RESOLUTION NO.: **2011-R25**
SPONSOR: **MAYOR NORTON**
INTRODUCED: **May 24, 2011** **ASSIGNED TO:** INTERGOV. & UTIL.

A RESOLUTION ESTABLISHING A STREET LIGHTING DISTRICT FOR ARLINGTON RIDGE EAST AND TWO ADDITIONAL PROPERTIES, 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 Arlington Ridge East Subdivision; and

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

WHEREAS, the Council of the City of Green, pursuant to Ohio Revised Code §727.17, 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:
City Council establishes a street lighting district for Arlington Ridge East Subdivision consisting of five (5) lots and two additional properties (PPN's 28-08696 and 28-09044) to be assessed for operation and maintenance purposes only. The installation/construction costs shall be assumed by the developer, Alliance Hospitality, Inc.

SECTION TWO:
The plans, 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 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. 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.

ADOPTED: June 28, 2011

Molly Stevens, Clerk

Joel Reed, Council President

APPROVED: June 28, 2011

Richard G. Norton, Mayor

ENACTED/EFFECTIVE: June 28, 2011

ON ROLL CALL: Colopy -yes DeVitis -yes France -yes Manwaring -yes
Reed -yes Summerville -yes Smole -yes Adopted 7-0

Suburbanite publication on July 3 and July 10, 2011

Molly Stevens, Clerk

5/24/11 Approved as to form and content by Stephen J. Pruneski, Law Director 5/19/11

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