

RESOLUTION NO. 2009-066

SPONSOR Mr. Pry

DATE September 14, 2009

COMMITTEE: Public Works

An amended Resolution assessing the residents of Red Hawk Reserve, Sagamore Hills Township, Council District 1, for drainage maintenance, for the Engineer, and declaring an emergency.

WHEREAS, by Ordinance No. 2005-457, this Council approved the plat for Red Hawk Reserve; and

WHEREAS, said plat included 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 County Engineer seeks to establish a drainage maintenance fund for said Subdivision and to fully execute its powers and duties thereof; and

WHEREAS, the Engineer has prepared a Special Assessment Worksheet, which is attached and marked as **amended** "Exhibit A", which apportions necessary charges for drainage maintenance among the Subdivision's benefited parcel owners;

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

SECTION 1

A drainage maintenance fund for Red Hawk Reserve, located in Sagamore Hills Township, Council District 1, is hereby established.

SECTION 2

Owners of parcels within Red Hawk Reserve shall be assessed for drainage maintenance per the attached **amended** Special Assessment Worksheet, Exhibit A hereof. Each assessment is proportional to the estimated benefit to the respective parcel.

SECTION 3

Pursuant to O.R.C. § 6137.03 the Clerk of Council shall certify the attached assessments to the County Fiscal Officer for placement on the next succeeding tax duplicate to be collected and paid.

SECTION ~~3~~ 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 to immediately fund necessary drainage maintenance.

SECTION ~~4~~ 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.

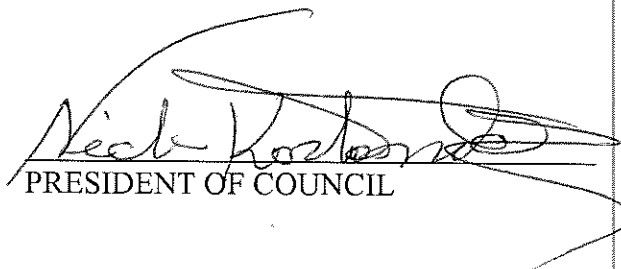
SECTION ~~5~~ 6

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.

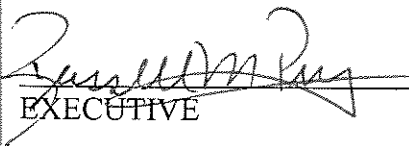
INTRODUCED March 2, 2009 June 22, 2009 - Time Extended 4 months

ADOPTED September 14, 2009


CLERK OF COUNCIL


PRESIDENT OF COUNCIL

APPROVED September 15, 2009


EXECUTIVE

September 15, 2009
ENACTED EFFECTIVE

Voice Vote: 10-0 YES: Comunale, Crawford, Crossland, Feeman, Kostandaras
Poda, Prentice, Rodgers, Schmidt, Smith ABSENT: Shapiro

RESOLUTION NO. 2009-066

AMENDED EXHIBIT 'A'

CERTIFIED
SPECIAL ASSESSMENT
WORKSHEET

PROJECT: Red Hawk Reserve
Sagamore Hills Township
DRAINAGE MAINTENANCE DISTRICT NO.1

ASSESSMENT CODE: C25-000-0000

PARCEL NUMBER	ROUTING NUMBER	SUB LOT #	SQ FT	ACREAGE	ACREAGE W/ STREETS	ANNUAL PAYMENT W/ STREETS	SEMI-ANNUAL PAYMENT
4505308		1	27,674.89	0.6353	0.6353	278.70	139.35
4505309		2	27,463.71	0.6305	0.6305	276.58	138.29
4505310		3	20,647.56	0.4740	0.4740	207.93	103.97
4505311		4	18,921.66	0.4344	0.4344	190.55	95.28
4505312		5	29,510.55	0.6775	0.6775	297.19	148.59
4505313		6	20,046.64	0.4602	0.4602	201.88	100.94
4505314		7	21,201.25	0.4867	0.4867	213.51	106.75
4505315		8	30,270.80	0.6949	0.6949	304.84	152.42
4505316		9	28,996.51	0.6657	0.6657	292.01	146.01
4505317		10	29,136.45	0.6689	0.6689	293.42	146.71
4505318		11	21,308.51	0.4892	0.4892	214.59	107.29
4505319		12	27,880.73	0.6401	0.6401	280.78	140.39
4505320		13	23,476.68	0.5390	0.5390	236.42	118.21
4505321		14	20,611.95	0.4732	0.4732	207.57	103.79
4505322		15	16,089.72	0.3694	0.3694	162.03	81.02
4505323		16	25,441.45	0.5841	0.5841	256.21	128.11
4505324		17	22,307.21	0.5121	0.5121	224.65	112.32
4505325		18	22,672.95	0.5205	0.5205	228.33	114.17
4505326		19	15,849.10	0.3638	0.3638	159.61	79.80
4505327		20	16,951.54	0.3892	0.3892	170.71	85.36
4505328		21	18,331.79	0.4208	0.4208	184.61	92.31
4505329		22	15,989.36	0.3671	0.3671	161.02	80.51
4505330		23	15,819.24	0.3632	0.3632	159.31	79.65
4505331		24	18,962.24	0.4353	0.4353	190.96	95.48
4505332		25	15,908.73	0.3652	0.3652	160.21	80.11
4505333		26	18,575.76	0.4264	0.4264	187.07	93.53
4505334		27	16,914.37	0.3883	0.3883	170.34	85.17
4505335		28	16,823.15	0.3862	0.3862	169.42	84.71
4505336		29	16,009.87	0.3675	0.3675	161.23	80.61

CERTIFIED
SPECIAL ASSESSMENT
WORKSHEET

PROJECT: Red Hawk Reserve
Sagamore Hills Township

ASSESSMENT CODE: C25-000-0000

DRAINAGE MAINTENANCE DISTRICT NO.1

PARCEL NUMBER	ROUTING NUMBER	SUB LOT #	SQ FT	ACREAGE	ACREAGE W/ STREETS	ANNUAL PAYMENT W/ STREETS	SEMI-ANNUAL PAYMENT
4505337		30	21,786.26	0.5001	0.5001	219.40	109.70
4505338		31	28,506.27	0.6544	0.6544	287.08	143.54
4505339		32	15,105.88	0.3468	0.3468	152.13	76.06
4505340		33	20,858.98	0.4789	0.4789	210.06	105.03
4505341		34	23,649.94	0.5429	0.5429	238.17	119.08
4505342		35	21,389.24	0.4910	0.4910	215.40	107.70
4505343		36	16,857.99	0.3870	0.3870	169.77	84.88
4505344		37	16,556.70	0.3801	0.3801	166.74	83.37
4505345		38	17,711.42	0.4066	0.4066	178.36	89.18
4505346		39	15,819.65	0.3632	0.3632	159.31	79.66
4505347		40	16,039.22	0.3682	0.3682	161.52	80.76
4505348		41	15,842.11	0.3637	0.3637	159.54	79.77

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Term of Assessment: Permanent, subject to review for adjustments pursuant to Ohio Revised Code 6137.11