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| 1 | RESOLUTION NO. 2010-535 |
| 2 | SPONSOR <u>Mr. Poda</u> |
| 4 5 | DATE December 20, 2010 |
| 6 7 | A Resolution, authorizing the |
| 8 | vacation/dedication located in be |
| 9 | dates for the Public Hearing pu |
| 10 | Council, and declaring an emerg |
| 11 |) |
| 12 | WHEREAS, a Road Vacation/De |
| 13 | Office pursuant to Chapter 5553.2 |
| 14 | portion of Major Road on the Sout |
| 15 | side of Major Road located in the |
| 16 | placing the pavement of Major Roa |
| 17 | A COMPANY OF THE PROPERTY OF T |
| 18 | WHEREAS, a public hearing will |
| 19 | pursuant to Ohio Revised Code C |
| 13 14 15 16 17 18 19 20 21 22 23 | public convenience and welfare; an |
| 21 | рууналып |
| 22 | WHEREAS, a legal description of |
| 23 | attached as Exhibit A, and; |
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| 25 | WHEREAS, this Council has det |
| 26 | necessary and in the best interest |
| 27 | proposed public improvement loca |
| 28 | the Public Hearing pursuant to Cha |
| 29 | West and the second sec |
| 30 | NOW, THEREFORE, BE IT RES |
| 31 32 | Ohio, that: |
| 32 33 | OF CTION 1 |
| 34 | SECTION 1 |
| 3 4 35 | Durguent to Ohio Desired Code C |
| 36 | Pursuant to Ohio Revised Code C |
| 37 | not later than two weeks prior to the |
| 38 | Summit County stating that a petit |
| 30 39 | the roadway and the Public Heari |
| | |

First Reading Passage Requested Clerk of Council

December 20, 2010 COMMITTEE _____Public Works

Resolution, authorizing the publication for the proposed public improvement road ation/dedication located in both Boston Township and Richfield Township, and setting es for the Public Hearing pursuant to Chapter 5553.23 of the Ohio Revised Code, for ncil, and declaring an emergency.

EREAS, a Road Vacation/Dedication has been filed with the County of Summit, Council ce pursuant to Chapter 5553.23 of the Ohio Revised Code requesting the County to vacate a ion of Major Road on the South and West side and dedicate a portion on the North and East of Major Road located in the Townships of Boston and Richfield, Summit County, Ohio and ing the pavement of Major Road within the new right-of-way; and

EREAS, a public hearing will provide for a survey and report from the County Engineer suant to Ohio Revised Code Chapter 5553.24 as to whether the improvement will serve the lic convenience and welfare; and

EREAS, a legal description of the general route and termini of proposed said improvement is ched as Exhibit A, and;

EREAS, this Council has determined, after reviewing all pertinent information, that it is essary and in the best interest of the County of Summit to authorize the publication for the osed public improvement located in Boston and Richfield Townships and to set the date for Public Hearing pursuant to Chapter 5553.23 of the Ohio Revised Code;

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

TION 1

uant to Ohio Revised Code Chapter 5553.23 notice by publication shall be published once ater than two weeks prior to the date for the hearing in a newspaper of general circulation in mit County stating that a petition has been filed with this office for the proposed change in oadway and the Public Hearing is scheduled for Monday, January 31, 2011 immediately following the regular Council meeting scheduled for 5:00 p.m.

SECTION 2

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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 authorize the publication setting the hearing for a proposed public improvement located in Boston and Richfield Townships, Summit County, Ohio.

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| 1 2 | RESOLUTION NO. <u>2010-535</u> PAGE TWO |
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| 3 4 5 | SECTION 3 |
| 6 7 8 9 | 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. |
| 0 | SECTION 4 |
| 2 3 4 5 6 7 8 | 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. |
| 9 9 | INTRODUCED December 13, 2010 |
| 1 2 2 3 2 4 2 5 | ADOPTED December 20, 2010 Julie Nems of September 20, 2010 CLERK OF COUNCIL PRESIDENT OF COUNCIL |
| .6 .7 .8 | APPROVED December 21,2010 |
| 0 1 2 3 | Zusul MIng EXECUTIVE |
| 4 5 | ENACTED EFFECTIVE <u>December 21,2010</u> |