

1 RESOLUTION NO. 2017-557

Late Filing
First Reading Passage Requested
(J. Wilhite)

2
3 SPONSOR Mr. Wilhite

4
5 DATE December 12, 2017

COMMITTEE Planning

6
7 **A Resolution, pursuant to Section 5553.045 of the Ohio Revised Code and Section 125.03 of**
8 **the Codified Ordinances of the County of Summit, approving the vacation of Marvo Drive,**
9 **located in Springfield Township, in Council District 8, for the Council, and declaring an**
10 **emergency.**

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12 WHEREAS, on or about October 12, 2017, Springfield Township enacted a Resolution
13 petitioning this Council to vacate a Marvo Drive, in Springfield Township, Council District 8,
14 pursuant to Section 5553.045 of the Ohio Revised Code and Section 125.03 of the Codified
15 Ordinances of the County of Summit; and

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17 WHEREAS, pursuant to Resolution No. 2017-502, as required by Section 125.03(e) of the
18 Codified Ordinances of the County of Summit and Section 5553.045 of the Ohio Revised Code,
19 this Council held a public hearing on the proposal to vacate on December 4, 2017; and

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21 WHEREAS, pursuant to Section 125.03 of the Codified Ordinances of the County of Summit
22 and Section 5553.045 of the Ohio Revised Code, the Clerk of this Council caused notice to be
23 delivered by regular mail to the landowners abutting Marvo Drive, and complied with all public
24 notice requirements as set forth in Section 5553.045 of the Ohio Revised Code and Section
25 125.03 of the Codified Ordinances of the County of Summit; and

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27 WHEREAS, this Council has determined, after reviewing all pertinent information, that it is
28 in the public convenience and welfare, and is in the best interest of the County of Summit, to
29 approve the vacation of Marvo Drive in Springfield Township.

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

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34 SECTION 1

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36 This Council hereby finds and determines that the vacation of Marvo Drive in Springfield
37 Township, Council District 8, as set forth in the legal description attached hereto as Exhibit A, is
38 in the public convenience and welfare.

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40 SECTION 2

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42 This Council hereby approves the vacation of Marvo Drive in Springfield Township, as
43 previously identified, and the same is hereby vacated, pursuant to Section 5553.045 of the Ohio
44 Revised Code and Section 125.03 of the Codified Ordinances of the County of Summit.

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46 SECTION 3

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48 The Clerk of this Council is hereby directed to file a certify a copy of this Resolution with the
49 Springfield Township Board of Trustees, Summit County Fiscal Officer and the Summit County
50 Engineer.

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SECTION 4

This Resolution is hereby declared to be an emergency in the interest of the health, safety and welfare of the citizens of the County of Summit and for the further reason of immediately approving the vacation in the timeframe provided by Section 5553.045 of the Ohio Revised Code.

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 Ohio Revised Code.

INTRODUCED December 12, 2017

ADOPTED December 12, 2017

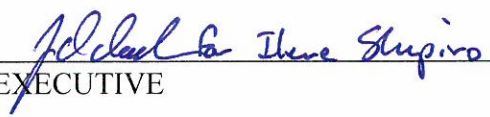


CLERK OF COUNCIL



PRESIDENT OF COUNCIL

APPROVED December 13, 2017



EXECUTIVE

ENACTED EFFECTIVE December 13, 2017

Voice Vote: 11-0 YES: Crawford, Dickinson, Donofrio, Feeman, Hamilton, Koehler, Prentice, Rodgers, Schmidt, Walters, Wilhite