

1 RESOLUTION NO. 2018-288

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 Lions Park Allotment Phase 2, in**  
8 **Springfield Township, in Council District 8, for drainage maintenance, for the Engineer,**  
9 **and declaring an emergency.**

10  
11 WHEREAS, this Council previously adopted Resolution No. 2017-323, which approved  
12 and accepted Lions Park Allotment Phase 2, in Springfield Township, in Council District 8; and

13  
14 WHEREAS, said plat includes a drainage maintenance assessment provision signed by  
15 all owners of parcels located within said subdivision, with said provision applying to subsequent  
16 owners of the same parcels; and

17  
18 WHEREAS, assessments for drainage maintenance also are permitted by Sections  
19 6137.02 and 6137.03 of the Ohio Revised Code; and

20  
21 WHEREAS, the County Engineer seeks to revise the assessments for drainage  
22 maintenance for said subdivision and to fully execute its powers and duties thereof; and

23  
24 WHEREAS, the Engineer has prepared a revised special assessment worksheet, attached  
25 as Exhibit A, which apportions necessary charges for drainage maintenance among the  
26 subdivision's benefited parcel owners; and

27  
28 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
29 that it is necessary and in the best interest of the County of Summit to revise the assessments for  
30 the residents of Lions Park Allotment Phase 2 in Springfield Township, in Council District 8, for  
31 drainage maintenance, as set forth in Exhibit A attached to this Resolution;

32  
33 NOW, THEREFORE, BE IT ORDAINED by the Council of the County of Summit, State  
34 of Ohio, that;

35  
36 SECTION 1

37  
38 The previously established drainage maintenance fund for Lions Park Allotment Phase 2,  
39 in Springfield Township, in Council District 8, is hereby revised as set forth herein.

40  
41 SECTION 2

42  
43 Owners of parcels within Lions Park Allotment Phase 2 shall be assessed for drainage  
44 maintenance, per the revised special assessment worksheet attached as Exhibit A. Each  
45 assessment is proportional to the estimated benefit to the respective parcel.

46

1 RESOLUTION NO. 2018-288

2 PAGE TWO

3  
4 SECTION 3

5  
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.

9  
10 SECTION 4

11  
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 Lions Park Allotment Phase 2 in Springfield Township, in  
15 Council District 8.

16  
17 SECTION 5

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

22  
23 SECTION 6

24  
25 It is found and determined that all formal actions of this Council concerning and relating  
26 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
27 deliberations of this Council and of any of its committees that resulted in such formal action,  
28 were in meetings open to the public, in compliance with all legal requirements, including Section  
29 121.22 of the Ohio Revised Code.

30  
31  
32 INTRODUCED August 6, 2018

33  
34 ADOPTED August 20, 2018

35  
36  
37  
38 CLERK OF COUNCIL

39  
40  
41  
42  
43  
44  
45  
46  
PRESIDENT OF COUNCIL

40 APPROVED August 21, 2018

41  
42  
43  
44 EXECUTIVE

45  
46 ENACTED EFFECTIVE August 21, 2018

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