

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0065

Sponsored by: **County Executive FitzGerald and Councilmembers Gallagher and Simon on behalf of Cuyahoga County Planning Commission**

Co-sponsored by: **Councilmember Jones**

A **Resolution** authorizing the County Executive to accept dedication of land for Hidden Brook Lane and Grand Oaks Trail as public streets and five (5) feet of right-of-way on the north side of Sprague Road in Grand Oaks Subdivision, located in Olmsted Township; authorizing the County Executive to execute the final Plat in connection with said dedication; and declaring the necessity that this Resolution become immediately effective.

WHEREAS, pursuant to Ohio Revised Code Section 711.10, the County Planning Commission has authority to adopt regulations and procedures governing the proposed divisions of land to review and approve, approve with conditions, or to disapprove the proposed preliminary plan of new major subdivisions; and,

WHEREAS, the Cuyahoga County Land Development Regulations originally adopted November 8, 2007 and amended December 9, 2010, ~~states that "the Commission shall refer the final plat to the Cuyahoga County Board of County Commissioners~~ **requires the County Planning Commission to refer the final dedication plat to the County** "for acceptance of dedication of land for any public street, highway or other public ways, open space, or public easement on the final plat;" and,

WHEREAS, the Cuyahoga County Planning Commission has granted conditional approval of the final Plat for Grand Oaks Subdivision on February 14, 2013; and,

WHEREAS, pursuant to the above regulations, acceptance of the dedication of land for Hidden Brook Lane and Grand Oaks Trail as public streets and five (5) feet of right-of-way on the north side of Sprague Road in Grand Oaks Subdivision, located in Olmsted Township is necessary; 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 County Council hereby authorizes the County Executive to accept the dedication of land for Hidden Brook Lane and Grand Oaks Trail as public streets and five (5) feet of right-of-way on the north side of Sprague Road in Grand Oaks Subdivision, located in Olmsted Township.

SECTION 2. That the County Executive is authorized to execute the final Plat in connection with said dedication of land.


SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.


SECTION 4. 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 of 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. Miller, the foregoing Resolution was duly adopted.

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

Nays: None


County Council President 4-9-13
Date


County Executive 4/11/13
Date


Clerk of Council 4/9/2013
Date

First Reading/Referred to Committee: March 27, 2013
Committee(s) Assigned: Public Works, Procurement & Contracting

Additional Sponsorship Requested: March 29, 2013

Amended on the Floor: April 9, 2013

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