

1 RESOLUTION NO. 2025-056

2  
3 SPONSOR Mr. Ford

4  
5 DATE March 3, 2025 COMMITTEE Public Works

6  
7 **A Resolution authorizing the publication and legal notices for the proposed public**  
8 **improvement known as the Springfield Lake Outlet (County Ditch No. 45)**  
9 **Improvements Project located in Springfield Township, and setting dates for the**  
10 **Public Viewing and Public Hearing pursuant to Section 6131.07 of the Ohio**  
11 **Revised Code, for Council, and declaring an emergency.**

12  
13 WHEREAS, a ditch petition was filed on January 14, 2025 pursuant to Section  
14 6131.04 of the Ohio Revised Code requesting the County to repair the county ditch,  
15 which has caused flooding due to major storms in recent years and install measures to  
16 mitigate the erosive and flooding effect of future storms; and

17  
18 WHEREAS, Section 6131.07 of the Ohio Revised Code requires a public viewing  
19 and public hearing, which will provide pertinent information from the County Engineer  
20 as to whether the construction of the combined improvement is necessary and  
21 conducive to the public welfare; and

22  
23 WHEREAS, except as may be ordered pursuant to Section 6131.31 of the Ohio  
24 Revised Code, all costs of engineering, construction, and future maintenance will be  
25 paid by the Summit County Surface Water Management District; and

26  
27 WHEREAS, the course and termini of the proposed combined improvement is  
28 shown on Exhibit A; and

29  
30 WHEREAS, this Council has determined, after reviewing all pertinent  
31 information, that it is necessary and in the best interest of the County of Summit to  
32 authorize the publication and legal notice for the proposed public improvement located  
33 in Springfield Township, and to set the dates for the Public Viewing and Public Hearing  
34 pursuant to Section 6131.07 of the Ohio Revised Code.

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

38  
39 SECTION 1

40  
41 Pursuant to Section 6131.07 of the Ohio Revised Code, a legal notice shall be  
42 published one time in a newspaper of general circulation in Summit County; individual  
43 notice to all owners of land which will be benefitted or damaged by construction of the  
44 proposed improvement shall be sent by regular and certified mail, return receipt  
45 requested, giving notice that a public viewing of the area will take place at 4:00 pm. on  
46 Thursday, April 17, 2025 at Springfield Township Administration Offices, 2459  
47 Canfield Road, Akron, Ohio 44312, and that a Public Hearing will take place on  
48 Monday, June 2,

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3  
4 2025 at 4:30 pm in Council Chambers, Ohio Building – 7<sup>th</sup> Floor, 175 South Main  
5 Street, Akron, Ohio.

6  
7 SECTION 2

8  
9 This Resolution is hereby declared an emergency in the interest of the health,  
10 safety and welfare of the citizens of the County of Summit and for the further reason to  
11 immediately authorize the publication and notice of a viewing and hearing for a  
12 proposed public improvement located in Springfield Township, Summit County, Ohio.

13  
14 SECTION 3

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

19  
20 SECTION 4

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

27  
28  
29 INTRODUCED March 3, 2025

30  
31 ADOPTED March 24, 2025

32 Signed by:  
33 Monique Willis  
34

35 CLERK OF COUNCIL  
36  
37

DocuSigned by:  
38 Rita S. Darrow  
39

40 PRESIDENT OF COUNCIL  
41  
42

43 APPROVED March 24, 2025

44 Signed by:  
45 Gene Shapiro  
46

47 EXECUTIVE  
48  
49

Voice Vote – YES: 10 – 0: Darrow, Dickinson,  
Donofrio, Higham, Kacyon, Licate, McKenney,  
Schmidt, Walters, Wilhite  
Absent: Ford

50 ENACTED EFFECTIVE March 25, 2025