

1 RESOLUTION NO. 2017-457

First Reading Passage Requested

(H. Swindell)

2 SPONSOR Ms. Shapiro

3 DATE October 30, 2017

4 COMMITTEE Planning

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6
7 **A Resolution assessing the residents of Hillside Estates Phase 4 for drainage maintenance,**
8 **in Copley Township, in Council District 5, for the Engineer, and declaring an emergency.**
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10 WHEREAS, by Resolution No. 2017-456 , this Council will be approving and accepting
11 the plat for Hillside Estates Phase 4 located in Copley Township, in Council District 5; and
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13 WHEREAS, said plat includes a drainage maintenance assessment provision signed by
14 all owners of parcels located within said subdivision, with said provision applying to subsequent
15 owners of the same parcels; and
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17 WHEREAS, assessments for drainage maintenance also are permitted by Sections
18 6137.02 and 6137.03 of the Ohio Revised Code; and;
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20 WHEREAS, the County Engineer seeks to assess for drainage maintenance for said
21 subdivision and to fully execute his powers and duties thereof; and
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23 WHEREAS, the Engineer has prepared a special assessment worksheet, attached to this
24 Resolution as Exhibit A, which apportions necessary charges for drainage maintenance among
25 the subdivision's benefited parcel owners; and
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27 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
28 that it is necessary and in the best interest of the County of Summit to assess the residents of
29 Hillside Estates Phase 4, in Copley Township, in Council District 5, for drainage maintenance, as
30 set forth in Exhibit A attached to this Resolution;
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32 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
33 of Ohio, that;
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35 SECTION 1

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37 A drainage maintenance fund for Hillside Estates Phase 4, located in Copley Township,
38 Council District 5, is hereby established.
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40 SECTION 2

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42 Owners of parcels within the Hillside Estates Phase 4 shall be assessed for drainage
43 maintenance per the special assessment worksheet attached as Exhibit A. Each assessment is
44 proportional to the estimated benefit to the respective parcel.
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46 SECTION 3

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

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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 Hillside Estates Phase 4, in Copley Township, in Council
9 District 5.

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11 SECTION 5

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

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17 SECTION 6

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

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26 INTRODUCED October 30, 2017

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28 ADOPTED October 30, 2017

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32 _____
33 CLERK OF COUNCIL

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38 PRESIDENT OF COUNCIL

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40 APPROVED October 31, 2017

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44 EXECUTIVE

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46 ENACTED EFFECTIVE October 31, 2017

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48 Voice Vote: 10-0 YES: Crawford, Dickinson, Feeman, Hamilton, Koehler,
Prentice, Rodgers, Schmidt, Walters, Wilhite
ABSENT: Donofrio