

1 RESOLUTION NO. 2025-239

2

3 SPONSOR Executive Shapiro

4

5 DATE September 8, 2025 COMMITTEE Planning

6

7 **A Resolution setting a date for this Council, pursuant to Chapter 5553 of the Ohio Revised**
8 **Code and Section 125.03 of the Codified Ordinances of the County of Summit, to conduct a**
9 **public hearing to consider the vacation of a portion of Wyoga Lake Road, located in Boston**
10 **Township, in Council District 1, for Council, and declaring an emergency.**

11

12 WHEREAS, the City of Cuyahoga Falls has approved a project to improve the
13 intersections of State Road, Seasons Road and Wyoga Lake Road at the City's border with
14 Boston Township; and

15

16 WHEREAS, a portion of Wyoga Lake Road situated between Seasons Road and State
17 Road and being partially in the County of Summit, Boston Township, Council District 1, and
18 partially in the City of Cuyahoga Falls, Ohio will be eliminated as a public road as a result of the
19 project; and

20

21 WHEREAS, the Summit County Engineer is in favor of the project as it is intended to
22 remedy safety issues caused by the current configuration of these roads; and

23

24 WHEREAS, the City of Cuyahoga Falls will bear the entire cost of the project; and

25

26 WHEREAS, the County's portion of Wyoga Lake Road that will be removed requires
27 vacation due to the project; and

28

29 WHEREAS, Section 5553.04(A) of the Ohio Revised Code requires the County to pass a
30 Resolution to effectuate the vacation of the road; and

31

32 WHEREAS, Section 5553.05(A) of the Ohio Revised Code requires this Council to set a
33 date for a public viewing and a public hearing on the vacation of the road; and

34

35 WHEREAS, all of the abutting property owners have waived their rights to written notice
36 of the vacation proceedings; and

37

38 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
39 that it is necessary and in the best interest of the County of Summit, pursuant to Chapter 5553 of
40 the Ohio Revised Code and Section 125.03 of the Codified Ordinances of the County of Summit,
41 to conduct a public viewing and a public hearing to consider the vacation of a portion of Wyoga
42 Lake Road, located in Boston Township, in Council District 1.

43

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

46

47

48

49

First Reading Passage Requested
(Clerk of Council)

RESOLUTION NO. 2025-239

PAGE TWO

SECTION 1

The Clerk of Council shall set the date of Monday, October 20, 2025, at 4:30pm in Council Chambers for the public hearing on the vacation, and October 7, 2025, at 2:00pm at 1040 E. Tallmadge Ave, Akron for the viewing, as required pursuant to Section 5553.05 of the Ohio Revised Code and Section 125.03(e) of the Codified Ordinances of the County of Summit, to determine whether the proposed vacation of a portion of Wyoga Lake Road would be for the public convenience or welfare.

SECTION 2

The Clerk of Council shall cause notice by regular U.S. mail to be made upon Boston Township and the state director of natural resources informing them of the date set for the public hearing, and the Clerk shall comply with all notice requirements as set forth in Section 5553.05 of the Ohio Revised Code with respect to the viewing and hearing, except that, pursuant to the waivers by the abutting property owners, individual notice shall not be mailed to those owners.

SECTION 3

The County Engineer shall submit a written report pursuant to Section 5553.06 of the Ohio Revised Code on the vacation containing the Engineer's opinion for or against the vacation prior to the October 20, 2025 hearing.

SECTION 4

This Resolution is hereby declared an emergency in the interest of the health, safety and welfare of the citizens of the County of Summit and for the further reason of immediately allowing the County to comply with the requirements of Section 5553.05 of the Ohio Revised in a timely manner.

SECTION 5

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 6

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.

1 RESOLUTION NO. 2025-239
2 PAGE THREE
3
4
5 INTRODUCED September 8, 2025
6
7 ADOPTED September 8, 2025
8 Signed by:
9 Monique Willis
10
11 CLERK OF COUNCIL
12
13 APPROVED September 8, 2025
14 Signed by:
15 Steve Shapiro
16
17 EXECUTIVE
18
19
20 ENACTED EFFECTIVE September 9, 2025

DocuSigned by:
Rita J. Darrow
PRESIDENT OF COUNCIL

Voice Vote – YES: 11 – 0: Darrow, Dickinson,
Donofrio, Ford, Higham, Kacyon, Licate,
McKenney, Schmidt, Walters, Wilhite