

1 RESOLUTION NO. 2011-335

2
3 SPONSOR Mr. Pry

4
5 DATE October 3, 2011 COMMITTEE Public Works

6
7
8 **A Resolution assessing the residents of the Silverleaf Court Subdivision Phase 1, located in**
9 **Sagamore Hills Township, Council District 1, for drainage maintenance, for the Engineer,**
10 **and declaring an emergency.**

11
12 WHEREAS, County Council previously adopted Resolution No. 2007-381, which
13 approved the plat for the Silverleaf Court Subdivision Phase 1; and

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

18
19 WHEREAS, assessments for drainage maintenance also are permitted by Sections
20 6137.02 and 6137.03 of the Ohio Revised Code; and

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

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

28
29 WHEREAS, this Council has determined by reviewing all pertinent information that it is
30 necessary and in the best interest of the County of Summit to assess the residents of the
31 Silverleaf Court Subdivision Phase 1 for the aforementioned reasons;

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

35
36 SECTION 1

37
38 A drainage maintenance fund for Silverleaf Court Subdivision Phase 1, located in
39 Sagamore Hills Township, Council District 1, is hereby established.

40
41 SECTION 2

42
43 Owners of parcels within the Silverleaf Court Subdivision Phase 1 shall be assessed for
44 drainage maintenance per the attached Special Assessment Worksheet, Exhibit 'A' hereof. Each
45 assessment is proportional to the estimated benefit to the respective parcel.

46
47 SECTION 3

48
49 Pursuant to Section 6137.03 of the Ohio Revised Code, the Clerk of Council shall certify
50 the attached assessments to the County Fiscal Officer for placement on the next succeeding tax
51 duplicate to be collected and paid.

52

1 RESOLUTION NO. 2011-335

2 PAGE TWO

3
4 SECTION 4

5
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 Silverleaf Court Subdivision Phase 1.
9

10 SECTION 5


11
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

17
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.
23

24
25 INTRODUCED August 15, 2011

26
27 ADOPTED October 3, 2011

28
29
30
31 
32 CLERK OF COUNCIL

33
34
35
36
37
38
39
40
41
42
43
44

PRESIDENT OF COUNCIL

33 APPROVED October 3, 2011

34
35
36
37 
38 EXECUTIVE

39 ENACTED EFFECTIVE October 3, 2011

40
41 Voice Vote:11-0 YES: Komunale, Crawford, Feeman, Kostandaras
42 Lee, Kurt, Prentice, Rodgers, Roemer, Schmidt, Shapiro
43
44

EXHIBIT 'A'
SPECIAL ASSESSMENT WORKSHEET

11-335

PROJECT: Silverleaf Court Subd. Phase 1
Sagamore Hills Twp. - Council District 1
Drainage Maintenance District No. 1

ASSESSMENT CODE: C25-000-0000

PARCEL NUMBER	ROUTING NUMBER	SUB LOT #	SQ FT	ACREAGE	ACREAGE W/ STREETS	ANNUAL PAYMENT W/ STREETS	SEMI-ANNUAL PAYMENT
4505383		1	10,955	0.2515	0.4117	131.00	65.50
4505384		2	10,184	0.2338	0.3940	125.37	62.68
4505385		3	10,280	0.2360	0.3962	126.07	63.03
4505386		4	12,288	0.2821	0.4423	140.74	70.37
4505387		5	9,858	0.2263	0.3865	122.98	61.49
4505388		6	11,304	0.2595	0.4197	133.55	66.77
4505389		7	12,388	0.2844	0.4446	141.47	70.73
4505390		8	15,150	0.3478	0.5080	161.64	80.82
4505391		9	10,633	0.2441	0.4043	128.65	64.32
4505392		10	9,683	0.2223	0.3825	121.71	60.85
4505393		11	13,761	0.3159	0.4761	151.49	75.75
4505394		12	10,690	0.2454	0.4056	129.06	64.53
4505395		13	14,039	0.3223	0.4825	153.53	76.76

Average Semi-Annual Payment per owner:	\$67.97
--	----------------

Term of Assessment: Permanent, subject to review every six years, for adjustments pursuant to Ohio Revised Code 6137.11.