RESOLUTION NO.___2013-444_____

SPONSOR_____Mr. Pry_____

DATE____October 21, 2013_____   COMMITTEE_____Planning_____

A Resolution revising the assessments for the residents of Glencairn Forest Phase VII, located in Richfield Township, in Council District 1, for drainage maintenance, for the Engineer, and declaring an emergency.

WHEREAS, by Resolution No. 2013-443, this Council will approve the plat for Glencairn Forest Phase VII re-plat; and

WHEREAS, said plat includes a drainage maintenance assessment provision signed by all owners of parcels located within said subdivision, with said provision applying to subsequent owners of the same parcels; and

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

WHEREAS, the County Engineer seeks to revise a drainage maintenance fund for said subdivision and to fully execute its powers and duties thereof; and

WHEREAS, the County Engineer has prepared a Revised Special Assessment Worksheet, attached as Exhibit A, which apportions necessary charges for drainage maintenance among the subdivision's benefited parcel owners; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that revising the assessments for the residents of Glencairn Forest Phase VII, located in Richfield Township, in Council District 1, for drainage maintenance, per attached Exhibit A, is necessary and in the best interest of the County of Summit;

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

SECTION 1

A drainage maintenance fund for Glencairn Forest Phase VII, located in Richfield Township, in Council District 1, is hereby revised.

SECTION 2

Owners of parcels within Glencairn Forest Phase VII re-plat of the Glencairn Forest Phase VII subdivision shall be assessed for drainage maintenance per the attached Revised Special Assessment Worksheet, attached as Exhibit A. Each assessment is proportional to the estimated benefit to the respective parcel.

RESOLUTION NO. _____ 2013-444 _____

PAGE TWO

SECTION 3

Pursuant to Section 6137.03 of the Ohio Revised Code, the Clerk of Council shall certify the attached assessments to the County Fiscal Officer for placement on the next succeeding tax duplicate to be collected and paid.

SECTION 4

This Resolution is hereby declared an emergency in the interest of the health, safety, and welfare of the citizens of the County of Summit, and for the further reason to immediately fund necessary drainage maintenance in the Glencairn Forest Phase VII subdivision in Richfield Township.

SECTION 5

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

SECTION 6

It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council 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 O.R.C.

INTRODUCED_____ October 21, 2013 _____

ADOPTED___ October 21, 2013 _____

_____   _____
CLERK OF COUNCIL   PRESIDENT OF COUNCIL

APPROVED___ October 22, 2013 _____

Russell M. Pry
EXECUTIVE _by Richard O'Neil_

ENACTED EFFECTIVE ___ October 22, 2013 _____

Voice Vote: 11-0 YES: Comunale, Crawford, Feeman, Kostandaras Lee, Kurt, Prentice, Rodgers, Roemer, Schmidt, Shapiro