

RESOLUTION NO.: 2018-R10
SPONSOR: MAYOR NEUGEBAUER
INTRODUCED: FEBRUARY 13, 2018 **ASSIGNED TO:** _____

A RESOLUTION ESTABLISHING A STREET LIGHTING DISTRICT FOR THE LAKES OF GREEN, PHASE III SUBDIVISION, 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 The Lakes of Green, Phase III Subdivision; and

WHEREAS, the City of Green has received plans and an estimate for the costs of the proposed improvement from the Ohio Edison Company; and

WHEREAS, City Council, pursuant to Ohio Revised Code §727.17, deems it necessary to create the street lighting district and assess its costs against the owners of the property 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:

City Council establishes a street lighting district for The Lakes of Green, Phase III Subdivision consisting of forty-seven (47) lots to be assessed for operation and maintenance purposes only. The installation/construction costs shall be assumed by the developer.

SECTION TWO:

The plans, specifications and costs submitted by the Ohio Edison Company 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 Clerk of Council 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 this formal action 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 and for the further reason that the assessment can proceed immediately and forthwith. Provided that this legislation receives the affirmative vote of three-fourths (3/4th) of the members elected or appointed to Council, it shall

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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.

ADOPTED: _____

Molly Kapeluck, Clerk

Chris Humphrey, Council President

APPROVED: _____, 2018

Gerard M. Neugebauer, Mayor

ENACTED EFFECTIVE: _____, 2018

ON ROLL CALL: Babbit Dyer Humphrey Shaugnessey
 Speight Yeargin Young

Suburbanite publication on _____ and _____

Molly Kapeluck, Clerk

02/08/2018 Approved as to form and content by Diane A. Calta, Director of Law _____