

1 RESOLUTION NO. 2016-153

2
3 SPONSOR Mr. Pry

4
5 DATE May 9, 2016 COMMITTEE Planning

6
7 **A Resolution assessing the residents of Lions Park Allotment for drainage maintenance, for**
8 **the Engineer, and declaring an emergency.**

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10 WHEREAS, by Resolution No. 2016-154, this Council will be approving and accepting
11 the plat for Lions Park Allotment; 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 its powers and duties thereof; and

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

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27 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
28 that assessing the residents of Lions Park Allotment, in Springfield Township, in Council District
29 8, for drainage maintenance, per attached Exhibit A, is necessary and in the best interest of the
30 County of Summit;

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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 Lions Park Allotment, located in Springfield Township,
38 Council District 8, is hereby established.

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40 SECTION 2

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42 Owners of parcels within the Lions Park Allotment 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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1 RESOLUTION NO. 2016-153

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 Lions Park Allotment.

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10 SECTION 5

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

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16 SECTION 6

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

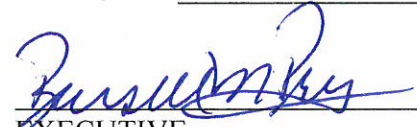
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25 INTRODUCED April 25, 2016

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27 ADOPTED May 9, 2016

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CLERK OF COUNCIL

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PRESIDENT OF COUNCIL

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39 APPROVED May 10, 2016

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EXECUTIVE

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49 ENACTED EFFECTIVE May 10, 2016

Voice Vote: 8-0 YES: Crawford, Feeman, Prentice, Rodgers,
Schmidt, Shapiro, Walters, Wilhite
ABSENT: Donofrio, Kostandaras, Lee