

RESOLUTION NO. 17-06  
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER James Singer ON THE  
17<sup>th</sup> DAY OF April, 2006.

A SERVICE RESOLUTION IN SUPPORT OF THE PROPOSED ANNEXATION OF PROPERTY CONTAINING 173.135 ACRES MORE OR LESS FROM SUGARCREEK TOWNSHIP, GREENE COUNTY, OHIO TO THE CITY OF CENTERVILLE, MONTGOMERY COUNTY, OHIO PURSUANT TO THE REQUIREMENT OF SECTION 709.023 OHIO REVISED CODE.

WHEREAS, a petition has been filed requesting annexation to the City of Centerville of 173.135 acres, more or less, of land in Sugarcreek Township, Greene County, owned by Dille Laboratories Corp., et al.; and

WHEREAS, the Ohio Revised Code requires that a municipal legislative authority shall, within twenty days from the date of the filing of the petition seeking annexation, by ordinance or resolution, to state what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation, and an approximate date by which it will provide the services.

NOW THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY RESOLVES:

Section 1. Upon annexation to the City of Centerville, Ohio of the territory proposed for annexation, the City will provide, pursuant to the Ohio Constitution and laws of the State of Ohio, City Charter and Ordinances and policies of the City of Centerville, full-time police protection, police crime prevention, street maintenance, snow and ice removal, new street construction, traffic control, traffic signalization as necessary, engineering services, code enforcement, waste collection, recreation and cultural arts, zoning and planning services, and all other services that the City of Centerville currently provides to the area within its current boundaries. The City of Centerville will provide the same level of services to the territory proposed for annexation as the services it provides to the area currently located within the corporate boundaries of the City of Centerville. The services will be available and will be provided at the time the annexation is accepted by the City and becomes final in accordance to the law. If a street or highway will be divided or segmented by the boundary line between the township and the municipal corporation so as to create a road maintenance problem, the City of Centerville agrees as a condition of the annexation to assume the maintenance of that street or highway or to otherwise correct the problem.

Section 2. The City of Centerville will provide zoning and planning services to the proposed annexation area. If the City of Centerville permits uses in the annexed territory that the City of Centerville determines are clearly incompatible with the uses permitted under the current township zoning regulation in the adjacent land remaining within Sugarcreek Township, the City of Centerville will require, in the zoning ordinance permitting the incompatible uses, that the owner of the annexed territory provide a buffer separating the use of the annexed territory and the adjacent land remaining with Sugarcreek Township. For the purpose of this section, "buffer" may include open space, landscaping, fences, walls, and other structured elements; street and street right-of-way; and bicycle and pedestrian paths and sidewalks.

Section 3. The City of Centerville will provide to the territory, if annexed, all of the services that are now provided or will be provided to Centerville properties and its residents.

Section 4. The Clerk is hereby directed to prepare a certified copy of this Resolution and have it filed with the Greene County Board of County Commissioner prior to the Commissioners' annexation review as required by law.

PASSED this 17<sup>th</sup> day of April, 2006.

C. Mark Keugel

Mayor of the City of Centerville, Ohio

ATTEST:

Debra A. James  
Clerk of Council, City of Centerville, Ohio

**CERTIFICATE**

The undersigned, Clerk of the Council of the City of Centerville, Ohio, hereby certifies that the foregoing is a true and correct copy of Resolution Number 17-06, passed by the Council of the City of Centerville, Ohio on the 17<sup>th</sup> day of April, 2006.

Debra A. James  
Clerk of Council, City of Centerville, Ohio

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