

1 RESOLUTION NO. 2017-042

2
3 SPONSOR Ms. Shapiro

4
5 DATE May 15, 2017

COMMITTEE Planning

6
7 **A Resolution authorizing the County Executive to execute a quitclaim deed and any other**
8 **documents necessary to transfer approximately 0.1553 acres of land owned by the County of**
9 **Summit which runs along Canton Road in Springfield Township, to Springfield Township for**
10 **purposes of constructing a bike and hike trail, for the amount of \$1.00, for the Executive, and**
11 **declaring an emergency.**

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13 WHEREAS, on or about December 12, 2012, a petition was filed with this Council to
14 vacate a portion of the right-of-way located in the Garden Acres Allotment, in Springfield
15 Township, Council District 8, pursuant to Chapter 5553 of the Ohio Revised Code and Section
16 125.03 of the Codified Ordinances of the County of Summit, and

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18 WHEREAS, on or about April 16, 2013, after compliance with all lawful requirements
19 and pursuant to Resolution 2013-107, this Council duly approved the aforesaid road vacation and
20 authorized the filing of a vacation plat with the Summit County Fiscal Office, and

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22 WHEREAS, on or about April 30, 2013, this Council approved the administrative replat
23 of the above referenced road vacation and authorized the plat to be filed with the County of
24 Summit Fiscal Office, and

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26 WHEREAS, Springfield Township for the past several years has been acquiring right of
27 way to properties running parallel to Canton Road for purposes of constructing a hike a bike trail
28 open to the public, a copy of the proposed trail and the various rights of way acquired by the
29 Township is attached and marked as Exhibit "A" and incorporated herein, and

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31 WHEREAS, Springfield Township has requested the County sell that portion of the
32 vacated right-of-way acquired by the County pursuant to the road vacation as authorized by
33 Resolution 2013-107, approximately 0.1553 acres of land, for purposes of constructing the hike
34 and bike trail, and

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36 WHEREAS, Springfield Township and the abutting property owners have agreed to a
37 licensing agreement whereby the owners may continue and maintain a sign in the portion of the
38 property proposed to be transfer; and

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40 WHEREAS, Section 177.16(e) of the Codified Ordinances of the County of Summit
41 authorizes the transfer of County-owned real property to a subdivision of the State of Ohio upon
42 approval of this Council; and

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44 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
45 that it is necessary and in the best interest of the County of Summit to execute the a quitclaim
46 deed and any other necessary documents to transfer the above referenced property to Springfield
47 Township for the amount of \$1.00, for aforementioned reason;

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

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RESOLUTION NO. 2017-042

PAGE TWO

SECTION 1

The County Executive is hereby authorized to execute a quitclaim deed and any other documents necessary to transfer the approximately 0.1553 acres of land acquired by the County by virtue of the road vacation authorized by this Council pursuant to Resolution 2013-107 to Springfield Township, in Council District 8, and as more fully depicted on the administrative replat authorized by the Council pursuant to Resolution 2013-170, for the amount of \$1.00.

SECTION 2

This Resolution is hereby declared to be an emergency in the interest of the health, safety and welfare of the citizens of the County of Summit, and for the further reason that it immediately facilitates development in Springfield Township.

SECTION 3

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 4

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 January 30, 2017

ADOPTED May 15, 2017

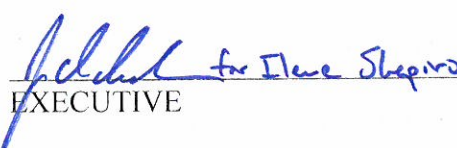


CLERK OF COUNCIL



PRESIDENT OF COUNCIL

APPROVED May 16, 2017



EXECUTIVE

ENACTED EFFECTIVE May 16, 2017

Voice Vote: 11-0 YES: Crawford, Dickinson, Donofrio, Feeman, Hamilton, Koehler, Prentice, Rodgers, Schmidt, Walters, Wilhite