

1 RESOLUTION NO. 2016-128

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3 SPONSOR Mr. Pry

4  
5 DATE April 25, 2016 COMMITTEE Planning

6  
7 **A Resolution revising the assessments for the parcels of Glencairn Forest Phase X Re-Plat**  
8 **for drainage maintenance, in Richfield Township, for the Engineer, and declaring an**  
9 **emergency.**

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11 WHEREAS, this Council previously adopted Resolution No. 2009-218, which approved  
12 and accepted the plat for Glencairn Forest Phase X Re-Plat; and

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14 WHEREAS, by Resolution No. 2016-127, this Council will be approving and accepting  
15 the Glencairn Forest Phase X Re-Plat; and

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17 WHEREAS, said re-plat includes a drainage maintenance assessment provision signed by  
18 all owners of parcels located within said subdivision, with said provision applying to subsequent  
19 owners of the same parcels; and

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21 WHEREAS, assessments for drainage maintenance also are permitted by Sections  
22 6137.02 and 6137.03 of the Ohio Revised Code; and

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

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

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31 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
32 that revising the assessments for the residents of Glencairn Forest Phase X Re-plat, in Richfield  
33 Township, in Council District 1, for drainage maintenance, per attached Exhibit A, is necessary  
34 and in the best interest of the County of Summit;

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

38  
39 SECTION 1

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41 A drainage maintenance fund for Glencairn Forest Phase X Re-plat, in Richfield  
42 Township, in Council District 1, is hereby revised.

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44 SECTION 2

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46 Owners of parcels within Glencairn Forest Phase X Re-plat shall be assessed for drainage  
47 maintenance per the revised special assessment worksheet attached as Exhibit A. Each  
48 assessment is proportional to the estimated benefit to the respective parcel.  
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2 PAGE TWO

3  
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 Glencairn Forest Phase X Re-plat, in Richfield Township,  
15 in Council District 1.

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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.

22  
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 April 11, 2016

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34 ADOPTED April 25, 2016

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38 CLERK OF COUNCIL

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PRESIDENT OF COUNCIL

40 APPROVED April 26, 2016

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44 EXECUTIVE

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46 ENACTED EFFECTIVE April 26, 2016

Voice Vote: 10-0 YES: Crawford, Donofrio, Feeman, Kostandaras,  
Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite  
ABSENT: Lee