

RESOLUTION NO. 2009-095

SPONSOR Mr. Pry

DATE September 14, 2009

COMMITTEE: Public Works

An amended Resolution assessing the property owners of Ridge Park Drive Development (formerly known as Focus Drive), Copley Township, County District 5, for drainage maintenance, for the Engineer, and declaring an emergency.

WHEREAS, by Ordinance No. 2003-124, this Council approved the re-plat, the dedication, and name change of Ridge Park Drive; and

WHEREAS, said plat included 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 Section 6137.02 of the Ohio Revised Code; and

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

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

WHEREAS, this Council has determined by reviewing all pertinent information that the aforementioned assessments are necessary and in the best interest of the County of Summit;

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

SECTION 1

A drainage maintenance fund for Ridge Park Drive, located in Copley Township, Council District 5, is hereby established.

SECTION 2

Owners of parcels within the Ridge Park Drive development shall be assessed for drainage maintenance per the attached amended Special Assessment Worksheet, Exhibit A, hereof. Each assessment is proportional to the estimated benefit to the respective parcel.

SECTION 3

Pursuant to O.R.C. § 6137.03 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.

SECTION ~~3~~ 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.

SECTION 4-5


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.

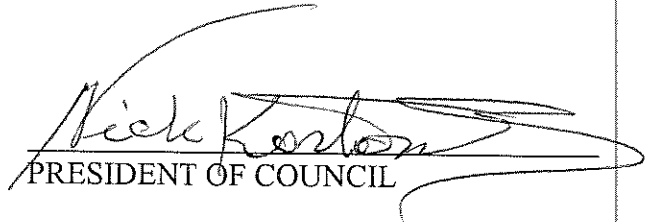
SECTION ~~5~~-6

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 March 16, 2009 June 22, 2009 - Time Extended 4 months
September 14, 2009

ADOPTED


CLERK OF COUNCIL


PRESIDENT OF COUNCIL

September 15, 2009

APPROVED


EXECUTIVE

September 15, 2009

ENACTED EFFECTIVE

Voice Vote: 10-0 YES: Comunale, Crawford, Crossland, Feeman, Kostandaras
Poda, Prentice, Rodgers, Schmidt, Smith ABSENT: Shapiro

10-0

SPECIAL ASSESSMENT
WORKSHEET

PROJECT: Ridge Park Drive ASSESSMENT CODE: **C25-000-0000**
Copley
DRAINAGE MAINTENANCE DISTRICT NO. 2

PARCEL NUMBER	ROUTING NUMBER	SUB LOT #	SQ FT	ACREAGE	ACREAGE W/ STREETS	ANNUAL PAYMENT W/ STREETS	SEMI-ANNUAL PAYMENT
1503662		P.P. # 15-03662	454636	10.4370	11.0750	931.83	465.91
1501992		P.P. # 15-01992	84942	1.9500	2.5880	217.75	108.87
1503661		P.P. # 15-03661	44453	1.0205	1.6585	139.54	69.77
1507554		P.P. # 15-07554	69913.8	1.6050	2.2430	188.72	94.36
1502034		P.P. # 15-02034	157818	3.6230	4.2610	358.51	179.26

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