

1 RESOLUTION NO. 2014-530

2
3 SPONSOR Mr. Pry

4
5 DATE December 8, 2014 COMMITTEE Planning

6
7 **A Resolution accepting and approving a subdivision titled “The Preserve at Miller’s Farm**
8 **Subdivision Phase 1,” located in Copley Township, Council District 5, for the Executive-**
9 **Planning Commission and the County Engineer, and declaring an emergency.**

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11 WHEREAS, on September 25, 2014, the Planning Commission approved the plat for the
12 subdivision titled “The Preserve at Miller’s Farm Subdivision Phase 1,” concerning a subdivision
13 located in Copley 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 finds and determines, after reviewing all pertinent information,
21 that the acceptance and approval of the aforementioned replat is necessary and in the best interest
22 of the 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 subdivision, 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 subdivision
31 shall be known as “The Preserve at Miller’s Farm Subdivision Phase 1,” located in Copley
32 Township, Council District 5.

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34 SECTION 2

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36 The following performance bond furnished by **RLI Insurance Company** in the amount
37 of **\$ 3,537,193.00**, having been submitted and approved, was accepted in conjunction with “The
38 Preserve at Miller’s Farm Subdivision Phase 1.” The documents are to be retained by the
39 County Executive, who is authorized to release said bond, in part or in full, upon satisfactory
40 completion of the obligations set forth.

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42 SECTION 3

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44 This Resolution is hereby declared an emergency in the interest of the health, safety and
45 welfare of the citizens of the County of Summit, and for the further reason that it immediately
46 facilitates development in Copley Township.

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2 PAGE TWO

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4 SECTION 4

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

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10 SECTION 5

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12 It is found and determined that all formal actions of this Council concerning and relating
13 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
14 deliberations of this Council and of any of its committees that resulted in such formal action,
15 were in meetings open to the public, in compliance with all legal requirements, including Section
16 121.22 of the Ohio Revised Code.

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19 INTRODUCED November 24, 2014

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21 ADOPTED December 8, 2014

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25 _____
26 CLERK OF COUNCIL

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31 PRESIDENT OF COUNCIL

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33 APPROVED December 9, 2014

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37 EXECUTIVE

38 ENACTED EFFECTIVE December 9, 2014

Voice Vote: 8-0 YES: Comunale, Crawford, Feeman, Kurt,
Lee, Roemer, Schmidt, Shapiro
ABSENT: Kostandaras, Prentice, Rodgers