

1 RESOLUTION NO. 2010-212

First Reading Passage Requested
A. Dunchuck

2
3 SPONSOR Mr. Pry

4
5 DATE April 26, 2010

COMMITTEE: Public Works

6
7 **A Resolution assessing the residents of The Meadows of Wintergreen Phase IIA, A Replat**
8 **of The Meadows of Wintergreen Phase II, Block B1, located in Springfield Township,**
9 **Council District 8, for drainage maintenance, for the Engineer, and declaring an**
10 **emergency.**

11
12 WHEREAS, by Resolution No. 2010-211 this Council approved the plat for The
13 Meadows of Wintergreen Phase IIA, A Replat of The Meadows of Wintergreen Phase II, Block
14 B1; and

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

19
20 WHEREAS, assessments for drainage maintenance also are permitted by Sections
21 6137.02 and 6137.03 of the Ohio Revised Code (O.R.C.); and

22
23 WHEREAS, the County Engineer seeks to establish a drainage maintenance fund for said
24 Subdivision and to fully execute its powers and duties thereof; and

25
26 WHEREAS, the County Engineer has prepared a Special Assessment Worksheet, attached
27 hereto and marked as Exhibit A, which apportions necessary charges for drainage maintenance
28 among the Subdivision's benefited parcel owners; and

29
30 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
31 that it is necessary and in the best interest of the County of Summit to assess the residents of The
32 Meadows of Wintergreen Phase IIA, A Replat of The Meadows of Wintergreen Phase II, Block
33 B1 for drainage maintenance.

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

37
38 SECTION 1

39
40 A drainage maintenance fund for The Meadows of Wintergreen Phase IIA, A Replat of
41 The Meadows of Wintergreen Phase II, Block B1, located in Springfield Township, Council
42 District 8, is hereby established.

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44 SECTION 2

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46 Owners of parcels within The Meadows of Wintergreen Phase IIA, A Replat of The
47 Meadows of Wintergreen Phase II, Block B1 shall be assessed for drainage maintenance per the
48 attached Special Assessment Worksheet, attached hereto as Exhibit A. Each assessment is
49 proportional to the estimated benefit to the respective parcel.

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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.

9

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 citizens of the County of Summit, and for the further reason to immediately fund
14 necessary drainage maintenance in The Meadows of Wintergreen Phase IIA, A Replat of The
15 Meadows of Wintergreen Phase II, Block B1 subdivision.

16

17 SECTION 5

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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

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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 O.R.C.

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32 INTRODUCED April 26, 2010

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35 ADOPTED April 26, 2010

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39 CLERK OF COUNCIL

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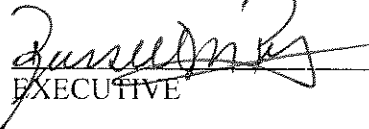
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PRESIDENT OF COUNCIL

42 APPROVED April 27, 2010

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46 EXECUTIVE

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48

49 April 27, 2010

50 ENACTED EFFECTIVE

Voice Vote: 8-0 YES: Comunale, Crawford, Crossland, Feeman, Poda,
Rodgers, Schmidt, Shapiro ABSENT: Kostandaras, Prentice, Smith

PROJECT: Meadows of Wintergreen, Phase IIA, A Replat
of Meadows of Wintergreen Phase II, Block B1
Springfield Township - Council District 8
DRAINAGE MAINTENANCE DISTRICT NO.2

ASSESSMENT CODE: C25-000-0000

10-212

PARCEL NUMBER	ROUTING NUMBER	SUB LOT #	SQ FT	ACREAGE	ACREAGE W/ STREETS	ANNUAL PAYMENT W/ STREETS	SEMI-ANNUAL PAYMENT
		49	13,077	0.3002	0.4086	155.39	77.70
		50	12,000	0.2755	0.3838	145.99	73.00
		51	12,449	0.2858	0.3941	149.91	74.96
		52	13,037	0.2993	0.4076	155.04	77.52
		53	13,638	0.3131	0.4214	160.29	80.15
		54	14,667	0.3367	0.4451	169.28	84.64
		55	15,805	0.3628	0.4712	179.21	89.61
		56	16,944	0.3890	0.4973	189.16	94.58
		57	16,789	0.3854	0.4938	187.81	93.90
		58	15,527	0.3565	0.4648	176.79	88.39
		59	13,009	0.2986	0.4070	154.80	77.40
		60	12,844	0.2949	0.4032	153.36	76.68

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