

RESOLUTION NO.: 2008-R61
SPONSOR: MAYOR NORTON
INTRODUCED: OCTOBER 28, 2008

ASSIGNED: PLANNING

A RESOLUTION ACCEPTING THE PLANNING AND ZONING COMMISSION'S ("PZC") APPROVAL OF A PLAT TO VACATE TWO UNNAMED ALLEYS WITHIN THE TOWNSITE OF AULTMAN, AND DECLARING AN EMERGENCY.

WHEREAS, at its regularly-scheduled meeting on October 15, 2008, the City of Green Planning and Zoning Commission made a favorable recommendation of the plat to vacate two unnamed alleys within the Townsite of Aultman by a vote of 4-0; and

WHEREAS, the PZC did not recommend the establishment of a utility easement in place of the alleys to be vacated as there is no evidence that any utilities exist in such area and it is improbable that any utilities will be placed there in the future; and

WHEREAS, it is understood that a utility easement shall be established in such area if evidence is provided that a utility(ies) does exist; and

WHEREAS, the PZC has filed with the Clerk of Council a copy of the proposed plat to vacate two unnamed alleys within the Townsite of Aultman; and

WHEREAS, it is necessary for City Council to accept the plat to vacate two unnamed alleys within the Townsite of Aultman and confirm the approval of the PZC.

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 accepts the plat to vacate two unnamed alleys within the Townsite of Aultman.

SECTION TWO:

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 THREE:

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: Nov. 25, 2008

Molly Stevens
~~Molly Stevens, Clerk~~
Shelly Keller, Deputy Clerk

Christine Croce
Christine Croce, Council President

APPROVED: Nov. 25, 2008

R. G. Norton
Richard G. Norton, Mayor

COPIED _____
SVCE ZONE PARK ROAD ENG
LAW FIN MAY PLAN FIRE

ENACTED/EFFECTIVE: Nov. 25, 2008

ON ROLL CALL: Colopy-yea Croce-yea France-yea Manwaring-yea
Reed-yea Ridgeway-yea Smole-yea Adopted 7-0.

Suburbanite publication on Nov. 30 and Dec. 7, 2008

Molly Stevens
~~Molly Stevens, Clerk~~
Shelly Keller, Deputy Clerk

10/21/2008 12:20 PM Approved as to form and content by Stephen J. Pruneski, Law Director

SJP 10/21/08