

1 RESOLUTION NO. 2017-454

First Reading Passage Requested
(H. Swindell)

2 SPONSOR Ms. Shapiro

3 DATE October 30, 2017

COMMITTEE Planning

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7 **A Resolution approving and accepting a subdivision titled “The Preserve At Miller’s Farm**
8 **Subdivision Phase 4,” located in Copley Township, in Council District 5, for the Executive-**
9 **Planning Commission and the Engineer, and declaring an emergency.**

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11 WHEREAS, on August 24, 2017 the Planning Commission approved the plat for the
12 subdivision titled “The Preserve At Miller’s Farm Subdivision Phase 4,” concerning a
13 subdivision in Copley Township; in Council District 5; and

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15 WHEREAS, under Section 1103.07 of the Codified Ordinances of the County of Summit
16 and Section 711.041 of the Ohio Revised Code, the approval and acceptance of this Council is a
17 prerequisite for the recording of the Subdivision plat; and

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19 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
20 that the approval and acceptance of the aforementioned plat is necessary and in the best interest
21 of the County of Summit;

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

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26 SECTION 1

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28 The subdivision, which shall be known as “The Preserve At Miller’s Farm Subdivision
29 Phase 4,” located in Copley Township, in Council District 5, together with restrictions,
30 covenants and easements thereon, is hereby approved and accepted by the County of Summit, to
31 be recorded by the County Fiscal Officer.

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33 SECTION 2

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35 The following performance bond furnished by **Continental Insurance Company**, in the
36 amount of **\$538,421.00**, having been submitted and approved, was accepted in conjunction with
37 “The Preserve At Miller’s Farm Subdivision Phase 4.” The documents are to be retained by the
38 County Executive, who is authorized to release said bond, in part or in full, upon satisfactory
39 completion of the obligations set forth.

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41 SECTION 3

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43 This Resolution is hereby declared an emergency in the interest of the health, safety and
44 welfare of the citizens of the County of Summit, and for the further reason that it immediately
45 facilitates development in Copley Township, in Council District 5.

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2 PAGE TWO

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4 SECTION 4

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

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10 SECTION 5

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12 It is found and determined that all formal actions of this Council concerning and relating
13 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
14 deliberations of this Council and of any of its committees that resulted in such formal action,
15 were in meetings open to the public, in compliance with all legal requirements, including Section
16 121.22 of the Ohio Revised Code.

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19 INTRODUCED October 30, 2017

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21 ADOPTED October 30, 2017

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27 CLERK OF COUNCIL

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33 PRESIDENT OF COUNCIL

APPROVED October 31, 2017

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39 EXECUTIVE

ENACTED EFFECTIVE October 31, 2017

Voice Vote: 10-0 YES: Crawford, Dickinson, Feeman, Hamilton, Koehler,
Prentice, Rodgers, Schmidt, Walters, Wilhite
ABSENT: Donofrio