

1 RESOLUTION NO. 2017-178

2
3 SPONSOR Ms. Shapiro

4
5 DATE May 15, 2017 COMMITTEE Planning

6
7 **A Resolution assessing the residents of Hart's Landing Subdivision for drainage**
8 **maintenance, for the Engineer, and declaring an emergency.**

9
10 WHEREAS, by Resolution No. 2017-179 , this Council will be approving and accepting
11 the plat for Hart's Landing Subdivision; and

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13 WHEREAS, said plat includes a drainage maintenance assessment provision signed by
14 all owners of parcels located within said subdivision, with said provision applying to subsequent
15 owners of the same parcels; and

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17 WHEREAS, assessments for drainage maintenance also are permitted by Sections
18 6137.02 and 6137.03 of the Ohio Revised Code; and;

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20 WHEREAS, the County Engineer seeks to assess for drainage maintenance for said
21 subdivision and to fully execute its powers and duties thereof; and

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23 WHEREAS, the Engineer has prepared a special assessment worksheet, attached to this
24 Resolution as Exhibit A, which apportions necessary charges for drainage maintenance among
25 the subdivision's benefited parcel owners; and

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27 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
28 that it is necessary and in the best interest of the County of Summit to assess the residents of
29 Hart's Landing Subdivision, in Springfield Township, in Council District 8, for drainage
30 maintenance, as set forth in Exhibit A attached to this Resolution;

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32 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit,
33 State of Ohio, that;

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35 SECTION 1

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37 A drainage maintenance fund for Hart's Landing Subdivision, located in Springfield
38 Township, Council District 8, is hereby established.

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40 SECTION 2

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42 Owners of parcels within the Hart's Landing Subdivision shall be assessed for drainage
43 maintenance per the special assessment worksheet attached as Exhibit A. Each assessment is
44 proportional to the estimated benefit to the respective parcel.

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46 SECTION 3

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48 Pursuant to Section 6137.03 of the Ohio Revised Code, the Clerk of Council shall certify
49 the attached assessments to the County Fiscal Officer for placement on the next succeeding tax
50 duplicate to be collected and paid.

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2 PAGE TWO

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4 SECTION 4

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6 This resolution is hereby declared an emergency in the interest of the health, safety, and
7 welfare of the citizens of the County of Summit, and for the further reason to immediately fund
8 necessary drainage maintenance in the Hart's Landing Subdivision.

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10 SECTION 5

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12 Provided this Resolution 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
14 effect and be in force at the earliest time provided by law

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16 SECTION 6

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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 Resolution were adopted in an open meeting of this Council, and that all
20 deliberations of this Council and of any of its committees that resulted in such formal action,
21 were in meetings open to the public, in compliance with all legal requirements, including
22 Section 121.22 of the Ohio Revised Code.

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25 INTRODUCED May 1, 2017

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27 ADOPTED May 15, 2017

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32 CLERK OF COUNCIL


PRESIDENT OF COUNCIL

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34 APPROVED May 16, 2017

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39 EXECUTIVE

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41 ENACTED EFFECTIVE May 16, 2017

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

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