Resolution No. R2017-0092

| Sponsored by: County Executive Budish on behalf of Cuyahoga County Planning Commission | A Resolution authorizing the County Executive to accept dedication of land for Schady Elm Lane in Schady Reserve Subdivision (Phase 2), located in Olmsted Township, as a public street (60 feet total) with established setback lines, rights-of-way and easements; authorizing the County Executive to accept dedication of land for Sugar Maple Place in Schady Reserve Subdivision (Phase 2), located in Olmsted Township, as a public street (60 feet total) with established setback lines, rights-of-way and easements; authorizing the County Executive to accept dedication of easements for construction, maintenance and operation of public facilities and appurtenances in Schady Reserve Subdivision (Phase 2) to public use granted to the County of Cuyahoga and its corporate successors; authorizing the County Executive to execute the final Plat in connection with said dedications; 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, require 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
land for County
(60 feet total) with established setback lines, right-of-way, and easements; acceptance
of the dedication of land for Sugar Maple Place in Schady Reserve Subdivision
(Phase 2) as a public street (60 feet total) with established setback lines, right-of-way,
and easements; and also accepting and dedicating easements for the construction,
maintenance, and operation of public facilities and appurtenances in the Schady
Reserve Subdivision (Phase 2)

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 dedication of land for Schady Elm Lane in Schady Reserve Subdivision
(Phase 2), located in Olmsted Township, as a public street (60 feet total) with
established setback lines, rights-of-way and easements; to accept dedication of land
for Sugar Maple Place in Schady Reserve Subdivision (Phase 2) as a public street (60
feet total) with established setback lines, right-of-way, and easements; to accept
dedication of easements for construction, maintenance and operation of public
facilities and appurtenances in Schady Reserve Subdivision (Phase 2) to public use
granted to the County of Cuyahoga and its corporate successors.

SECTION 2. That the County Executive is authorized to execute the final Plat in
connection with said dedications 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 Section 121.22 of the Ohio Revised Code.
On a motion of ________ duly adopted.

Yeas:  Schron, Conwell, Jones, Brown, Hairston, Simon, Baker, Miller, Tuma, Gallagher and Brady

Nays:  None

[Signatures and dates]

First Reading/Referred to Committee:  May 9, 2017
Committee(s) Assigned:  Public Works, Procurement & Contracting

Journal CC026
May 23, 2017