

1 RESOLUTION NO. 2018-285

2
3 SPONSOR Ms. Shapiro

4
5 DATE August 20, 2018 COMMITTEE: Public Works

6
7 **A Resolution revising the assessments for the parcels of Barn Hill Subdivision No. 1, in**
8 **Bath Township, in Council District 5, for drainage maintenance, for the Engineer, and**
9 **declaring an emergency.**

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11 WHEREAS, County Council previously adopted Resolution No. 1995-320, which
12 approved and accepted the plat for Barn Hill Subdivision No. 1, in Bath Township, in Council
13 District 5; and

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15 WHEREAS, said plat includes a drainage maintenance assessment provision signed by
16 all owners of parcels located within said subdivision, with said provision applying to subsequent
17 owners of the same parcels; and

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19 WHEREAS, assessments for drainage maintenance also are permitted by Sections
20 6137.02 and 6137.03 of the Ohio Revised Code; and

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22 WHEREAS, the County Engineer seeks to revise the assessments for drainage
23 maintenance for said subdivision and to fully execute its powers and duties thereof; and

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25 WHEREAS, the Engineer has prepared a revised special assessment worksheet, attached
26 as Exhibit A, which apportions necessary charges for drainage maintenance among the
27 subdivision's benefited parcel owners; and

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29 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
30 that it is necessary and in the best interest of the County of Summit to revise the assessments for
31 the residents of Barn Hill Subdivision No. 1 in Bath Township, in Council District 5, for
32 drainage maintenance, as set forth in Exhibit A attached to this Resolution;

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34 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
35 of Ohio, that;

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37 SECTION 1

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39 The previously established drainage maintenance fund for Barn Hill Subdivision No. 1, in
40 Bath Township, in Council District 5, is hereby revised as set forth in this Resolution.

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42 SECTION 2

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44 Owners of parcels within the Barn Hill Subdivision No. 1 shall be assessed for drainage
45 maintenance, as set forth in the revised special assessment worksheet attached as Exhibit A.
46 Each assessment is proportional to the estimated benefit to the respective parcel.
47

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2 PAGE TWO

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4 SECTION 3

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6 Pursuant to Section 6137.03 of the Ohio Revised Code, the Clerk of Council shall certify
7 the attached assessments to the County Fiscal Officer for placement on the next succeeding tax
8 duplicate to be collected and paid.

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10 SECTION 4

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12 This Resolution is hereby declared an emergency in the interest of the health, safety, and
13 welfare of the residents of the County of Summit, and for the further reason to immediately fund
14 necessary drainage maintenance in the Barn Hill Subdivision No. 1 in Bath Township.

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16 SECTION 5

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

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22 SECTION 6

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24 It is found and determined that all formal actions of this Council concerning and relating
25 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
26 deliberations of this Council and of any of its committees that resulted in such formal action,
27 were in meetings open to the public, in compliance with all legal requirements, including Section
28 121.22 of the Ohio Revised Code.

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31 INTRODUCED August 6, 2018

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33 ADOPTED August 20, 2018

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36 _____
37 CLERK OF COUNCIL



PRESIDENT OF COUNCIL

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39 APPROVED August 21, 2018

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42 _____
43 EXECUTIVE

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45 ENACTED EFFECTIVE August 21, 2018

Voice Vote: YES 11-0 - Dickinson, Donofrio, Feeman, Hamilton, Koehler, Prentice, Rodgers, Schmidt, Soyars, Walters, Wilhite