

ORDINANCE NO. 23-76

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMAN Donc Lake ON THE 15TH DAY OF MARCH, 1976.

AN EMERGENCY ORDINANCE REPEALING ORDINANCE 18-76 WHICH, AMONG OTHER THINGS, REQUIRED THAT THE ISSUE OF ANNEXATION OF THE UNINCORPORATED AREA OF WASHINGTON TOWNSHIP BE PLACED UPON THE BALLOT FOR A VOTE ON JUNE 8, 1976.

THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

Section 1. That Ordinance 18-76, a copy of which is attached hereto, marked Exhibit A and incorporated herein, is hereby repealed.

Section 2. This ordinance is hereby declared to be an emergency measure and shall become effective immediately upon passage. An emergency affecting the public welfare is hereby declared to exist by virtue of the fact that under the terms of Ordinance 18-76 the issue of annexation would have been placed upon the ballot for a vote in the unincorporated area of Washington Township on June 8, 1976.

PASSED this 15th day of March, 1976.

Victor A. Green

Mayor of the City of Centerville, Ohio

ATTEST:

Marilyn J. ...

Clerk of the Council of the City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of the Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. 23-76, passed by the Council of the City of Centerville, Ohio, on the 15th day of March, 1976.

Marilyn J. ...

Clerk of the Council

Approved as to form, consistency with existing ordinances, the charter & constitutional provisions.

By *Robert N. Farquhar*
Robert N. Farquhar
Municipal Attorney

EXHIBIT A

ORDINANCE NO. 18-16

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMAN
ON THE 21st DAY OF , 1976.

AN EMERGENCY ORDINANCE TO AUTHORIZE ANNEXATION OF
CERTAIN TERRITORY TO THE CITY OF CENTERVILLE,
MONTGOMERY COUNTY, OHIO.

THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

Section 1. That the annexation of the following described territory, to wit: All of the unincorporated area of Washington Township, Montgomery County, Ohio as more particularly described in Exhibit "A" attached hereto and incorporated herein, which said unincorporated area of Washington Township, Montgomery County, Ohio is contiguous to the City of Centerville, Ohio, be, and the same is hereby authorized.

Section 2. That the municipal attorney be, and he is hereby, authorized to prosecute the proceedings necessary to effect such annexation.

Section 3. That the Clerk of Council is hereby authorized and directed to certify this ordinance to the Board of Elections of Montgomery County, Ohio pursuant to Section 709.17 Ohio Revised Code

Section 4. This ordinance is hereby declared to be an emergency measure and shall become effective immediately upon passage. An emergency affecting public welfare is hereby declared to exist by virtue of the fact that in order for the question of annexation to be placed upon the ballot for the primary election to be June 8, 1976, immediate action is necessary.

PASSED this 21st day of , 1976.

[Handwritten Signature]

Mayor of the City of Centerville, Ohio

ATTEST:

Approved by Mayor
with
charter

[Handwritten Signature]
Clerk of the Council of the
City of Centerville, Ohio

Robert
Municipal Attorney

CERTIFICATE

The undersigned, Clerk of the Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. 18-16, passed by the Council of the City of Centerville, Ohio, on the 21st day of , 1976.

[Handwritten Signature]
Clerk of the Council

EXHIBIT "A"

Description of the Unincorporated Area of Washington
Township, Montgomery County.

Located in the southeastern part of Montgomery County, Ohio, being all of Washington Township (except that area incorporated within the cities of Centerville and Kettering, Ohio), and being more particularly described as follows:

Beginning at the northwest corner of Section 3, Town 1, Range 6, Miami River Survey, Washington Township; said corner coincides with the southwest corner of the incorporated area of the City of Kettering, Ohio, and is in the east line of Miami Township, Montgomery County.

Thence, from said point of beginning in an easterly direction along the south corporation line of the City of Kettering, and the north line of Washington Township, Montgomery County, to a point in the centerline of State Route 48.

Thence, following the corporation line of the City of Kettering in a generally easterly direction, to a point on the east side of Marshall Road being the northwest corner of the incorporated area of Centerville.

Thence, following the Centerville corporation line in a generally southwesterly direction to a point marking the southeast corner of the southwest quarter of Section 35, Town 3, Range 5, M.R.S., coinciding with the southwesterly corner of the City of Centerville, Ohio.

Thence, in a generally northeasterly direction following the southerly corporation line of the City of Centerville to a point marking the northeast corner of the southeast quarter of Section 18, Town 3, Range 5, M.R.S., Washington Township, coinciding with a southeasterly corner of the incorporated area of the City of Centerville. Said point also being in the west line of Sugarcreek Township, Greene County, Ohio.

Thence, in a southerly direction, along the east line of Montgomery County, coinciding with the west line of Sugarcreek Township, Greene County, to the southeast corner of Montgomery County, Ohio. Said southeast corner coincides with the southwest corner of Greene County, Ohio, and is located in the north line of Warren County.

Thence, in a westerly direction along the south line of Montgomery County and north line of Warren County, to the southwest corner of Section 3, Town 2, Range 5, M.R.S., Washington Township. Said corner coincides with the southeast corner of Miami Township, Montgomery County.

Thence, in a northerly direction along the west line of Washington Township, coinciding with the east line of Miami Township, Montgomery County, Ohio to the point of beginning.

The intent of this instrument is to describe all of Washington Township, Montgomery County, Ohio, excepting therefrom those areas which are within the corporation limits of either the City of Centerville, or the City of Kettering, Ohio.