

1 RESOLUTION NO. 2015-042

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3 SPONSOR Mr. Pry

4 DATE February 9, 2015

COMMITTEE Planning

6  
7 **A Resolution revising the assessments for the residents of Marmont Office Park for**  
8 **drainage maintenance in Copley Township, in Council District 5, for the Engineer, and**  
9 **declaring an emergency.**

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11 WHEREAS, this Council previously approved the plat for Marmont Office Park with  
12 Resolution No. 2006-424; and

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14 WHEREAS, by Resolution No. 2015-041, this Council will approve the Marmont Office  
15 Park replat; and

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

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21 WHEREAS, assessments for drainage maintenance also are permitted by Sections  
22 6137.02 and 6137.03 of the Ohio Revised Code; and;

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

26  
27 WHEREAS, the County Engineer has prepared a revised special assessment worksheet,  
28 attached as Exhibit A, which apportions necessary charges for drainage maintenance among the  
29 subdivision's benefited parcel owners; and

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31 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
32 that revising the assessments for the residents of Marmont Office Park in Copley Township, in  
33 Council District 5, for drainage maintenance, per attached Exhibit A, is necessary and in the best  
34 interest of the County of Summit;

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36 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State  
37 of Ohio, that;

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39 SECTION 1

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41 A drainage maintenance fund for Marmont Office Park in Copley Township, in Council  
42 District 5, is hereby revised.

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44 SECTION 2

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46 Owners of parcels within the Marmont Office Park subdivision shall be assessed for  
47 drainage maintenance per the revised special assessment worksheet attached as Exhibit A. Each  
48 assessment is proportional to the estimated benefit to the respective parcel.  
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2 PAGE TWO

3  
4 SECTION 3

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

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10 SECTION 4

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12 This Resolution is hereby declared an emergency in the interest of the health, safety, and  
13 welfare of the citizens of the County of Summit, and for the further reason to immediately fund  
14 necessary drainage maintenance in the Marmont Office Park subdivision in Copley Township.

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16 SECTION 5

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

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22 SECTION 6

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24 It is found and determined that all formal actions of this Council concerning and relating  
25 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
26 deliberations of this Council and of any of its committees that resulted in such formal action,  
27 were in meetings open to the public, in compliance with all legal requirements, including Section  
28 121.22 of the Ohio Revised Code.

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31 INTRODUCED January 26, 2015

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33 ADOPTED February 9, 2015

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37 CLERK OF COUNCIL

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44 PRESIDENT OF COUNCIL

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41 APPROVED February 10, 2015

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43 EXECUTIVE

44 ENACTED EFFECTIVE February 10, 2015

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