

County Council of Cuyahoga County, Ohio

Resolution No. R2016-0171

Sponsored by: **Councilmember Simon on behalf of Cuyahoga County Planning Commission**

A Resolution supporting an application for funding under the Clean Ohio Green Space Conservation Program available through the Ohio Public Works Commission on behalf of Western Reserve Land Conservancy for the acquisition and conservation of ecologically significant areas known as Brecksville Upland Preserve located in the City of Brecksville, and declaring the necessity that this Resolution become immediately effective.

WHEREAS, Cuyahoga County has received a request for a Resolution supporting an application for funding under the Clean Ohio Green Space Conservation Program available through the Ohio Public Works Commission on behalf of Western Reserve Land Conservancy for the acquisition and conservation of ecologically significant areas known as Brecksville Upland Preserve located in the City of Brecksville, pursuant to Ohio Revised Code Section 164.23; and

WHEREAS, the Brecksville Upland Preserve project includes the acquisition and conservation of approximately 98 acres of property situated to the east of Brecksville Road, between Parkview Road (to the north) and Snowville Road (to the south), the heavily wooded property includes approximately 2,066 linear feet of headwater tributaries to the Cuyahoga River and seasonal vernal pools, making it a habitat for abundant local species of wildlife; and

WHEREAS, the project is known as “Brecksville Upland Preserve” and is located in County Council District No. 6; and

WHEREAS, the total estimated project cost is \$5,511,600.00; 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 eleventh-round funding under the Clean Ohio Green Space Conservation Program are due on October 28, 2016; 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 funding under the Clean Ohio Green Space Conservation Program available through the Ohio Public Works Commission to protect ecologically significant areas in the City of Brecksville known as "Brecksville Upland Preserve".

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 Ms. Simon, seconded by Mr. Schron, the foregoing Resolution was duly adopted.

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

Nays: None

Don Brady
County Council President

10/12/2016
Date

[Signature]
County Executive

10/13/16
Date

[Signature]
Clerk of Council

10/11/2016
Date

First Reading/Referred to Committee: September 27, 2016
Committee(s) Assigned: Education, Environment & Sustainability

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