

# County Council of Cuyahoga County, Ohio

## Resolution No. R2013-0261

Sponsored by: <b>Councilmembers Connally and Schron</b>	A <b>Resolution</b> of support of an application for funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission on behalf of the West Creek Conservancy for the conservation of ecologically significant areas along the Cuyahoga River, and declaring the necessity that this Resolution become immediately effective.
Co-sponsored by: <b>Councilmember Germana</b>	

WHEREAS, Cuyahoga County has received a request from West Creek Conservancy for a Resolution of support of an application for eighth-round funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission for the conservation of ecologically significant areas for protection along the Cuyahoga River pursuant to Ohio Revised Code Section 164.23; and,

WHEREAS, West Creek Conservancy intends to acquire in fee simple approximately 22 acres along the Cuyahoga River, within the Village of Brooklyn Heights; and,

WHEREAS, the property to be acquired is a closed construction and debris landfill near the end of Valley Belt Road, immediately along the Cuyahoga River, directly across the river from Canalway Reservation and is located in County Council District No. 6; and,

WHEREAS, in partnership with the Village of Brooklyn Heights, West Creek Conservancy intends to acquire (from a private owner) and protect the property for conservation and recreational usage, all in a coordinated effort to reclaim the Cuyahoga Valley; and,

WHEREAS, the project is known as “Reclaiming the Cuyahoga Valley, Phase 1”; and,

WHEREAS, the total estimated project cost is \$280,000.00; and

WHEREAS, Ohio Revised Code Section 164.23 provides that “an entity seeking a grant for a project that is eligible for funding shall submit an application to the natural resources assistance council with geographical jurisdiction over the proposed project area;” and, Ohio Revised Code Section 164.23(B) further provides that “in

addition to the application, an applicant for a grant for a project shall include a copy of a resolution supporting the project from each county in which the proposed project is to be conducted;” and,

WHEREAS, the Ohio Public Works Commission provides financial assistance to Natural Resource Assistance Councils for the purpose of preserving open spaces, sensitive ecological areas, and stream corridors; and,

WHEREAS, the applications for the eighth-round funding under the Clean Ohio Fund Green Space Conservation Program are due on January 10, 2014 to the Cuyahoga County Natural Resource Assistance Council; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order to meet the application deadline required by the Cuyahoga County Natural Resources Assistance Council.

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

**SECTION 1.** That the Cuyahoga County Council hereby supports the submission of an application on behalf of the West Creek Conservancy for eighth-round funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission to protect the ecologically significant areas along the Cuyahoga River.

**SECTION 2.** It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional 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 3.** 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. Germana, seconded by Mr. Schron, the foregoing Resolution was duly adopted.

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

Nays: None

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County Council President

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Date

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County Executive

\_\_\_\_\_  
Date

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Clerk of Council

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Date

First Reading/Referred to Committee: November 26, 2013

Committee(s) Assigned: Education, Environment & Sustainability

Additional Sponsorship Requested: December 4, 2013

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December 10, 2013