

RESOLUTION NO. 70-05
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Paul Sheahan ON THE
19~~th~~ DAY OF December, 2005.

A SERVICE RESOLUTION IN SUPPORT OF THE PROPOSED ANNEXATION OF PROPERTY CONTAINING 1.214 ACRES MORE OR LESS FROM WASHINGTON TOWNSHIP, MONTGOMERY COUNTY, OHIO TO THE CITY OF CENTERVILLE, MONTGOMERY COUNTY, OHIO PURSUANT TO THE REQUIREMENT OF REVISED SECTION 709.023 OHIO REVISED CODE.

WHEREAS, a petition has been filed requesting annexation to the City of Centerville of 1.214 acres, more or less, of land in Washington Township, Montgomery County, owned by John T. Reese, 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, stating 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; and

WHEREAS, the City of Centerville is ready, willing and able to provide a superior level of service to the territory proposed for annexation upon annexation as well as other commitments and assurances to the petitioners.

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, tornado disaster alert system, 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, and all other services that the City of Centerville currently provides to the area within its current boundaries. Fire and paramedic service to the area is provided by the Centerville-Washington Township area fire department and would not change upon annexation. 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

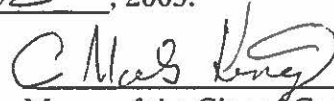
City and become final in accordance to the law.

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 current township zoning regulation in the adjacent land remaining within Washington 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 Washington 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 Montgomery County Commissioner prior to the annexation review as required by law.

PASSED this 19th day of December, 2005.



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 70-05, passed by the Council of the City of Centerville, Ohio on the 19th day of December, 2005.

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