

RESOLUTION NO.: 2011-R5
SPONSOR: MAYOR NORTON
INTRODUCED: JANUARY 11, 2011

ASSIGNED TO: PLANNING

A RESOLUTION ACCEPTING THE FINAL PLAT AND PERFORMANCE BOND FOR SPRING HILL PHASE 4, AND DECLARING AN EMERGENCY.

WHEREAS, at its regularly scheduled meeting on October 20, 2010, the City of Green Planning and Zoning Commission approved the final plat of Spring Hill Phase 4, by a vote of 4-0; and

WHEREAS, Floyd Browne Group, the City's consulting engineer, has reviewed and recommended that a minimum performance bond be posted in the amount of Four Hundred Eighty-Two Thousand Three Hundred Eight Dollars and Sixty Cents (\$482,308.60) to be held pending the satisfactory completion of the public improvements within Spring Hill Phase 4; 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 Spring Hill Phase 4.

SECTION TWO:

Green City Council accepts a performance bond in the amount of Four Hundred Eighty-Two Thousand Three Hundred Eight Dollars and Sixty Cents (\$482,308.60) submitted by Green Land Trust, 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: Feb 22, 2011
Molly Stevens
Molly Stevens, Clerk

[Signature]
Joel Reed, Council President

APPROVED: Feb 23, 2011
[Signature]
Richard G. Norton, Mayor

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

ENACTED EFFECTIVE: Feb. 23, 2011

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

Suburbanite publication on Feb. 27 and March 6, 2011

Molly Stevens
Molly Stevens, Clerk

1/11/2011 Approved as to form and content by Stephen J. Pruneski, Law Director

[Signature]