

RESOLUTION NO. 5-11
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCIL MEMBER Paul Gresham ON THE 21st
DAY OF February, 2011.

RESOLUTION CONSENTING TO THE ANNEXATION TO THE CITY OF CENTERVILLE, OHIO OF CERTAIN TERRITORY PROPOSED TO BE ANNEXED TO THE CITY OF CENTERVILLE, OHIO PURSUANT TO A PETITION FILED WITH THE BOARD OF COUNTY COMMISSIONERS OF MONTGOMERY COUNTY, OHIO BY GW REAL PROPERTY LLC, ("PETITIONER"), AS PROVIDED BY OHIO REVISED CODE SECTION 709.023(D).

WHEREAS, GW Real Property LLC, (collectively, "Petitioner"), has filed with the Board of Commissioners of Montgomery County, Ohio, a petition to annex to the City of Centerville, Ohio, 2.58 acres of land more or less, in Washington Township, Ohio (the "Territory"); and

WHEREAS, Ohio Revised Code Section 709.023(D) provides that the legislative authority of the City may adopt an ordinance or resolution consenting to the annexation of the Territory; and

WHEREAS, it is the intent of the City Council to respond accordingly.

NOW THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY RESOLVES:

- Section 1. The City of Centerville, Ohio hereby consents to the annexation of the Territory.
- Section 2. The Clerk is hereby directed to forward a copy of this resolution to the Board of County Commissioners of Montgomery County, Ohio.
- Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that any and all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including, but not limited to Section 121.22 of the Ohio Revised Code.
- Section 4. This Resolution shall go into effect upon its passage as provided by law and by the Charter of this City.

ADOPTED by the Council of the City of Centerville, Ohio, this 21st day of February, 2011.

C. Mark Kingreed
Mayor City of Centerville

ATTEST:

Julia M. Weaver
asst. Clerk of Centerville Council

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Resolution No. 5-11, passed by the Council of the City of Centerville, Ohio on the 21st day of February, 2011.

Julia M. Weaver
asst. Clerk of the Council

Approved as to form, consistency
with existing ordinances, the
Charter & constitutional provisions
Department of Law
Scott A. Liberman
Municipal Attorney