

RESOLUTION NO. 78-2006

Offered by All of Council

A RESOLUTION ACCEPTING DEDICATION OF THE PRAIRIE VISTA SUBDIVISION

WHEREAS, the developer of the Prairie Vista Subdivision has offered the streets and public utilities therein for dedication; and

WHEREAS, the Service Director and the Village Engineer have recommended acceptance of dedication; and

WHEREAS, the maintenance bond has been filed by the developer in accordance with the Village's Subdivision Regulations.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Richfield, Summit County, State of Ohio:

SECTION 1. That the Prairie Vista Subdivision dedication be, and the same hereby is, accepted.

SECTION 2. This Resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 12/19/06

[Signature]
President of Council

[Signature]
Mayor

Dated: 12/26/06

ATTEST:

[Signature]
Clerk of Council

11/11/06

Resolution No. 78-2006
NOTICE

**Walter &
Haverfield** LLP
attorneys at law

Charles T. Riehl
criehl@walterhav.com
216.928.2895 direct line
216.916.2334 direct fax

November 1, 2006

Woods King III
Buckley King
1400 Fifth Third Center
600 Superior Avenue East
Cleveland, OH 44114-2652

Dear Woods:

I am in receipt of your letter of October 27, 2006. The Village disagrees that the acceptance of the dedication of newly constituted Wheatley Road created any contractual obligation on its behalf to vacate old Wheatley Road. In point of fact, the Village's determination not to vacate old Wheatley Road benefited your client, The Glencairn Corporation, in that it did not have to undertake (as property owner after vacation) the obligation to plow and maintain old Wheatley Road to the residents on the new cul-de-sac. With the acceptance of dedication of the new Prairie Vista Court, it would, however, probably make the old "turnout" of old Wheatley Road superfluous. Thus, the County will probably want to vacate that small portion of old Wheatley Road. The Village, however, intends to proceed with legislation accepting the dedication of the Prairie Vista Subdivision.

Very truly yours,



Charles T. Riehl

CTR:kaw

cc: The Honorable Michael K. Lyons
Members of Council
Zoning Inspector Roger Swan
Mr. Neil F. Brennan



Infrastructure, environment, facilities

Mr. Roger Swan
Zoning Inspector
Village of Richfield
4410 West Streetsboro Road
Richfield, Ohio 44286

Subject:
Richfield, Ohio
Prairie Vista Subdivision

Dear Mr. Swan:

Attached is a copy of the punch list items for Prairie Vista Subdivision dated October 13, 2006. A portion of the proposed right-of-way is located within a parcel owned by Glencairn Corporation as shown on the final plat. The proposed right-of-way within the Glencairn parcel must be dedicated. We recommend the public improvements located in Prairie Vista Subdivision be accepted by the Village and the maintenance bond posted after the public right-of-way is dedicated.

Please contact me if you have any questions or comments.

Sincerely,

ARCADIS G&M of Ohio, Inc.

A handwritten signature in black ink, appearing to read "C. A. Hauber".

Charles A. Hauber, PE, PS

CAH/kja

Enclosure

ARCADIS G&M of Ohio, Inc.
520 South Main Street
Suite 2400
Akron
Ohio 44311-1010
Tel 330 434 1995
Fax 330 374 1095
www.arcadis-us.com

TRANSPORTATION
BUSINESS PRACTICE

Date:
24 October 2006

Contact:
Charles A. Hauber,
PE, PS

Phone:
330.434.1995

Email:
chauber@arcadis-us.com

Our ref:
AK000025.G002

KNOW ALL BY THESE PRESENTS, That we TY, INC.

118 West Streetsboro #247, Hudson, Ohio 44236

as Principal, and Travelers Casualty and Surety Company of America

as Surety, are held and firmly bound unto VILLIAGE OF RICHFIELD

4410 W. Streetsboro Road, Richfield, Ohio 44286

as Oblige, in the penal sum of One Hundred Twenty Thousand and 00/100 -----

----- (\$ 120,000.00)

to which payment well and truly to be made we do bind ourselves, our and each of our heirs, executors, administrators, successor and assigns jointly and severally, firmly by these presents.

WHEREAS, the said Principal entered into a contract with the VILLIAGE OF RICHFIELD

4410 W. Streetsboro Road, Richfield, Ohio 44286

dated _____ for Sanitary Sewer, Storm Sewer, Pavement, Earthwork & Waterline for Prairie

Vista


WHEREAS, said contract provides that the Principal will furnish a bond conditioned to guarantee for the period of 18 Months ~~XXXXXX~~ after approval of the final estimate on said job, by the owner, against all defects in workmanship and material which may become apparent during said period, and

WHEREAS, the said contract has been completed, and was approved on 15th day of November, 2006.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH that, if the Principal shall indemnify the Oblige for all loss that the Oblige may sustain by reason of any defective materials or workmanship which become apparent during the period of 18 Months year(s) from and after November 15 2006 then this obligation shall be void, otherwise to remain in full force and effect.

SIGNED, SEALED AND DATED 16th day of November, 2006.

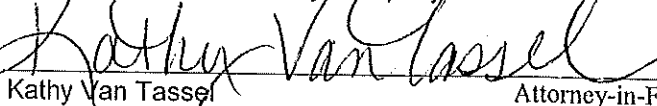
TY, INC. (L.S.)

 (L.S.)

(L.S.)

PRINCIPAL(S)

Travelers Casualty and Surety Company of America

By 
Kathy Van Tassel Attorney-in-Fact

