

1 RESOLUTION NO. 2022-230

2
3 SPONSOR Executive Shapiro

4
5 DATE August 15, 2022

COMMITTEE Planning

6
7 **A Resolution revising the assessments for the parcels of Heritage Centre Allotment, located**
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, this Council previously adopted Resolution No. 1994-168, which approved
12 and accepted Heritage Centre Allotment, located in Copley Township, in Council District 5; and

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14 WHEREAS, this Council subsequently adopted Resolution No. 2017-483, which levied
15 assessments for the on-going maintenance of a drainage system for the Heritage Centre
16 Allotment; and

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18 WHEREAS, the Summit County Planning Commission approved the plats for the
19 subdivisions entitled "Heritage Centre Allotment Replat No. 2," and "Heritage Centre Allotment
20 Replat No. 3," concerning a resubdivision of land located in the Heritage Center Allotment; and

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

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26 WHEREAS, assessments for drainage maintenance also are permitted by Sections
27 6137.02 and 6137.03 of the Ohio Revised Code; and

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29 WHEREAS, the Engineer seeks to revise the assessments for drainage maintenance for
30 said subdivision and to fully execute his powers and duties thereof; and

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32 WHEREAS, the Engineer has prepared a revised special assessment worksheet, a copy of
33 which is attached hereto as Exhibit A and incorporated fully herein, which apportions necessary
34 charges for drainage maintenance among the subdivision's benefited parcel owners; and

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36 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
37 that revising the assessments for the residents of Heritage Centre Allotment, located in Copley
38 Township, in Council District 5, for drainage maintenance, per attached Exhibit A, is necessary
39 and in the best interest of the County of Summit;

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

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44 SECTION 1

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46 The drainage maintenance fund for Heritage Centre Allotment, located in Copley
47 Township, in Council District 5, is hereby revised.
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1 RESOLUTION NO. 2022-230

2 PAGE TWO

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4 SECTION 2

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6 Owners of parcels within the Heritage Centre Allotment shall be assessed for drainage
7 maintenance, proportional to the estimated benefit to the respective parcel, as set forth in the
8 revised special assessment worksheet, a copy of which is attached hereto as Exhibit A and
9 incorporated fully herein.

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11 SECTION 3

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

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17 SECTION 4

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19 This Resolution is hereby declared an emergency in the interest of the health, safety, and
20 welfare of the residents of the County of Summit, and for the further reason to immediately fund
21 necessary drainage maintenance in Heritage Centre Allotment, located in Copley Township, in
22 Council District 5.

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24 SECTION 5

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

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30 SECTION 6

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32 It is found and determined that all formal actions of this Council concerning and relating
33 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
34 deliberations of this Council and of any of its committees that resulted in such formal action,
35 were in meetings open to the public, in compliance with all legal requirements, including Section
36 121.22 of the Ohio Revised Code.

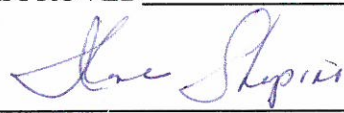
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38 INTRODUCED August 1, 2022

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40 ADOPTED August 15, 2022

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43 _____
44 CLERK OF COUNCIL


45 _____
46 PRESIDENT OF COUNCIL

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48 APPROVED August 16, 2022

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51 _____
52 EXECUTIVE

Voice Vote - YES: 11-0:
Darrow, DeVitis, Dickinson,
Donofrio, McKenney, Rodgers,
Schmidt, Sims, Walters,
Wiedie Higham, Wilhite

ENACTED EFFECTIVE August 16, 2022