

**VILLAGE OF YELLOW SPRINGS, OHIO
RESOLUTION 2024-08**

**ACCEPTING CERTAIN PUBLIC IMPROVEMENTS FOR THE SPRING MEADOWS
SUBDIVISION, PHASE 1 DEVELOPMENT**

WHEREAS, Section 1226.09 of the Yellow Springs Codified Ordinances authorizes Council for the Village of Yellow Springs to accept public improvements installed by a developer of a subdivision when the Village Manager, following inspection, certifies to the Village Council that all improvements have been constructed in accordance with Village specifications; and,

WHEREAS, the Interim Village Manager has inspected the following public improvements in the Spring Meadows Subdivision, Phase 1 Development and found them to be constructed in accordance with Village specifications: Phase 1 water system; Phase 1 storm sewer; Phase 1 sanitary sewer (excludes lift station); Phase 1 streets (excludes “1.50” Asphalt Surface Course”, “Tack Coat (0.10 Gal/S.Y.)”, and “Concrete Walk”); and,

WHEREAS, the Spring Meadows Subdivision, Phase 1 Developer has submitted a maintenance bond guaranteeing maintenance of the required subdivision improvements, for one year, according to installation specifications. Such maintenance bond is in an amount equal to ten percent of estimated construction cost and shall run from the date of acceptance of improvements by Village Council to one year thereafter,

NOW, THEREFORE, COUNCIL FOR THE VILLAGE OF YELLOW SPRINGS, OHIO HEREBY RESOLVES THAT:

Section 1. The following public improvements in the Spring Meadows Subdivision, Phase 1 Development are hereby formally accepted in accordance with Section 1226.09 of the Yellow Springs Codified Ordinances:

- Phase 1 water system
- Phase 1 storm sewer
- Phase 1 sanitary sewer: excludes lift station
- Phase 1 streets: excludes “1.50” Asphalt Surface Course”, “Tack Coat (0.10 Gal/S.Y.)”, and “Concrete Walk

Section 2: The acceptance contained herein does not affect the Village's right to hold the Developer responsible for defects in the accepted infrastructure improvements discovered within one (1) year of the effective date of this Resolution.

Section 3. This Resolution shall take effect at the earliest time permitted by law.

Kevin Stokes, President of Council

Passed: 1-16-2024

Attest: _____
Judy Kintner, Clerk of Council

Roll Call: Stokes __Y__ Devore Leonard __Y__ Housh __Y__
 Brown __Y__ Gustafson __Y__