

# County Council of Cuyahoga County, Ohio

## Resolution No. R2022-0385

Sponsored by: **County Executive Budish/Department of Public Works**

**A Resolution** approving and accepting a plat covering the vacation of a certain portion of Station Road located in the City of Brecksville in connection with Cleveland Metropolitan Park improvements; ordering the vacation of a certain portion of Station Road located in the City of Brecksville, Cuyahoga County, Ohio, in connection with Cleveland Metropolitan Park improvements; ordering all proceedings copied into the proper Road Record of the County by the County Engineer; and declaring the necessity that this Resolution become immediately effective.

**WHEREAS**, County Council adopted Resolution No. R2022-0319 on September 28, 2022 which authorized the vacation of a certain portion of Station Road located in the City of Brecksville, consisting of 75,294 square feet of County-owned right-of-way on Station Road, located east of the intersection of Station Road and Riverview Road (the “Property”) setting the date, time and place for a view and date, time and place for a final hearing in connection with said vacation; and

**WHEREAS**, County Council viewed said Property on October 7, 2022; and

**WHEREAS**, County Council after such viewing of the Property considered the same of sufficient public importance to have a plat and survey made; and

**WHEREAS**, the County Engineer has this day deposited with County Council the plat and survey of said vacation of a certain portion of Station Road located in the City of Brecksville, as described above together with his report therein, which report this day has been read; and

**WHEREAS**, it is hereby found and determined by County Council that the vacation of a certain portion of Station Road located in the City of Brecksville, Ohio, as described above, will serve the public convenience and welfare, and the vacation thereof, as recommended in the report of the County Engineer, is hereby ordered in accordance with the boundaries set forth in said plat and survey of the County Engineer; 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.** The plat, survey and report submitted by the County Engineer be, and the same are, hereby approved and accepted, and said vacation of a certain portion of Station Road located in the City of Brecksville, consisting of 75,294 square feet of County-owned right-of-way on Station Road, located east of the intersection of Station Road and Riverview Road (the "Property") be, and the same is, hereby ordered.

**SECTION 2.** All proceedings, including the plat and survey and accurate description of said vacation are hereby ordered copied into the Road Record of the County by the County Engineer.

**SECTION 3.** The Clerk of County Council be, and she is, also instructed to transmit two copies of this Resolution to David Ray, County Engineer.

**SECTION 4.** 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 5.** 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. Tuma, seconded by Mr. Miller, the foregoing Resolution was duly adopted.

Yeas: Tuma, Gallagher, Schron, Conwell, Turner, Stephens, Simon, Baker, Miller, Sweeney and Jones

Nays: None

  
\_\_\_\_\_  
County Council President

11/17/22  
Date

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

11-17-22  
Date

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

11/16/22  
Date

First Reading/Referred to Committee: October 25, 2022

Committee(s) Assigned: Public Works, Procurement & Contracting

Journal CC048

November 9, 2022