

1 RESOLUTION NO. 2019-451

First Reading Passage Requested

(D. Matz)

2 SPONSOR Ms. Shapiro

3 DATE December 2, 2019

COMMITTEE Planning

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7 **A Resolution revising the assessments for the parcels of Heritage Centre Allotment Replat,**
8 **in Copley Township, in Council District 5, for drainage maintenance, for the Engineer, and**
9 **declaring an emergency.**

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11 WHEREAS, by Resolution No. 2019-450, this Council will be approving and accepting
12 the Heritage Centre Allotment Replat; and

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

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18 WHEREAS, assessments for drainage maintenance also are permitted by Sections
19 6137.02 and 6137.03 of the Ohio Revised Code; and

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

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

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28 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
29 that it is necessary and in the best interest of the County of Summit to revise the assessments for
30 the parcels of Heritage Centre Allotment Replat, in Copley Township, in Council District 5, for
31 drainage maintenance, as set forth in Exhibit A attached to this Resolution;

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

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36 SECTION 1

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38 A drainage maintenance assessment for Heritage Centre Allotment Replat, in Copley
39 Township, in Council District 5, is hereby revised as set forth herein.

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41 SECTION 2

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43 Owners of parcels within Heritage Centre Allotment Replat shall be assessed for drainage
44 maintenance, per the revised special assessment worksheet attached as Exhibit A. Each
45 assessment is proportional to the estimated benefit to the respective parcel.

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2 PAGE TWO

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4 SECTION 3

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

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10 SECTION 4

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12 This Resolution is hereby declared an emergency in the interest of the health, safety, and
13 welfare of the citizens of the County of Summit, and for the further reason to immediately fund
14 necessary drainage maintenance in the Heritage Centre Allotment Replat, in Copley Township,
15 in Council District 5.

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17 SECTION 5

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

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23 SECTION 6

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

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32 INTRODUCED December 2, 2019

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34 ADOPTED December 2, 2019

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38 CLERK OF COUNCIL

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PRESIDENT OF COUNCIL

40 APPROVED December 4, 2019

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44 EXECUTIVE

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46 ENACTED EFFECTIVE December 4, 2019

Voice Vote: YES - 9-0 Dickinson, Donofrio, Feeman, Koehler,
McKenney, Rodgers, Schmidt, Walters, Wilhite
ABSENT: Hamilton, Prentice