

1 RESOLUTION NO. 2011-103

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3 SPONSOR Mr. Pry

4
5 DATE March 21, 2011 COMMITTEE Planning

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7 **A Resolution accepting and approving a resubdivision titled “Braeburn Estates Allotment**
8 **Replat of a Portion of Lot 13”, located in Bath Township, Council District 1, for the**
9 **Executive-Planning Commission and the County Engineer, and declaring an emergency.**

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11 WHEREAS, on February 8, 2011, the Planning Commission administratively approved a
12 resubdivision titled “Braeburn Estates Allotment Replat of a Portion of Lot 13,” concerning a
13 subdivision located in Bath Township; and

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15 WHEREAS, under Section 1104.06 (b) (4) of the Codified Ordinances of the County of
16 Summit and Section 711.041 of the Ohio Revised Code, the approval of this Council is a
17 prerequisite for the recording of a resubdivision of a previously recorded plat, as though the same
18 were a major subdivision; and

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20 WHEREAS, this Council has determined by reviewing all pertinent information that the
21 acceptance and approval of the aforementioned replat is necessary and in the best interest of the
22 County of Summit;

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24 NOW, THEREFORE, BE IT ORDAINED by the Council of the County of Summit, State
25 of Ohio, that;

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27 SECTION 1

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29 The resubdivision, together with restrictions, covenants, and easements thereon, is hereby
30 accepted by the County of Summit, to be recorded by the County Fiscal Officer. The affected
31 property shall not remain a part of the Braeburn Estates Allotment, as shown by the recorded
32 document titled “Braeburn Estates Allotment Replat of a Portion of Lot 13”, located in Bath
33 Township, County of Summit, Council District 1.

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35 SECTION 2

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37 This Resolution is hereby declared an emergency in the interest of the health, safety and
38 welfare of the citizens of the County of Summit, and for the further reason that it immediately
39 facilitates development.

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41 SECTION 3

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

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2 PAGE TWO

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4 SECTION 4

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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 March 7, 2011

ADOPTED March 21, 2011


CLERK OF COUNCIL


PRESIDENT OF COUNCIL

APPROVED March 21, 2011


EXECUTIVE

ENACTED EFFECTIVE March 21, 2011

Voice Vote: 10-0 YES: Comunale, Crawford, Feeman, Kostandaras
Kurt, Rodgers, Roemer, Schmidt, Shapiro, Smith ABSENT: Prentice