RESOLUTION NO. 2014-530

SPONSOR Mr. Pry

DATE December 8, 2014 COMMITTEE Planning

A Resolution accepting and approving a subdivision titled “The Preserve at Miller’s Farm Subdivision Phase 1,” located in Copley Township, Council District 5, for the Executive-Planning Commission and the County Engineer, and declaring an emergency.

WHEREAS, on September 25, 2014, the Planning Commission approved the plat for the subdivision titled “The Preserve at Miller’s Farm Subdivision Phase 1,” concerning a subdivision located in Copley Township; and

WHEREAS, under Section 1104.06(b)(4) of the Codified Ordinances of the County of Summit and Section 711.041 of the Ohio Revised Code, the approval of this Council is a prerequisite for the recording of a resubdivision of a previously recorded plat, as though the same were a major subdivision; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that the acceptance and approval of the aforementioned replat is necessary and in the best interest of the County of Summit;

NOW, THEREFORE, BE IT ORDAINED by the Council of the County of Summit, State of Ohio, that;

SECTION 1

The subdivision, together with restrictions, covenants and easements thereon, is hereby accepted by the County of Summit, to be recorded by the County Fiscal Officer. The subdivision shall be known as “The Preserve at Miller’s Farm Subdivision Phase 1,” located in Copley Township, Council District 5.

SECTION 2

The following performance bond furnished by RLI Insurance Company in the amount of $3,537,193.00, having been submitted and approved, was accepted in conjunction with “The Preserve at Miller’s Farm Subdivision Phase 1.” The documents are to be retained by the County Executive, who is authorized to release said bond, in part or in full, upon satisfactory completion of the obligations set forth.

SECTION 3

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 that it immediately facilitates development in Copley Township.
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SECTION 4

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

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 ________ November 24, 2014

ADOPTED ________ December 8, 2014

CLERK OF COUNCIL

APPROVED ________ December 9, 2014

EXECUTIVE

ENACTED EFFECTIVE ________ December 9, 2014

Voice Vote: 8-0 YES: Comunale, Crawford, Feeman, Kurt, Lee, Roemer, Schmidt, Shapiro
ABSENT: Kostandaras, Prentice, Rodgers