

1 RESOLUTION NO. 2020-237

2
3 SPONSOR Ms. Shapiro

4
5 DATE August 17, 2020 COMMITTEE Planning

6
7 **A Resolution revising the assessments for the parcels of Hoover Lake Heights Phase III,**
8 **located in Springfield Township, in Council District 8, for drainage maintenance, for the**
9 **County Engineer, and declaring an emergency.**

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11 WHEREAS, County Council previously adopted Resolution No. 95-31, which approved
12 and accepted Hoover Lake Heights Phase III, located in Springfield Township, in Council
13 District 8; and

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

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19 WHEREAS, assessments for drainage maintenance also are permitted by Sections
20 6137.02 and 6137.03 of the Ohio Revised Code; and

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22 WHEREAS, this Council previously adopted Resolution No. 96-546, which established a
23 drainage maintenance fund and approved a drainage maintenance special assessment worksheet
24 for assessing owners of parcels within Hoover Lake Heights Phase III; and

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26 WHEREAS, the Engineer seeks to revise the assessments for drainage maintenance for
27 said subdivision and to fully execute its powers and duties thereof; and

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29 WHEREAS, the Engineer has prepared a revised special assessment worksheet, attached
30 as Exhibit A, which apportions necessary charges for drainage maintenance among the
31 subdivision's benefited parcel owners; and

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33 WHEREAS, the revision of the assessments is a result of creating new Sublot 39-R
34 within Hoover Lake Heights Phase III; and

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36 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
37 that revising the assessments for the owners of parcels within Hoover Lake Heights Phase III,
38 located in Springfield Township, in Council District 8, for drainage maintenance, as set forth in
39 the attached Exhibit A, is necessary and in the best interest of the County of Summit;

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41 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
42 of Ohio, that;

43
44 SECTION 1

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46 Owners of parcels within Hoover Lake Heights Phase III shall be assessed for drainage
47 maintenance, as set forth in the revised special assessment worksheet attached to this Resolution
48 as Exhibit A. Each assessment is proportional to the estimated benefit to the respective parcel.
49

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2 PAGE TWO

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4 SECTION 2

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

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10 SECTION 3

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12 This Resolution is hereby declared an emergency in the interest of the health, safety, and
13 welfare of the residents of the County of Summit, and for the further reason to immediately fund
14 necessary drainage maintenance in Hoover Lake Heights Phase III, located in Springfield
15 Township, in Council District 8.

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17 SECTION 4

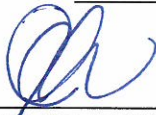
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19 Provided this Resolution receives the affirmative vote of eight members, it shall take
20 effect immediately upon its adoption and approval by the County Executive; otherwise, it shall
21 take effect and be in force at the earliest time provided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

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23 SECTION 5

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25 It is found and determined that all formal actions of this Council concerning and relating
26 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
27 deliberations of this Council and of any of its committees that resulted in such formal action,
28 were in meetings open to the public, in compliance with all legal requirements, including Section
29 121.22 of the Ohio Revised Code.

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32 INTRODUCED July 27, 2020

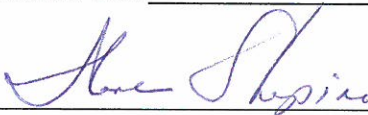
33
34 ADOPTED August 17, 2020

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37 _____

38 CLERK OF COUNCIL

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41 _____
42 PRESIDENT OF COUNCIL

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44 APPROVED August 19, 2020

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46 
47 _____

48 EXECUTIVE

49 ENACTED EFFECTIVE August 19, 2020

50 Voice Vote: YES: 10-0 - Dickinson, Donofrio, Feeman, Koehler,
51 McKenney, Prentice, Rodgers, Schmidt, Sims, Wilhite
52 ABSENT: Walters