

1 RESOLUTION NO. 2010-535

First Reading Passage Requested

Clerk of Council

2
3 SPONSOR Mr. Poda

4
5 DATE December 20, 2010

COMMITTEE Public Works

6
7 **A Resolution, authorizing the publication for the proposed public improvement road**
8 **vacation/dedication located in both Boston Township and Richfield Township, and setting**
9 **dates for the Public Hearing pursuant to Chapter 5553.23 of the Ohio Revised Code, for**
10 **Council, and declaring an emergency.**

11
12 WHEREAS, a Road Vacation/Dedication has been filed with the County of Summit, Council
13 Office pursuant to Chapter 5553.23 of the Ohio Revised Code requesting the County to vacate a
14 portion of Major Road on the South and West side and dedicate a portion on the North and East
15 side of Major Road located in the Townships of Boston and Richfield, Summit County, Ohio and
16 placing the pavement of Major Road within the new right-of-way; and

17
18 WHEREAS, a public hearing will provide for a survey and report from the County Engineer
19 pursuant to Ohio Revised Code Chapter 5553.24 as to whether the improvement will serve the
20 public convenience and welfare; and

21
22 WHEREAS, a legal description of the general route and termini of proposed said improvement is
23 attached as Exhibit A, and;

24
25 WHEREAS, this Council has determined, after reviewing all pertinent information, that it is
26 necessary and in the best interest of the County of Summit to authorize the publication for the
27 proposed public improvement located in Boston and Richfield Townships and to set the date for
28 the Public Hearing pursuant to Chapter 5553.23 of the Ohio Revised Code;

29
30 NOW, THEREFORE, BE IT RESOLVED, by the Council of the County of Summit, State of
31 Ohio, that:

32
33 SECTION 1

34
35 Pursuant to Ohio Revised Code Chapter 5553.23 notice by publication shall be published once
36 not later than two weeks prior to the date for the hearing in a newspaper of general circulation in
37 Summit County stating that a petition has been filed with this office for the proposed change in
38 the roadway and the Public Hearing is scheduled for Monday, January 31, 2011 immediately
39 following the regular Council meeting scheduled for 5:00 p.m.

40
41 SECTION 2

42
43 This Resolution is hereby declared an emergency in the interest of the health, safety and
44 welfare of the citizens of the County of Summit and for the further reason to immediately
45 authorize the publication setting the hearing for a proposed public improvement located in Boston
46 and Richfield Townships, Summit County, Ohio.

47

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

RESOLUTION NO. 2010-535

PAGE TWO

SECTION 3

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 4

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 13, 2010

ADOPTED December 20, 2010



CLERK OF COUNCIL



PRESIDENT OF COUNCIL

APPROVED December 21, 2010



EXECUTIVE

ENACTED EFFECTIVE December 21, 2010