

1 RESOLUTION NO. 2011-332

2
3 SPONSOR Mr. Pry

4 DATE October 3, 2011

5 COMMITTEE Public Works

6
7 **A Resolution assessing the residents of Heritage Woods Phase IV, located in Copley**
8 **Township, Council District 5, for drainage maintenance, for the Engineer, and declaring an**
9 **emergency.**

10
11 WHEREAS, County Council previously adopted Resolution No. 2001-789, which
12 approved the plat for Heritage Woods Phase IV; and

13
14 WHEREAS, said plat includes a drainage maintenance assessment provision signed by all
15 owners of parcels located within said subdivision, with said provision applying to subsequent
16 owners of the same parcels; and

17
18 WHEREAS, assessments for drainage maintenance also are permitted by Sections 6137.02
19 and 6137.03 of the Ohio Revised Code; and

20
21 WHEREAS, the County Engineer seeks to establish a drainage maintenance fund for said
22 subdivision and to fully execute its powers and duties thereof; and

23
24 WHEREAS, the Engineer has prepared a Special Assessment Worksheet, which is attached
25 and marked as Exhibit A, which apportions necessary charges for drainage maintenance among
26 the subdivision's benefited parcel owners; and

27
28 WHEREAS, this Council has determined by reviewing all pertinent information that it is
29 necessary and in the best interest of the County of Summit to assess the residents of the Heritage
30 Woods Phase IV subdivision for the aforementioned reasons;

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

34
35 SECTION 1

36
37 A drainage maintenance fund for Heritage Woods Phase IV, located in Copley Township,
38 Council District 5, is hereby established.

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40 SECTION 2

41
42 Owners of parcels within Heritage Woods Phase IV shall be assessed for drainage
43 maintenance per the attached Special Assessment Worksheet, Exhibit A hereof. Each assessment
44 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 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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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 Heritage Woods Phase IV.
9

10 SECTION 5

11
12 Provided this Resolution receives the affirmative vote of eight members, it shall take effect
13 immediately upon its adoption and approval by the Executive; otherwise, it shall take effect and
14 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 to
19 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, were
21 in meetings open to the public, in compliance with all legal requirements, including Section
22 121.22 of the Ohio Revised Code.
23

24
25 INTRODUCED August 15, 2011

26
27 ADOPTED October 3, 2011

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31 _____
32 CLERK OF COUNCIL

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35 _____
36 PRESIDENT OF COUNCIL

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38 APPROVED October 3, 2011

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41 _____
42 EXECUTIVE

43
44 ENACTED EFFECTIVE October 3, 2011

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46 Voice Vote:11-0 YES: Komunale, Crawford, Feeman, Kostandaras
47 Lee, Kurt, Prentice, Rodgers, Roemer, Schmidt, Shapiro
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EXHIBIT 'A'
SPECIAL ASSESSMENT WORKSHEET

PROJECT: Heritage Woods Phase IV
Copley Township - Council District 5
Drainage Maintenance District No. 2

ASSESSMENT CODE: C25-000-0000

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PARCEL NUMBER	SUB LOT #	SQ FT	ACREAGE	ACREAGE W/ STREETS	ANNUAL PAYMENT W/ STREETS	SEMI-ANNUAL PAYMENT
1507244	128	18,295	0.4200	0.6084	289.20	144.60
1507245	129	24,877	0.5711	0.7595	361.03	180.51
1507246	130	22,756	0.5224	0.7108	337.88	168.94
1507247	131	19,297	0.4430	0.6314	300.14	150.07
1507248	132	15,224	0.3495	0.5379	255.69	127.85
1507249	133	13,621	0.3127	0.5011	238.20	119.10
1507250	134	13,499	0.3099	0.4983	236.87	118.43
1507251	135	13,499	0.3099	0.4983	236.87	118.43
1507252	136	13,499	0.3099	0.4983	236.87	118.43
1507253	137	13,499	0.3099	0.4983	236.87	118.43
1507254	138	13,499	0.3099	0.4983	236.87	118.43
1507255	139	13,499	0.3099	0.4983	236.87	118.43
1507256	140	17,115	0.3929	0.5813	276.32	138.16
1507257	141	17,115	0.3929	0.5813	276.32	138.16
1507258	142	13,499	0.3099	0.4983	236.87	118.43
1507259	143	13,120	0.3012	0.4896	232.73	116.37
1507260	144	13,369	0.3069	0.4953	235.44	117.72
1507261	145	31,929	0.7330	0.9214	437.99	218.99
1507262	146	18,496	0.4246	0.6130	291.39	145.70
1507263	147	15,956	0.3663	0.5547	263.68	131.84
1507264	148	19,990	0.4589	0.6473	307.70	153.85
1507265	149	19,733	0.4530	0.6414	304.89	152.45
1507266	150	15,939	0.3659	0.5543	263.49	131.74
1507267	151	13,970	0.3207	0.5091	242.00	121.00
1507268	152	27,029	0.6205	0.8089	384.51	192.26
1507269	153	27,025	0.6204	0.8088	384.46	192.23
1507270	154	27,020	0.6203	0.8087	384.42	192.21
1507271	155	27,016	0.6202	0.8086	384.37	192.18
1507272	156	27,012	0.6201	0.8085	384.32	192.16
1507273	157	26,994	0.6197	0.8081	384.13	192.07

EXHIBIT 'A' CON'T
SPECIAL ASSESSMENT WORKSHEET

11-332

PROJECT: Heritage Woods Phase IV
Copley Township - Council District 5
Drainage Maintenance District No. 2

ASSESSMENT CODE: C25-000-0000

PARCEL NUMBER	SUB LOT #	SQ FT	ACREAGE	ACREAGE W/ STREETS	ANNUAL PAYMENT W/ STREETS	SEMI-ANNUAL PAYMENT
1507274	158	25,923	0.5951	0.7835	372.44	186.22
1507275	159	22,037	0.5059	0.6943	330.04	165.02
1507276	160	18,304	0.4202	0.6086	289.30	144.65
1507277	161	16,984	0.3899	0.5783	274.90	137.45
1507278	162	20,687	0.4749	0.6633	315.30	157.65

Average Semi-Annual Payment per owner:	\$149.43
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Term of Assessment: Permanent, subject to review every six years, for adjustments pursuant to Ohio Revised Code 6137.11.