWO

3  
4 SECTION 4

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6 This Resolution is hereby declared an emergency in the interest of the health, safety, and  
7 welfare of the citizens of the County of Summit, and for the further reason to immediately fund  
8 necessary drainage maintenance in The Meadows of Wintergreen Phase I Subdivision.  
9

10 SECTION 5

11  
12 Provided this Resolution receives the affirmative vote of eight members, it shall take  
13 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take  
14 effect and be in force at the earliest time provided by law.  
15

16 SECTION 6

17  
18 It is found and determined that all formal actions of this Council concerning and relating  
19 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
20 deliberations of this Council and of any of its committees that resulted in such formal action,  
21 were in meetings open to the public, in compliance with all legal requirements, including Section  
22 121.22 of the Ohio Revised Code.  
23

24  
25 INTRODUCED March 15, 2010

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28 ADOPTED May 24, 2010

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32 CLERK OF COUNCIL

  
PRESIDENT OF COUNCIL

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34  
35 APPROVED May 24, 2010

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38 EXECUTIVE

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40  
41 ENACTED EFFECTIVE May 24, 2010

Voice Vote: 10-0 YES: Comunale, Crawford, Crossland, Feeman, Kostandaras  
Poda, Prentice, Rodgers, Schmidt, Shapiro, ABSENT: Smith

## WORKSHEET

PROJECT:

The Meadows of Wintergreen Phase I  
Springfield Township - Council District 8  
DRAINAGE MAINTENANCE DISTRICT NO.2

ASSESSMENT CODE:

C25-000-0000

PARCEL NUMBER	SUB LOT #	SQ FT	ACREAGE	ACREAGE W/ STREETS	ANNUAL PAYMENT W/ STREETS	SEMI-ANNUAL PAYMENT
5110693	1	13,793	0.3166	0.4491	167.11	83.56
5110694	2	15,883	0.3646	0.4971	184.96	92.48
5110695	3	12,050	0.2766	0.4091	152.22	76.11
5110696	4	13,098	0.3007	0.4332	161.17	80.59
5110697	5	12,036	0.2763	0.4088	152.10	76.05
5110698	6	12,036	0.2763	0.4088	152.10	76.05
5110699	7	12,035	0.2763	0.4088	152.09	76.05
5110700	8	13,037	0.2993	0.4318	160.65	80.33
5110701	9	13,037	0.2993	0.4318	160.65	80.33
5110702	10	12,170	0.2794	0.4119	153.25	76.62
5110703	11	17,997	0.4132	0.5456	203.02	101.51
5110704	12	12,129	0.2784	0.4109	152.90	76.45
5110705	13	14,684	0.3371	0.4696	174.72	87.36
5110706	14	12,141	0.2787	0.4112	153.00	76.50
5110707	15	12,025	0.2761	0.4085	152.01	76.00
5110708	16	12,025	0.2761	0.4085	152.01	76.00
5110709	17	12,112	0.2781	0.4105	152.75	76.38
5110710	18	15,684	0.3601	0.4925	183.26	91.63
5110711	19	12,047	0.2766	0.4090	152.20	76.10
5110712	20	12,968	0.2977	0.4302	160.06	80.03
5110713	21	12,091	0.2776	0.4100	152.57	76.29
5110714	22	12,829	0.2945	0.4270	158.88	79.44
5110715	23	15,509	0.3560	0.4885	181.77	90.88
5110716	24	14,225	0.3266	0.4590	170.80	85.40

**Term of Assessment: Permanent, subject to review for adjustments pursuant to Ohio Revised Code 6137.11**