

RESOLUTION NO. R-22-23

**A RESOLUTION WAIVING CERTAIN FEES FOR THE
CONSTRUCTION OF A RESIDENTIAL HOME IN THE RED TAIL
SUBDIVISION BEING BUILT BY NORTH STAR BUILDERS & MANCUSO
HOMES FOR THE BENEFIT OF THE MAKE-A-WISH FOUNDATION
AND DECLARING AN EMERGENCY**

WHEREAS, the Avon Building Department charges various fees in conjunction with the construction of a residential home; and

WHEREAS, North Star Builders & Mancuso Homes, in an effort to raise money for the Make-A-Wish Foundation, has agreed to construct a new home at 33678 Via San Angelo, Avon Ohio, (The Red Tail Subdivision) which will be raffled-off as part of the Home for the Holidays Giveaway, the proceeds to be donated to the Make-A-Wish Foundation; and

WHEREAS, Council deems it desirable and in the best interest of the health, safety, and welfare of the community that certain required fees charged by the City's Building Department should be waived.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF AVON, COUNTY OF LORAIN AND STATE OF OHIO:

Section 1 - That certain fees charged by the City of Avon in association with the construction of the new home being built by North Star Builders & Mancuso Homes at 33678 Via San Angelo, Avon, Ohio, (The Red Tail Subdivision) as part of the Home for the Holidays Giveaway for Make-A-Wish Foundation in the amount of Four Thousand One Hundred Seventy-One Dollars and Seventy-Five Cents (\$4,171.75) are hereby waived. (See [Exhibit A](#) attached hereto and incorporated herein by reference.) Fees the City is required to pay to third parties, including but not limited to, architectural, engineering and inspection fees, are not included in this waiver.

Section 2 - That it is found and determined that all formal actions of the Council of the City of Avon concerning and relating to the adoption of this Resolution were taken in an open meeting of the Council of the City of Avon and that all deliberations of this City's Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3 - That this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to waive certain fees for the construction of a new residential home in Red Tail Subdivision as part of the Home for the Holidays Giveaway to benefit the Make-A-Wish Foundation; therefore, this Resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____

DATE SIGNED: _____

By: _____
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR _____

APPROVED AS TO FORM: _____
Bryan K. Jensen, Mayor

John A. Gasior, Law Director

ATTEST:

Barbara J. Brooks, Clerk of Council

POSTED: _____
Electronically and at City Hall as
Provided by Council

Prepared by:
John A. Gasior, Esq.
Law Director