

RESOLUTION NO. 2014-559

**Late Filing – First Reading Passage**  
**Requested** (D. Kelly)

SPONSOR Mr. Pry, Mr. Kostandaras

DATE November 24, 2014

COMMITTEE Planning

**A Resolution assessing the residents of Natures Preserve Phase 3 for drainage maintenance in Twinsburg Township, in Council District 1, for the Engineer, and declaring an emergency.**

WHEREAS, by Resolution No.2014-558, this Council will approve the plat for Natures Preserve Phase 3; and

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

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

WHEREAS, the County Engineer seeks to assess for drainage maintenance for said subdivision and to fully execute its powers and duties thereof; and

WHEREAS, the Engineer has prepared a special assessment worksheet, attached as Exhibit A, which apportions necessary charges for drainage maintenance among the subdivision's benefited parcel owners; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that assessing the residents of Natures Preserve Phase 3 located in Twinsburg Township, Council District 1, for drainage maintenance as set forth in attached Exhibit A is necessary and in the best interest of the County of Summit;

NOW, THEREFORE, BE IT ORDAINED by the Council of the County of Summit, State of Ohio, that;

**SECTION 1**

The drainage maintenance fund for Natures Preserve Phase 3, located in Twinsburg Township, Council District 1, is hereby established.

**SECTION 2**

Owners of parcels within the Natures Preserve Phase 3 subdivision shall be assessed for drainage maintenance as set forth in the special assessment worksheet attached as Exhibit A. Each assessment is proportional to the estimated benefit to the respective parcel.

**SECTION 3**

Pursuant to Section 6137.03 of the Ohio Revised Code, the Clerk of Council shall certify the attached assessments to the County Fiscal Officer for placement on the next 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 the Natures Preserve Phase 3 subdivision in Twinsburg Township.

SECTION 5

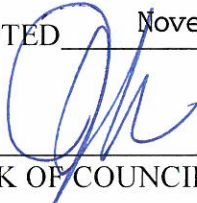
Provided this Resolution receives the affirmative vote of eight members, it shall take effect immediately upon its adoption and approval by the Executive; otherwise, it shall take effect and be in force at the earliest time provided by law

SECTION 6

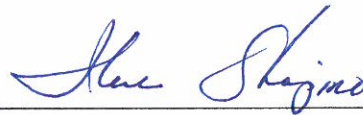
It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings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

INTRODUCED November 24, 2014

ADOPTED November 24, 2014

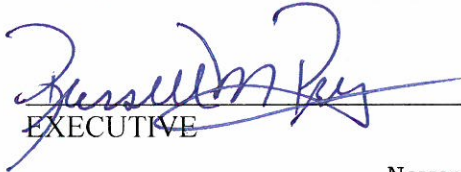


CLERK OF COUNCIL



PRESIDENT OF COUNCIL

APPROVED November 25, 2014



EXECUTIVE

ENACTED EFFECTIVE November 25, 2014

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