

**RESOLUTION NO:** 2024-R75  
**SPONSOR:** MAYOR YEARGIN  
**INTRODUCED:** NOVEMBER 26, 2024      **ASSIGNED TO:** \_\_\_\_\_

**A RESOLUTION ESTABLISHING A STREET LIGHTING DISTRICT FOR STONEY CREEK ESTATES PHASE IV, AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Green received a petition, pursuant to Ohio Revised Code §727.06, for the creation of a street lighting district in Stoney Creek Estates Phase IV Subdivision as attached hereto as Exhibit A; and

WHEREAS, the City of Green has received plans and an estimate for the costs of the proposed improvement from Ohio Edison as described in Exhibit B and C; and

WHEREAS, Green City Council, pursuant to Ohio Revised Code §727.06, deems it necessary to create the street lighting district and assess its costs against the property owners who will benefit from the improvement.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, AND STATE OF OHIO THAT:**

**SECTION ONE:**

Green City Council establishes a street lighting district for Stoney Creek Estates Phase IV Subdivision, consisting of thirty-one (31) lots to be assessed for operation and maintenance purposes only. The installation/construction costs shall be assumed by the developer, FLG – Stoney Creek, LLC.

**SECTION TWO:**

The plan, specifications, and costs submitted by Ohio Edison for the lighting district are accepted and approved by the City of Green. A copy of the plans and costs shall remain on file with the Council Clerk and be open to inspection by the public, pursuant to law.

**SECTION THREE:**

The City of Green does not intend to issue securities in connection with the establishment of the lighting district.

**SECTION FOUR:**

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

**SECTION FIVE:**

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

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ADOPTED: \_\_\_\_\_, 2024

\_\_\_\_\_  
Nichole Messner, Clerk of Council

\_\_\_\_\_  
Christopher "CJ" Meager, Council President

APPROVED: \_\_\_\_\_, 2024

\_\_\_\_\_  
Rocco P. Yeargin, Mayor

ENACTED EFFECTIVE: \_\_\_\_\_, 2024

ON ROLL CALL: Babbitt \_\_\_\_\_ DeVitis \_\_\_\_\_ Speight \_\_\_\_\_ Miller \_\_\_\_\_  
Meager \_\_\_\_\_ Neugebauer \_\_\_\_\_ Noble \_\_\_\_\_

PUBLICATION CERTIFICATION

I, Nichole Messner, Clerk of Council of the City of Green, County of Summit and State of Ohio, whose custody the original files and records of said council are required to be kept by the laws of the State of Ohio, do hereby certify that the above legislation was duly published in the *Southside Leader* on \_\_\_\_\_ and \_\_\_\_\_, 2024.

\_\_\_\_\_  
Nichole M. Messner, Clerk of Council

11/20/2024 Approved as to form and content by Lisa Carey Dean, Law Director \_\_\_\_\_