RESOLUTION NO. 2022-065

SPONSOR: Executive Shapiro

DATE: March 14, 2022

COMMITTEE: Planning

A Resolution assessing the residents of The Meadows of Wintergreen Phase III for drainage maintenance, located in Springfield Township, in Council District 8, for the Engineer, and declaring an emergency.

WHEREAS, by Resolution No. 2022-064, this Council will be approving and accepting the plat for The Meadows of Wintergreen Phase III, located in Springfield Township, in Council District 8; and

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

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

WHEREAS, the Engineer seeks to assess for drainage maintenance for said subdivision and to fully execute his powers and duties thereof; and

WHEREAS, the Engineer has prepared a special assessment worksheet, a copy of which is attached to this Resolution as Exhibit A and incorporated fully herein, which apportions necessary charges for drainage maintenance among the subdivision’s benefited parcel owners; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of the County of Summit to assess the residents of The Meadows of Wintergreen Phase III for drainage maintenance, as set forth in Exhibit A attached to this Resolution;

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

SECTION 1

Owners of parcels within The Meadows of Wintergreen Phase III, located in Springfield Township, in Council District 8 shall be assessed for drainage maintenance per the special assessment worksheet, a copy of which is attached as Exhibit A and incorporated fully herein. Each assessment is proportional to the estimated benefit to the respective parcel.

SECTION 2

Pursuant to Section 6137.03 of the Ohio Revised Code, the Clerk of Council shall certify the attached assessments to the Fiscal Officer for placement on the next succeeding tax duplicate to be collected and paid.
RESOLUTION NO. 2022-065
PAGE TWO

SECTION 3

This Resolution is hereby declared an emergency in the interest of the health, safety, and welfare of the residents of the County of Summit, and for the further reason to immediately fund necessary drainage maintenance in The Meadows of Wintergreen Phase III, in Springfield Township, in Council District 8.

SECTION 4

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 5

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 March 14, 2022

ADOPTED March 14, 2022

CLERK OF COUNCIL

APPROVED March 15, 2022

EXECUTIVE

ENACTED EFFECTIVE March 15, 2022

Voice Vote - YES: 10-0: Darrow, DeVitis, Dickinson, Donofrio, Feeman, McKenney, Rodgers, Schmidt, Sims, Wilhite

ABSENT: Walters