

**AN ORDINANCE
TO WITHDRAW FROM THE NOVEMBER 4, 2014 BALLOT
A PROPOSAL SUBMITTED BY INITIATIVE PETITION TO
ENACT A RESOLUTION INDICATING INTENT TO JOIN
THE CHAGRIN VALLEY JOINT RECREATION DISTRICT,
AND DECLARING AN EMERGENCY.**

WHEREAS, on June 7, 2013, the Clerk of Council of the Village of Chagrin Falls (the "Clerk") received a certified copy of "A Resolution Indicating Intent to Join the Chagrin Valley Joint Recreation District" (the "Resolution"); and

WHEREAS, on July 26, 2013, a petition (in many parts, collectively the "Petition") for submission of the proposed Resolution was submitted to the Clerk; and

WHEREAS, pursuant to Section 731.28 of the Ohio Revised Code, the Clerk held the Petition for ten (10) days and then, on August 6, 2013, submitted the petition, along with a certified copy of the Resolution, to the Cuyahoga County Board of Elections (the "Board") in order to obtain a statement attesting to the number of valid signatures of electors of the Village of Chagrin Falls who signed the Petition; and

WHEREAS, on August 14, 2013, the Board advised the Village that there were two hundred sixteen (216) valid signatures of electors of the Village of Chagrin Falls; and

WHEREAS, Section 731.28 of the Ohio Revised Code provides that in order to be sufficient an initiative must have the "signatures of not less than ten percent of the number of electors who voted for governor at the most recent general election for the office of governor in the municipal corporation;" and

WHEREAS, the number of Chagrin Falls electors who voted for the office of governor at the most recent general election was one thousand eight hundred ninety five (1,895), ten percent (10%) of which is one hundred ninety (190).

WHEREAS, the Petition contained more valid signatures of electors of the Village of Chagrin Fall (216) than ten percent (10%) of the number of electors who voted for governor at the most recent general election for the office of governor in the municipal corporation (190), the petition, therefore, contained a sufficient number of signatures to require the submission of the initiated Resolution to the electors of the Village of Chagrin Falls; and

WHEREAS, on August 26, 2013, this Council passed Ordinance No. 2013-53 submitting the initiated Resolution to the electors of the Village at the November 4, 2014 general election; and

WHEREAS, in a letter to the Mayor dated August 5, 2014, the Petition sponsors have requested that this Council pass an ordinance to remove the initiated Resolution from the November 4, 2014 ballot; and

WHEREAS, the Village has conferred with the Board of Elections and this Ordinance of

Council is necessary to remove the initiated Resolution from the November 4, 2014 ballot.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CHAGRIN FALLS, CUYAHOGA COUNTY, STATE OF OHIO:

SECTION 1. That pursuant to the letter of the Petition sponsors, a copy of which is attached hereto and incorporated herein by reference as Exhibit A, there be, and hereby is, withdrawn from the November 4, 2014 general election the initiated Resolution Indicating Intent to Join the Chagrin Valley Joint Recreation District which had been submitted by Chagrin Falls Ordinance No. 2013-53.

SECTION 2. That the Clerk be, and hereby is, authorized and directed to submit a certified copy of this Ordinance to the Cuyahoga County Board of Elections forthwith.

SECTION 3. That actions of this Council concerning and relating to the passage of this legislation were adopted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements, including Chapter 114 of the Codified Ordinances of the Village of Chagrin Falls.

SECTION 4. That in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls, public notice of this Ordinance shall be given by posting a copy thereof for not less than fifteen (15) days in the Village Hall.

SECTION 5. That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health and safety of this Village and for the further reason that this Ordinance must be immediately effective so that the Clerk of Council may deliver this Ordinance to the Cuyahoga County Board of Elections at the earliest possible time so as to remove the proposed issue from the 2014 general election ballot; wherefore, provided it receives the requisite number of affirmative votes of all members elected to Council, this Ordinance shall be in full force and effect from and immediately upon its passage by this Council and approval by the Mayor; otherwise, it shall take effect and be in force after the earliest period allowed by law.

PASSED: August 11, 2014



Council President

Submitted to the Mayor for
his approval on this

12 day of August, 2014

Approved by the Mayor

August 12, 2014

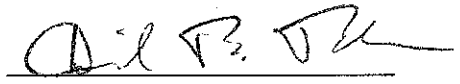


Mayor

ORDINANCE NO.: 2014- 55
INTRODUCED BY: MAYOR & COUNCIL

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I hereby certify that Ordinance No. 2014-55 was duly enacted on the 11 day of August, 2014, by the Council of the Village of Chagrin Falls and posted in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls.

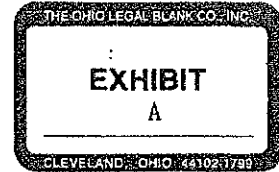


Clerk of Council



Chagrin Valley Recreation Center
Box 84
Chagrin Falls, Ohio 44022
440 247 7813
www.chagrinvrc.com

August 5, 2014



Hon. Thomas Brick
Village of Chagrin Falls
21 W Washington
Chagrin Falls, OH 44022

Dear Mayor Brick:

An initiative issue concerning the Village of Chagrin Falls forming a Joint Recreation District is scheduled to be on the November 4, 2014 ballot. This issue was placed on the ballot by a petition sponsored and circulated by a group of Village residents with the support of The Chagrin Valley Recreation Council. Sally Goss was one of those residents.

On behalf the Village residents who sponsored the petition and The Chagrin Valley Recreation Council we request that Chagrin Falls Village Council pass a resolution removing the Joint Recreation District from the November 4, 2014 ballot.

With kind regards,

Sally Goss
Petition Sponsor

Michael Garvey
The Chagrin Valley Recreation Council, Inc. Chair

Cc: Stephen Byron, Law Director
David Bloom, Council Clerk