

1     ORDINANCE NO.           2023-339          

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3     SPONSOR           Executive Shapiro          

4

5     DATE           November 13, 2023                               COMMITTEE           Planning          

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7     **An Ordinance amending numerous sections of Part Eleven of the Codified Ordinances of**  
8     **the County of Summit, Ohio, entitled “Subdivision Regulations,” for the Planning**  
9     **Commission and the Executive’s Department of Community and Economic Development,**  
10    **and declaring an emergency.**

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12           WHEREAS, this Council previously adopted Ordinance No. 2015-561, which amended  
13    certain subdivision regulation that are set forth in Part Eleven of the Codified Ordinances of the  
14    County of Summit, Ohio; and

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16           WHEREAS, further amendment is now required due to: 1) organizational name changes;  
17    2) the passage of County drainage and stormwater legislation and regulations; and 3) the need to  
18    better define and clarify certain terms and provisions; and

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20           WHEREAS, pursuant to Section 711.10 of the Ohio Revised Code, on September 28,  
21    2023, following a duly noticed public hearing, the County of Summit Planning Commission  
22    recommended certain amendments to the current County subdivision regulations to clarify and  
23    strengthen the same, as set forth on Exhibit A, attached hereto and incorporated herein by  
24    reference as if fully restated; and

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26           WHEREAS, pursuant to Sections 711.05 and 711.132 of the Ohio Revised Code, this  
27    Council has reviewed the proposed amendments to the subdivision regulations and has  
28    conducted a duly noticed public hearing regarding the same; and

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30           WHEREAS, pursuant to Section 711.101 of the Ohio Revised Code, this Council has also  
31    reviewed the proposed amendments to the rules setting standards and requiring and securing the  
32    construction of improvements, including performance bond requirements that are set forth in the  
33    subdivision regulations, and has conducted a duly noticed hearing regarding the same; and

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35           WHEREAS, the Council has determined by reviewing all pertinent information that it is  
36    necessary and in the best interest of the County of Summit, Ohio, to adopt the proposed  
37    amendments to the subdivision regulations, pursuant to Sections 711.05, 711.101 and 711.132 of  
38    the Ohio Revised Code;

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

42

43    SECTION 1

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45           Part Eleven of the Codified Ordinances of the County of Summit, Ohio, entitled  
46    “Subdivision Regulations,” is hereby amended as set forth on Exhibit A, attached hereto and  
47    incorporated herein by reference as if fully restated.

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1 ORDINANCE NO. 2023-339

2 PAGE TWO

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4 SECTION 2

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6 This Resolution is hereby declared an emergency in the interest of the health, safety and  
7 welfare of the residents of the County of Summit, and for the further reason that it is immediately  
8 necessary to clarify and strengthen the County's subdivision regulations.

9

10 SECTION 3

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

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16 SECTION 4

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18 It is found and determined that all formal actions of this Council concerning and relating  
19 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
20 deliberations of this Council and of any of its committees that resulted in such formal action,  
21 were in meetings open to the public, in compliance with all legal requirements, including Section  
22 121.22 of the Ohio Revised Code.

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25 INTRODUCED November 13, 2023

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27 ADOPTED November 27, 2023

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30 487AE4C02A604A7...

31 CLERK OF COUNCIL

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33 APPROVED November 27, 2023

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36 CBD33E40D287473...

37 EXECUTIVE

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39 ENACTED EFFECTIVE November 28, 2023

  
C66A046FE4BA42A...

PRESIDENT OF COUNCIL

Voice Vote – YES: 10 – 0: Darrow, Dickinson, Donofrio, McKenney,  
Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite  
Absent: DeVitis