

1 ORDINANCE NO. 2015-561

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3 SPONSOR: Mr. Pry, Ms. Shapiro

4  
5 DATE: January 25, 2016 COMMITTEE Planning

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7 **An Ordinance amending numerous sections of Part Eleven of the Codified Ordinances of**  
8 **the County of Summit, Ohio, entitled "Subdivision Regulations", for the Planning**  
9 **Commission and the Executive's Department of Community and Economic Development,**  
10 **and declaring an emergency.**

11  
12 WHEREAS, County Council previously adopted Ordinance No. 2008-026, which  
13 amended certain subdivision regulations that are set forth in Part Eleven of the Codified  
14 Ordinances of the County of Summit, Ohio; and

15  
16 WHEREAS, Council subsequently adopted Ordinance No. 2010-229, which amended  
17 certain subdivision regulations that are set forth in Part Eleven of the Codified Ordinances; and

18  
19 WHEREAS, pursuant to § 711.10 of the Ohio Revised Code, on October 22, 2015,  
20 following a duly noticed public hearing, the County of Summit Planning Commission  
21 recommended certain amendments to the current County subdivision regulations to clarify and  
22 strengthen the same particularly as they apply to contractor performance bonds; and

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24 WHEREAS, pursuant to § 711.05 and § 711.132 of the Ohio Revised Code, this  
25 Council has reviewed the proposed amendments to the subdivision regulations and has  
26 conducted a duly noticed public hearing regarding the same; and

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28 WHEREAS, pursuant to § 711.101 of the Ohio Revised Code, this Council has also  
29 reviewed the proposed amendments to the rules setting standards and requiring and securing the  
30 construction of improvements, including performance bond requirements that are set forth in the  
31 subdivision regulations, and has conducted a duly noticed public hearing regarding the same; and

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33 WHEREAS, this Council has determined by reviewing all pertinent information that it is  
34 necessary and in the best interest of the County of Summit, Ohio, to adopt the proposed  
35 amendments to the subdivision regulations, pursuant to § 711.05, § 711.101 and § 711.132 of the  
36 Ohio Revised Code;

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38 NOW, THEREFORE, BE IT ORDAINED by the Council of the County of Summit, State  
39 of Ohio, that:

40  
41 SECTION 1

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43 Part 11 of the Codified Ordinances of the County of Summit, Ohio, entitled "Subdivision  
44 Regulations" is hereby amended as set forth on Exhibit A, attached hereto and incorporated  
45 herein by reference as if fully restated.  
46

1 ORDINANCE NO. 2015-561

2 PAGE TWO

3  
4 SECTION 2

5  
6 This Ordinance is hereby declared to be an emergency in the interest of the health, safety  
7 and welfare of the citizens of the County of Summit, Ohio, and for the further reason that it is  
8 immediately necessary to clarify and strengthen the County's subdivision regulations.  
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10 SECTION 3

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12 Provided this Ordinance receives the affirmative vote of eight members, it shall take  
13 effect immediately upon its adoption and approval by the Executive, otherwise it shall take effect  
14 and be in force at the earliest time provided by law.  
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16 SECTION 4

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18 It is found and determined that all formal actions of this Council concerning and relating  
19 to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all  
20 deliberations of this Council and any of its committees that resulted in such formal action were in  
21 meetings open to the public, in compliance with all legal requirements, including Section 121.22  
22 of the Ohio Revised Code.  
23  
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25 INTRODUCED December 14, 2015

26  
27 ADOPTED January 25, 2016

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30  
31 CLERK OF COUNCIL

Alan Shapiro  
PRESIDENT OF COUNCIL

32  
33 APPROVED January 26, 2016

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36  
37 EXECUTIVE

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39 ENACTED EFFECTIVE January 26, 2016

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