

RESOLUTION NO. 2014 – 04

A RESOLUTION AMENDING RESOLUTION 2013-12 PURSUANT TO OHIO REVISED CODE SECTION 709.022 INDICATING PROVISIONAL SERVICES TO BE PROVIDED UPON ANNEXATION BY THE VILLAGE OF CENTERBURG FOR 3.260 ACRES CONSISTING OF TWO PARCELS OF GROUND OWNED BY GENE S. JACKSON AND DEBRA J. JACKSON AND TO DECLARE AN EMERGENCY

WHEREAS, GENE S. JACKSON and DEBRA J. JACKSON (hereinafter “Property Owner”) have authorized the Village Solicitor, as their agent, to file a Petition for Annexation of 500 Acres or Less (RC §709.022) with the Knox County Board of Commissioners requesting annexation to the Village of Centerburg of two parcels of ground consisting of a total of 3.260 acres;

WHEREAS, the Village of Centerburg must adopt and file with the Knox County Board of Commissioners a resolution or ordinance pursuant to Ohio Revised Code Section 709.022 indicating what services, if any, will be provided to any territory proposed to be annexed;

WHEREAS, the Village of Centerburg by Resolution 2014-03 and Hilliar Township by Resolution 2014-0127 have entered into an Annexation Agreement in conformance with RC. §§ 709.022 and 709.192;

WHEREAS, the Village of Centerburg has previously entered into a Contract to Purchase a Sanitary Sewer Easement and Temporary Construction Easement with the Property Owner which outlines the services to be provided as part of the Village’s construction of its Wastewater Reclamation Facility;

NOW THEREFORE, BE IT RESOLVED, by the Council of the Village of Centerburg, Knox County, Ohio: that upon annexation of the 3.260 acres of Property Owner, the Village will provisionally provide sanitary sewer and water services and police protection.

Section 1. That the Council of the Village of Centerburg, pursuant to the provisions of Section 709.022, states that upon annexation of the 3.260 acre tract of land in Hilliar Township, located on Columbus Road, as fully described in the plat and description filed with the petition for annexation, it will provide the following services to the territory annexed.

Police: Knox County Sheriffs per contract with the Village.

Fire: Services provided by Central Ohio Joint Fire District.

Sanitary Sewer
and Water:


Sanitary sewer and water services are available to the Village’s current boundary line and will be extended to the annexed property subject to the terms of the Village’s Contract with property owner(s) to Purchase a Sanitary Sewer Easement and Temporary Construction Easement as part of the Village’s Water Reclamation Facility Construction Project, or as otherwise provided in Village ordinances, to the subject parcels of land.

Section 2. That, in conformance with Council's approval of the Contract to Purchase a Sanitary Sewer Easement and Temporary Construction Easement approving the annexation as part of the provisions of services, the Village consents to this annexation pursuant to the provisions of Section 709.022, with the understanding that both parcels shall be zoned community commercial.

Section 3. That this Resolution is determined to be an emergency measure, immediately necessary for the preservation of the public peace, health, safety and welfare and such emergency arising out the necessity to move forward in a timely and efficient manner in conformance with the timeframe set forth in Section 709.022 of the Ohio Revised Code.

WHEREFORE, this Resolution is declared to be an emergency and shall take effect immediately and be in force from and after its passage and approval by the Mayor.

Date Passed: 02-03-2014



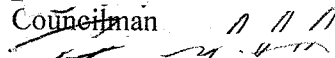
Councilman

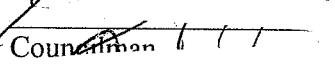
Councilman

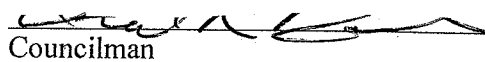
Councilman



Mayor




Councilman


Councilman


Councilman

Attest: Fiscal Officer/Clerk/Treasurer

APPROVED AS TO FORM:



Kyle J. Stroh, Esq.
Metz, Bailey & McLoughlin
33 East Schrock Road
Westerville, Ohio 43081-2991

I hereby certify that the Resolution or a summary of the Resolution was published once a week for two consecutive weeks on _____, 2014 and _____, 2014 in the *Mount Vernon News* in conformance with the Ohio Revised Code.

CLERK-TREASURER