

1 RESOLUTION NO. 2012-294

2 SPONSOR Mr. Pry

3 DATE August 13, 2012

4 COMMITTEE Planning

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7 **A Resolution accepting and approving a resubdivision titled "Yellow Creek Heights Replat**
8 **No. 1", located in Bath Township, Council District 1, for the Executive-Planning**
9 **Commission and the Engineer, and declaring an emergency.**

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11 WHEREAS, on July 13, 2012, the Planning Commission administratively approved a
12 resubdivision titled "Yellow Creek Heights Replat No. 1," concerning a subdivision located in
13 Bath Township; and

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15 WHEREAS, under Section 1104.06 (b) (4) of the Codified Ordinances of the County of
16 Summit and Section 711.041 of the Ohio Revised Code, the approval of this Council is a
17 prerequisite for the recording of a resubdivision of a previously recorded plat, as though the same
18 were a major subdivision; and

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20 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
21 that the acceptance and approval of the aforementioned replat is necessary and in the best interest
22 of the County of Summit;

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24 NOW, THEREFORE, BE IT ORDAINED by the Council of the County of Summit, State
25 of Ohio, that;

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27 **SECTION 1**

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29 The resubdivision, together with restrictions, covenants, and easements thereon, is hereby
30 accepted by the County of Summit, to be recorded by the County Fiscal Officer. The affected
31 property shall remain a part of the Yellow Creek Heights subdivision, as shown by the recorded
32 document titled "Yellow Creek Heights Replat No. 1", located in Bath Township, County of
33 Summit, in Council District 1.

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35 **SECTION 2**

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37 This Resolution is hereby declared an emergency in the interest of the health, safety and
38 welfare of the citizens of the County of Summit, and for the further reason that it immediately
39 facilitates development in Bath Township.

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41 **SECTION 3**

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43 Provided this Resolution receives the affirmative vote of eight members, it shall take
44 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take
45 effect and be in force at the earliest time provided by law.
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2 PAGE TWO

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5 SECTION 4

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7 It is found and determined that all formal actions of this Council concerning and relating
8 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
9 deliberations of this Council and of any of its committees that resulted in such formal action,
10 were in meetings open to the public, in compliance with all legal requirements, including Section
11 121.22 of the Ohio Revised Code.

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14 INTRODUCED July 30, 2012

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16 ADOPTED August 13, 2012

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20 CLERK OF COUNCIL

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PRESIDENT OF COUNCIL

APPROVED August 14, 2012

EXECUTIVE

ENACTED EFFECTIVE August 14, 2012

Voice Vote: 10-0. YES: Comunale, Crawford, Feeman, Kostandaras, Kurt,
Lee, Prentice, Rodgers, Roemer, Schmidt ABSENT: Shapiro