

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0170

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution approving and confirming the 2013 sewer maintenance and/or sewerage treatment assessments for County Sewer District Nos. 1, 1A, 2, 3, 5, 8, 9, 13, 14, 20, 21, 22 and 24 and for the City of Pepper Pike, in accordance with Ohio Revised Code Section 6117.02; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Engineer has prepared and presented to the County Council for the County of Cuyahoga, Ohio the 2013 sewer maintenance and sewerage treatment assessments, as attached and incorporated herein, to be approved and confirmed for the sewerage improvement in County Sewer District Nos. 1, 1A, 2, 3, 5, 8, 9, 13, 14, 20, 21, 22 and 24 and the City of Pepper Pike; and,

WHEREAS, funds are necessary to pay for the treatment and disposal costs and for proper maintenance and operation of the sewerage system in said districts from January 1, 2013 forward; and,

WHEREAS, under provisions of the Ohio Revised Code Section 6117.02, this County may levy an assessment to pay the cost and expense of the maintenance and operation of such sewerage improvements, including the disposal of sewage; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the 2013 sewer maintenance and/or sewerage treatment assessments for County Sewer District Nos. 1, 1A, 2, 3, 5, 8, 9, 13, 14, 20, 21, 22 and 24 and the City of Pepper Pike, as prepared and filed with this Council by the County Sanitary Engineer attached and incorporated herein, be, and the same are, hereby approved and confirmed and said assessments are hereby ordered recorded in the original assessment records of the County of Cuyahoga, Ohio for the year 2013, to which reference is hereby made a part hereof, as fully and completely as though set forth at length and rewritten herein.

SECTION 2. That there be, and hereby is, levied and assessed upon the several lots and parcels of land listed and described in said report the amount set forth to be assessed by the County of Cuyahoga, Ohio, through the Public Works Department/Sanitary Engineer, upon each of said lots and parcels of land.

SECTION 3. That the said assessments so made, approved and confirmed, are hereby certified to the County Fiscal Officer for collection.

SECTION 4. That unpaid sewerage treatment charges in the City of Pepper Pike are hereby certified to the County Fiscal Officer for collection.

SECTION 5. That the installments of such assessments, when collected, shall be placed to the credit of the Public Works Department/County Sanitary Engineer's fund to be used for the purposes set forth in the resolution directing the Department to prepare such assessments.

SECTION 6. That the Clerk of Council be, and she is hereby, instructed to transmit a copy of this Resolution to the County Fiscal Officer and one copy to the Department of Public Works/Sanitary Engineer.

SECTION 7. It is necessary that this Resolution become immediately effective to comply with the Ohio Revised Code, Section 6117.33, which provides that assessments for such rates must be certified on or before the second Monday in September, that being September 10, 2012. Provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

SECTION 8. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by Mr. Rogers, seconded by Mr. Germana, the foregoing Resolution was duly adopted.

Yeas: Simon, Greenspan, Miller, Brady, Germana, Gallagher, Schron,
Conwell, Jones, Rogers and Connally

Nays: None

County Council President

Date

County Executive

Date

Deputy Clerk of Council

Date

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