

# County Council of Cuyahoga County, Ohio

## Resolution No. R2015-0173

Sponsored by: <b>Councilmember Simon</b>	<b>A Resolution</b> supporting an application for funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission on behalf of Western Reserve Land Conservancy for the conservation of ecologically significant areas located between Cedar Road and Fairmount Boulevard and to the west of Lander Road in the City of Pepper Pike, and declaring the necessity that this Resolution become immediately effective.
--	---

WHEREAS, Cuyahoga County has received a request from Western Reserve Land Conservancy for a Resolution supporting an application for tenth-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 located between Cedar Road and Fairmount Boulevard and to the west of Lander Road in the City of Pepper Pike, pursuant to Ohio Revised Code Section 164.23; and

WHEREAS, Western Reserve Land Conservancy project intends to purchase a perpetual conservation easement on approximately 13 acres of old growth forest and wetland property owned and maintained by the Ursuline Sisters of Cleveland. The property is located between Cedar Road and Fairmount Boulevard and to the west of Lander Road in the City of Pepper Pike; and

WHEREAS, the project is known as “Ursuline Sisters Conservation Easement” and is located in County Council District No. 9; and

WHEREAS, Western Reserve Land Conservancy is a non-profit organization whose mission is to provide natural places that nourish and support vibrant and prosperous communities by identifying, preserving, restoring and maintaining essential assets like clean water, working farms, wildlife areas and parks; and

WHEREAS, the total estimated project cost is \$600,000.00; 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 Resources Assistance Councils for the purpose of preserving open spaces, sensitive ecological areas, and stream corridors; and

WHEREAS, the applications for the tenth-round funding under the Clean Ohio Fund Green Space Conservation Program are due on October 23, 2015 to the Cuyahoga County Natural Resources 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 Western Reserve Land Conservancy for tenth-round funding under the Clean Ohio Fund Green Space Conservation Program available through the Ohio Public Works Commission to protect the ecologically significant areas located between Cedar Road and Fairmount Boulevard and to the west of Lander Road in the City of Pepper Pike known as “Ursuline Sisters Conservation Easement”.

**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. Miller, seconded by Mr. Germana, the foregoing Resolution was duly adopted.

Yeas: Brown, Hairston, Greenspan, Miller, Germana, Gallagher, Conwell and Jones

Nays: None

\_\_\_\_\_  
County Council Vice-President      Date

\_\_\_\_\_  
County Executive      Date

\_\_\_\_\_  
Clerk of Council      Date

First Reading/Referred to Committee: September 8, 2015  
Committee(s) Assigned: Education, Environment & Sustainability

Journal CC019  
September 22, 2015