

**PETITION FOR SPECIAL ASSESSMENTS FOR SHORELINE EROSION CONTROL  
PROJECT TO BE INCLUDED WITHIN THE LAKE COUNTY COMMUNITIES  
SHORELINE IMPROVEMENT SPECIAL IMPROVEMENT DISTRICT**

To: The Council of the City of \_\_\_\_\_, Ohio (the City)

The undersigned (Petitioner) hereby represents that he/she is/are the owner(s) of 100% of the lots and lands described in Exhibit A hereto (the Property) and hereby requests that the Property be included within the boundaries of the Lake County Communities Shoreline Improvement Special Improvement District (the District) pursuant to Chapter 1710 of the Revised Code and in accordance with the District's Program Plan (Program Plan) and Articles of Incorporation heretofore approved by the Council of the City. In accordance with Chapter 1710 and 727 of the Revised Code, we petition the Council for the construction and installation of the shoreline erosion control improvements to be constructed on the Property as described in Exhibit B hereto (collectively, the Improvements) in accordance with the Program Plan. The Improvements shall have the boundaries, route and termini as set forth in Exhibit B. Petitioner shall be responsible for obtaining all applicable and necessary permits for construction and installation of the Improvements.

We request that our Property be assessed the cost of constructing and installing the Improvements in proportion to the benefits upon that Property that will result from the Improvements. The cost of the Improvements to be assessed shall include the construction/installation costs set forth in the related contract documents attached to or otherwise set forth in Exhibit C hereto plus the Property's share of the costs of legal, administrative and financing (collectively, the Estimated Improvement Cost). The total annual estimated assessment on the Property shall be determined by dividing the Estimated Improvement Cost by 15, being the number of years for which the special assessment shall be levied, (the Estimated Annual Assessment).

The Estimated Annual Assessment shall be subject to adjustment upon determination of the final cost of the Improvements and shall be in the same proportion as the estimated cost bears to the final cost of the Improvements (as determined, the Final Annual Assessment). The Final Annual Assessment shall be certified for collection (to the extent not otherwise paid in cash by the Owner) and shall be payable semi-annually at the time real property taxes in your county are payable) and shall bear interest at the same interest rate applicable to the Bonds issued on behalf of the SID in anticipation of the collection of the unpaid special assessments to fund the Improvements.

In consideration of the Improvements described above, we agree to promptly pay all special assessments levied upon our Property when and as the same become due, and that determination by Council of the special assessment against our Property will be final, conclusive and binding upon the Property. The Petitioner covenants and agrees to provide expressly in the deed to any transferee or in a separate instrument recorded with respect to the Property at the time of the subsequent transfer (a) for the acquisition by the transferee of the Property subject to any unpaid special assessments and the transferee's assumption of responsibility for payment thereof and for

the waiver by the transferee of any rights that the Petitioner has waived pursuant to this Petition, and (b) the requirement that each transferee from time to time of the Property covenant to include in the deed to any subsequent transferee or in a separate instrument recorded with respect to the Property at the time of the subsequent transfer the conditions described in clause (a) so long as the special assessments remain unpaid.

We consent and request that these special assessments be levied and collected without limitation as to the value of the Property assessed and expressly waive notice and publication of all resolutions, legal notices, and hearings provided for in the Ohio Revised Code with respect to the Improvements and the special assessments and will consent to proceeding with the Improvements. We further waive any and all questions as to the constitutionality, legality or appropriateness of the special assessments and waive any objection to any and all irregularities, errors, and defects, procedural or otherwise in the levying of the assessments or the undertaking of the Improvements.

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IN WITNESS WHEREOF, the Petitioner has executed this petition as set forth below.

PETITIONER:

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Address and Email Address for notices to Petitioner:

\_\_\_\_\_

\_\_\_\_\_

**EXHIBIT A**

**DESCRIPTION OF PROPERTY**

The Property subject to this Petition shall be the parcel or parcels depicted on the land records of the County of \_\_\_\_\_, Ohio as permanent parcel number(s):

**EXHIBIT B**

**DESCRIPTION OF IMPROVEMENTS**

(PLEASE ATTACH ANY MAP, DRAWING OR OTHER PLAN OR SPECIFICATION PREPARED TO DEPICT THE IMPROVEMENTS)

IS PERMIT ATTACHED ? \_\_\_\_\_ YES \_\_\_\_\_ NO

IF NO, PLEASE EXPLAIN \_\_\_\_\_

**EXHIBIT C**

**IMPROVEMENT CONSTRUCTION COST**

**(PLEASE ATTACH CONSTRUCTION CONTRACT/PROPOSAL SHOWING CONSTRUCTION/ INSTALLATION COST FOR IMPROVEMENTS)**