

RESOLUTION NO: 2012-R49
SPONSOR: MAYOR NORTON
INTRODUCED: SEPTEMBER 11, 2012 **ASSIGNED TO:** PLANNING

A RESOLUTION ACCEPTING THE FINAL PLAT AND MAINTENANCE BOND FOR STONEY CREEK ESTATES, PHASE III, AND DECLARING AN EMERGENCY.

WHEREAS, at its regularly scheduled meeting on July 20, 2011, the City of Green Planning & Zoning Commission approved the final plat of Stoney Creek Estates, Phase III by a vote of 5-0; and

WHEREAS, Environmental Design Group, the City's consulting engineer, has reviewed and recommended that a minimum maintenance bond be posted in the amount of Fifty Two Thousand Seven Hundred Forty Nine Dollars and Seventy-Seven Cents (\$52,749.77) to be held pending the satisfactory completion of the public improvements within Stoney Creek Estates Phase III; and

WHEREAS, the City of Green Land Development Code requires City Council to confirm the final plat.

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, pursuant to Section 1224.06(4)(J) of the Land Development Code, confirms the final plat of Stoney Creek Estates, Phase III.

SECTION TWO:

Green City Council accepts a maintenance bond in the amount of Fifty Two Thousand Seven Hundred Forty Nine Dollars and Seventy-Seven Cents (\$52,749.77) submitted by Stoney Creek Properties, Ltd. ("Developer") and directs the Finance Director to retain the bond until such time as all obligations have been met and the bond is released in accordance with City regulations.

SECTION THREE:

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 FOUR:

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: Sept 25, 2012

Molly Stevens
Molly Stevens, Clerk

Joel Reed
Joel Reed, Council President

APPROVED: Sept 25, 2012

Richard G. Norton
~~Richard G. Norton, Mayor~~
Joel Reed, Acting Mayor

ZONE PARK ROAD ENG
LAW FIN MAY PLAN FIRE

ENACTED EFFECTIVE: Sept 25, 2012

ON ROLL CALL: Colopy -yes France -yes Humphrey -yes Knodel -yes
Neugebauer -yes Reed -yes Summerville -yes Adopted 7-0

Suburbanite publication on Sept 30 and Oct 7, 2012

Molly Stevens
Molly Stevens, Clerk

9/11/12 Approved as to form and content by Stephen J. Pruneski, Law Director SP 9/6/2012