

1 RESOLUTION NO. 2011-330

2
3 SPONSOR Mr. Pry

4
5 DATE October 3, 2011 COMMITTEE Public Works

6
7 **A Resolution assessing the residents of Glencairn Forest Phase V, located in Richfield**
8 **Township, Council District 1, for drainage maintenance, for the Engineer, and declaring**
9 **an emergency.**

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11 WHEREAS, County Council previously adopted Resolution No. 1998-686, which
12 approved the plat for Glencairn Forest Phase V; and

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

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

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21 WHEREAS, the County Engineer seeks to establish a drainage maintenance fund for
22 said subdivision and to fully execute its powers and duties thereof; and

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24 WHEREAS, the Engineer has prepared a Special Assessment Worksheet, which is
25 attached and marked as Exhibit A, which apportions necessary charges for drainage
26 maintenance among the subdivision's benefited parcel owners; and

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28 WHEREAS, this Council has determined by reviewing all pertinent information that it
29 is necessary and in the best interest of the County of Summit to assess the residents of the
30 Glencairn Forest Phase V subdivision for the aforementioned reasons;

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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 Glencairn Forest Phase V, located in Richfield
38 Township, Council District 1, is hereby established.

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40 SECTION 2

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42 Owners of parcels within Glencairn Forest Phase V shall be assessed for drainage
43 maintenance per the attached Special Assessment Worksheet, Exhibit A hereof. Each
44 assessment is 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
49 certify the attached assessments to the County Fiscal Officer for placement on the next
50 succeeding tax duplicate to be collected and paid.

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SECTION 4

This Resolution is hereby declared an emergency in the interest of the health, safety, and welfare of the citizens of the County of Summit, and for the further reason to immediately fund necessary drainage maintenance in Glencairn Forest Phase V.

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 August 15, 2011

ADOPTED October 3, 2011


CLERK OF COUNCIL


PRESIDENT OF COUNCIL

APPROVED October 3, 2011


EXECUTIVE

ENACTED EFFECTIVE October 3, 2011

Voice Vote:11-0 YES: Komunale, Crawford, Feeman, Kostandaras
Lee, Kurt, Prentice, Rodgers, Roemer, Schmidt, Shapiro

EXHIBIT 'A'
SPECIAL ASSESSMENT WORKSHEET

11-330

PROJECT: Glencairn Forest Phase V
Richfield Township - Council District 1
Drainage Maintenance District No. 1

ASSESSMENT CODE: C25-000-0000

PARCEL NUMBER	SUB LOT #	SQ FT	ACREAGE	ACREAGE W/ STREETS	ANNUAL PAYMENT W/ STREETS	SEMI-ANNUAL PAYMENT
4802115	68	45,002	1.0331	1.2266	64.20	32.10
4802116	69	45,002	1.0331	1.2266	64.20	32.10
4802117	70	54,141	1.2429	1.4364	75.18	37.59
4802118	71	45,002	1.0331	1.2266	64.20	32.10
4802119	72	44,000	1.0101	1.2036	62.99	31.50
4802120	73	44,727	1.0268	1.2203	63.87	31.93
4802121	74	44,727	1.0268	1.2203	63.87	31.93
4802122	75	44,727	1.0268	1.2203	63.87	31.93
4802123	76	65,288	1.4988	1.6923	88.57	44.29
4802124	77	56,088	1.2876	1.4811	77.52	38.76
4802125	78	45,002	1.0331	1.2266	64.20	32.10
4802126	79	45,599	1.0468	1.2403	64.91	32.46
4802127	80	44,000	1.0101	1.2036	62.99	31.50

Average Semi-Annual Payment per owner:	\$33.87
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Term of Assessment: Permanent, subject to review every six years, for adjustments pursuant to Ohio Revised Code 6137.11.