

1 RESOLUTION NO. 2011-334

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3 SPONSOR Mr. Pry

4  
5 DATE October 3, 2011 COMMITTEE Public Works

6  
7 **A Resolution assessing the residents of the Pepper Hill Estates subdivision, located in**  
8 **Springfield Township, Council District 8, for drainage maintenance, for the Engineer, and**  
9 **declaring an emergency.**

10  
11 WHEREAS, County Council previously adopted Resolution No. 2004-380, which  
12 approved the plat for Pepper Hill Estates; 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 subsequent  
16 owners of the same parcels; and

17  
18 WHEREAS, assessments for drainage maintenance also are permitted by Sections  
19 6137.02 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  
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 is  
29 necessary and in the best interest of the County of Summit to access the residents of Pepper Hill  
30 Estates 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:

34  
35 SECTION 1

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37 A drainage maintenance fund for Pepper Hill Estates, 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 Pepper Hill Estates subdivision shall be assessed for  
43 drainage maintenance per the attached Special Assessment Worksheet, Exhibit 'A' hereof. Each  
44 assessment is proportional to the estimated benefit to the respective parcel.

45  
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 the Pepper Hill Estates subdivision.

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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.

15

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 August 15, 2011

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27 ADOPTED October 3, 2011

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31 CLERK OF COUNCIL

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33 APPROVED October 3, 2011

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37 EXECUTIVE

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39 ENACTED EFFECTIVE October 3, 2011

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

  
\_\_\_\_\_  
PRESIDENT OF COUNCIL

**EXHIBIT 'A'**  
**SPECIAL ASSESSMENT WORKSHEET**

**11-334**

**PROJECT: Pepper Hill Estates**  
**Springfield Township – Council District 8**  
**Drainage Maintenance District No. 2**

**ASSESSMENT CODE: C25-000-0000**

PARCEL NUMBER	ROUTING NUMBER	SUB LOT #	SQ FT	ACREAGE	ACREAGE W/ STREETS	ANNUAL PAYMENT W/ STREETS	SEMI ANNUAL PAYMENT
5110560		1	13,521	0.3104	0.4030	143.72	71.86
5110561		2	9,988	0.2293	0.3219	114.80	57.40
5110562		3	9,818	0.2254	0.3180	113.41	56.70
5110563		4	9,831	0.2257	0.3183	113.51	56.76
5110564		5	9,962	0.2287	0.3213	114.58	57.29
5110565		6	10,890	0.2500	0.3426	122.18	61.09
5110566		7	14,536	0.3337	0.4263	152.03	76.02
5110567		8	14,972	0.3437	0.4363	155.60	77.80
5110568		9	14,784	0.3394	0.4320	154.06	77.03
5110569		10	9,871	0.2266	0.3192	113.83	56.92
5110570		11	10,032	0.2303	0.3229	115.15	57.58
5110571		12	9,932	0.2280	0.3206	114.33	57.17
5110572		13	9,919	0.2277	0.3203	114.23	57.11
5110573		14	11,365	0.2609	0.3535	126.07	63.03

Average Semi-Annual Payment per owner:	\$63.13
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**Term of Assessment: Permanent, subject to review every six years, for adjustments pursuant to Ohio Revised Code 6137.11.**