

1 RESOLUTION NO. 2011-343

2
3 SPONSOR Ms. Shapiro

4 DATE September 19, 2011

COMMITTEE Planning

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7 **An amended Resolution approving, pursuant to Section 5553.31 of the Ohio Revised Code,**
8 **the dedication of certain real property for public road use and maintenance, as township**
9 **roads, those roads known as Angela Drive, Sasha Court and Alexa Court in The Reserve at**
10 **Kensington Subdivision in Twinsburg Township, in Council District 1, for the Council, and**
11 **declaring an emergency.**

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13 WHEREAS, The Reserve at Kensington Homeowners Association, Inc. (“Homeowners
14 Association”), is the owner of certain real property identified in the Summit County Records as
15 Parcel No. 6205765, consisting solely of private roads identified as Angela Drive, Sasha Court
16 and Alexa Court, in the Reserve at Kensington Subdivision in Twinsburg Township (hereinafter
17 collectively “Private Roads”); and

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19 WHEREAS, pursuant to Section 5553.31 of the Ohio Revised Code, the Homeowners
20 Association desires to dedicate the Private Roads for public road use and maintenance as
21 township roads; and

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23 WHEREAS, Section 5553.31 of the Ohio Revised Code requires the approval of this
24 Council as a condition of the dedication of the Private Roads for public road use and
25 maintenance as township roads; and

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27 WHEREAS, pursuant to Resolution No. 70-11, the Twinsburg Township Trustees have
28 agreed to accept the Private Roads as publicly dedicated township roads, conditioned upon the
29 deposit by the Homeowners Association with Twinsburg Township of the sum of \$22,000.00,
30 which is the amount on hand in the Homeowners Association’s maintenance account for the
31 Private Roads; and

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33 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
34 that it is necessary and in the best interest of the County, to approve the dedication of the Private
35 Roads for public use and maintenance as township roads.

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

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40 SECTION 1

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42 This Council hereby approves, pursuant to Section 5553.31 of the Ohio Revised Code
43 and upon the request of The Reserve at Kensington Homeowners Association, Inc., the
44 dedication of certain real property identified in the Summit County Records as Parcel No.
45 6205765, consisting solely of private roads identified as Angela Drive, Sasha Court and Alexa
46 Court, in the Reserve at Kensington Subdivision in Twinsburg Township, Council District 1, for
47 public road use and maintenance, as township roads. Said dedication shall be considered a
48 dedication of land for public road purposes, only, and shall not be construed as a grant,
49 conveyance or transfer of ownership of land for any other purpose. Pursuant to Resolution No.
50 70-11, Twinsburg Township shall be responsible for the maintenance of the said public roads as
51 township roads.
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1 RESOLUTION NO. 2011-343

2 PAGE TWO

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4 SECTION 2

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6 The description of the real property to be dedicated for public use and maintenance as
7 township roads, together with the plat of the real property to be dedicated for public use and
8 maintenance as township roads, a copy of which is attached hereto as Exhibit A, is hereby
9 approved by this Council and shall be filed by The Reserve at Kensington Homeowners
10 Association, Inc. with the Fiscal Officer upon the indorsement of the same by the Council
11 President.

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13 SECTION 3

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15 This Resolution is hereby declared an emergency in the interest of the health, safety, and
16 welfare of the citizens of the County of Summit and for the further reason of immediately
17 providing for the dedication of the aforementioned property for the use by the public and so that
18 Twinsburg Township may arrange for seasonal maintenance in a timely fashion.

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20 SECTION 4

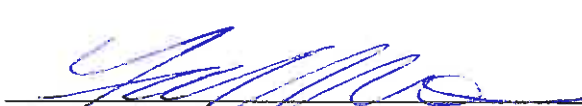
21
22 Provided this Resolution receives the affirmative vote of eight members, it shall take
23 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take
24 effect and be in force at the earliest time provided by law.


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26 SECTION 5

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28 It is found and determined that all formal actions of this Council concerning and relating
29 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
30 deliberations of this Council and of any of its committees that resulted in such formal action,
31 were in meetings open to the public, in compliance with all legal requirements, including Section
32 121.22 of the Ohio Revised Code.

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36 INTRODUCED August 15, 2011

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38 ADOPTED September 19, 2011

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43 CLERK OF COUNCIL

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48 PRESIDENT OF COUNCIL

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50 APPROVED September 21, 2011

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52 
53 EXECUTIVE

54 ENACTED EFFECTIVE September 21, 2011

55 Voice Vote: 10-1: YES: Comunale, Crawford, Feeman, Kostandaras
56 Kurt, Lee, Roemer, Schmidt, Shapiro. NO: Rodgers