

RESOLUTION NO. 2009-060

SPONSOR Mr. Pry

DATE: September 14, 2009

COMMITTEE Public Works

**An amended Resolution assessing the residents of Mill Run Estates, Springfield Township, Council District 8, for drainage maintenance, for the Engineer, and declaring an emergency.**

WHEREAS, by Ordinance No. 2001-465, this Council approved the plats for Mill Run Estates Phase 1; and

WHEREAS, by Ordinance No. 2003-666, this Council approved the plats for Mill Run Estates Phase 2; and

WHEREAS, said plats 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 Sections 6137.02 and 6137.03 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;

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

#### SECTION 1

A drainage maintenance fund for Mill Run Estates Phases 1 and 2, located in Springfield Township, Council District 8, is hereby established.

#### SECTION 2

Owners of parcels within Mill Run Estates Phases 1 and 2, 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.

March 2, 2009  
INTRODUCED

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

CERTIFIED  
SPECIAL ASSESSMENT  
WORKSHEET

PROJECT: Mill Run Estates, Phase 1  
Springfield Township

ASSESSMENT CODE: **C25-000-0000**

DRAINAGE MAINTENANCE DISTRICT NO.2

PARCEL NUMBER	ROUTING NUMBER	SUB LOT #	SQ FT	ACREAGE	ACREAGE W/ STREETS	ANNUAL PAYMENT W/ STREETS	SEMI-ANNUAL PAYMENT
5110297		1	12580.1	0.2888	0.4260	101.31	50.66
5110298		2	12506.1	0.2871	0.4243	100.91	50.45
5110299		3	12240.4	0.2810	0.4182	99.46	49.73
5110300		4	12353.6	0.2836	0.4208	100.07	50.04
5110301		5	13041.9	0.2994	0.4366	103.83	51.92
5110302		6	12305.7	0.2825	0.4197	99.81	49.91
5110303		7	12083.5	0.2774	0.4146	98.60	49.30
5110304		8	13372.9	0.3070	0.4442	105.64	52.82
5110305		9	12279.6	0.2819	0.4191	99.67	49.83
5110306		10	12902.5	0.2962	0.4334	103.07	51.54
5110307		11	12750	0.2927	0.4299	102.24	51.12
5110308		12	12458.2	0.2860	0.4232	100.64	50.32
5110309		13	12440.7	0.2856	0.4228	100.55	50.27
5110310		14	12423.3	0.2852	0.4224	100.45	50.23
5110311		15	12205.5	0.2802	0.4174	99.27	49.63
5110312		16	13024.4	0.2990	0.4362	103.74	51.87
5110313		17	28614.6	0.6569	0.7941	188.86	94.43
5110314		18	14862.7	0.3412	0.4784	113.77	56.89
5110315		19	13041.9	0.2994	0.4366	103.83	51.92
5110316		20	12074.8	0.2772	0.4144	98.55	49.28
5110317		21	12092.3	0.2776	0.4148	98.65	49.32
5110318		22	12074.8	0.2772	0.4144	98.55	49.28
5110319		23	12061.8	0.2769	0.4141	98.48	49.24
5110320		24	12170.7	0.2794	0.4166	99.08	49.54
5110321		25	13433.9	0.3084	0.4456	105.97	52.99

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

RESOLUTION 2009-060

CERTIFIED  
SPECIAL ASSESSMENT  
WORKSHEET

PROJECT: Mill Run Estates, Phase 2  
Springfield Township

ASSESSMENT CODE: **C25-000-0000**

**DRAINAGE MAINTENANCE DISTRICT NO.2**

PARCEL NUMBER	ROUTING NUMBER	SUB LOT #	SQ FT	ACREAGE	ACREAGE W/ STREETS	ANNUAL PAYMENT W/ STREETS	SEMI-ANNUAL PAYMENT
5110489		26	12205.5	0.2802	0.4089	96.06	48.03
5110490		27	12148.9	0.2789	0.4076	95.75	47.88
5110491		28	12166.3	0.2793	0.4080	95.85	47.93
5110492		29	12188.1	0.2798	0.4085	95.96	47.98
5110493		30	12205.5	0.2802	0.4089	96.06	48.03
5110494		31	12266.5	0.2816	0.4103	96.39	48.20
5110495		32	12257.8	0.2814	0.4101	96.34	48.17
5110496		33	13808.5	0.3170	0.4457	104.70	52.35
5110497		34	13355.5	0.3066	0.4353	102.26	51.13
5110498		35	12283.9	0.2820	0.4107	96.48	48.24
5110499		36	12344.9	0.2834	0.4121	96.81	48.41
5110500		37	12314.4	0.2827	0.4114	96.65	48.33
5110501		38	12331.8	0.2831	0.4118	96.74	48.37
5110502		39	15237.3	0.3498	0.4785	112.41	56.21
5110503		40	15006.4	0.3445	0.4732	111.16	55.58
5110504		41	12188.1	0.2798	0.4085	95.96	47.98
5110505		42	12205.5	0.2802	0.4089	96.06	48.03
5110506		43	12275.2	0.2818	0.4105	96.43	48.22
5110507		44	12249.1	0.2812	0.4099	96.29	48.15
5110508		45	12889.4	0.2959	0.4246	99.75	49.88
5110509		46	12445.1	0.2857	0.4144	97.35	48.68
5110510		47	12166.3	0.2793	0.4080	95.85	47.93
5110511		48	12310.1	0.2826	0.4113	96.62	48.31
5110512		49	12257.8	0.2814	0.4101	96.34	48.17
5110513		50	15045.6	0.3454	0.4741	111.37	55.69
5110514		51	10798.5	0.2479	0.3766	88.47	44.24
5110515		52	10798.5	0.2479	0.3766	88.47	44.24
5110516		53	10798.5	0.2479	0.3766	88.47	44.24
5110517		54	10798.5	0.2479	0.3766	88.47	44.24
5110518		55	15503	0.3559	0.4846	113.84	56.92

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