

**RESOLUTION NO.:** 2013-R06  
**SPONSOR:** MAYOR NORTON  
**INTRODUCED:** JANUARY 22, 2013

**ASSIGNED TO:** INTERGOV'T & UTILITY

**A RESOLUTION ESTABLISHING A STREET LIGHTING DISTRICT FOR STONEY CREEK ESTATES, PHASE III, 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 III 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 Stoney Creek Estates, Phase III 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, Stoney Creek Properties, LLC.

**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: MARCH 26, 2013

Molly Stevens  
Molly Stevens, Clerk  
KAPOLCIC

Gerard Neugebauer  
Dave France, Council President  
GERARD Neugebauer

APPROVED: MARCH 27, 2013

Richard G. Norton  
Richard G. Norton, Mayor

COPIED \_\_\_\_\_  
SVCE ZONE PARK ROAD ENG  
LAW FIN MAY PLAN FIRE

ENACTED EFFECTIVE: MARCH 27, 2013

ON ROLL CALL: Colopy - yea    France <sup>Absent</sup>    Humphrey - yea    Knodel - yea  
Neugebauer - yea    Reed - yea    Summerville - yea    Adopted 6-0

Suburbanite publication on MARCH 31 and APRIL 7, 2013

Molly Stevens  
Molly Stevens, Clerk  
KAPOLCIC

01/16/2013 Approved as to form and content by Stephen J. Pruneski, Law Director Stephen Pruneski 01/16/2013  
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