

1 RESOLUTION NO. 2026-107

First Reading Passage Requested
(Mr. Wilhite)

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3
4 SPONSOR Mr. Wilhite

5
6 DATE April 13, 2026

COMMITTEE Public Works

7
8 **A Resolution authorizing the publication and legal notices for the proposed public**
9 **improvement known as the Copley Ditch (County Ditch No. 38) Improvements**
10 **Project located in Copley Township, and setting the date for the Final Hearing**
11 **pursuant to Section 6131.16 of the Ohio Revised Code, for Council, and declaring**
12 **an emergency.**

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

18
19 WHEREAS, per Section 6131.07 of the Ohio Revised Code, a public viewing
20 took place July 21, 2025 at 1540 South Cleveland-Massillon Road in Copley Township,
21 Ohio, and a public hearing took place September 8, 2025 at 1050 E. Tallmadge Ave. in
22 Akron, Ohio where the County Engineer’s Office provided information as to whether
23 the construction of the combined improvement is necessary and conducive to the public
24 welfare; and

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

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30 WHEREAS, the Summit County Council Office received the Engineer’s Final
31 Report on the Copley Ditch Petition on March 23, 2026; and

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33 WHEREAS, this Council has determined, after reviewing all pertinent
34 information, that it is necessary and in the best interest of the County of Summit to
35 authorize the publication and legal notice for the proposed public improvement located
36 in Copley Township, and to set the date for the Final Hearing pursuant to Section
37 6131.16 of the Ohio Revised Code.

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

41
42 SECTION 1

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44 Pursuant to Section 6131.16 of the Ohio Revised Code, a legal notice shall be
45 published one time in a newspaper of general circulation in Summit County; individual
46 notice to all owners of land which will be benefitted or damaged by construction of the
47 proposed improvement shall be sent by certified mail, return receipt requested, giving
48 notice that **a Final Hearing will take place on Monday, June 15, 2026 at 4:30 pm in**

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2 PAGE TWO

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4 *the Board of Elections Board Meeting Room, 1050 E. Tallmadge Ave., Akron Ohio,*
5 *44310.*

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7 SECTION 2

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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 Final Hearing for a proposed
12 public improvement located in Copley 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.

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29 INTRODUCED April 13, 2026

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31 ADOPTED April 13, 2026

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33 Signed by:
34 Monique Willis

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38 APPROVED April 13, 2026

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40 Signed by:
41 Gene Shapiro

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45 ENACTED EFFECTIVE April 14, 2026

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Signed by:
Erin Dickinson
PRESIDENT OF COUNCIL

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