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ORDINANCE NUMBER 6, 1957
VILLAGE OF CENTERVILLE, OHIO

AN ORDINANCE TO AMEND ARTICLE IV, SECTION 3, OF THE VILLAGE OF CENTERVILLE, OHIO, ZONING ORDINANCE NUMBER 5, 1955, SO AS TO PROVIDE FOR AMENDMENT IN THE METHOD OF CLASSIFICATION OF TERRITORY HEREINAFTER ANNEXED TO THE VILLAGE OF CENTERVILLE.

WHEREAS, The Village Planning Commission has certified its report and recommendation that Article IV, Section 3, of the Village of Centerville, Ohio, Zoning Ordinance Number 5, 1955, be amended in the manner hereinafter provided, said report and recommendation having been made in conformity with Article XXI, Section 1, of the said Zoning Ordinance; and

WHEREAS, such amendment has been initiated by the Village Council, and said Council has held a public hearing on the proposed amendment, notice of such hearing having been given at least thirty (30) days prior thereto by one (1) publication in a newspaper of general circulation in the said Village, to-wit, the Dayton Daily News; and

WHEREAS, the Village Council deems the public necessity, convenience, general welfare and good zoning practice to require that the proposed amendment to the Village of Centerville, Ohio, Zoning Ordinance be made, now therefore,

BE IT ORDAINED by the Council of the Village of Centerville, State of Ohio:

Section 1. That Article IV, Section 3, of the said Village of Centerville, Ohio, Zoning Ordinance, be, and the same is hereby amended to read as follows, to-wit:

"Section 3. All territory which may hereafter be annexed to the Village of Centerville, Ohio, shall be classified by resolution of the Village Council into such District or Districts which may be provided for by this Zoning Ordinance or any amendment, prior to the acceptance and approval of the proposed annexation, but subsequent to requisite approval of the County Commissioners of Montgomery County, Ohio. The classification of such territory so proposed to be annexed, upon the approval of the said County Commissioners, shall thereupon be first referred to the Village Planning Commission for its written recommendation relating to:

(a) The acceptance or rejection of the proposed annexation, and

(b) The classification of said territory into any District or Districts established by this Zoning Ordinance or any amendment thereof.

Such initial classification shall obtain until otherwise changed by ordinance, after public hearing, in the manner provided by Article XXI, Section 1, herein."

Section 2. That Article IV, Section 3, of the said Village of Centerville, Ohio, Zoning Ordinance, which provides as follows, to-wit:

"Section 3. All territory which may hereafter be annexed to the Village of Centerville, Ohio, shall be automatically classified in the "R-1" Single-Family District until otherwise changed by ordinance, after public hearing."

be and the same is hereby repealed.

Section 3. That this Ordinance shall take effect from and after the earliest date provided by law.

Passed by the Village Council this 28th day of May, 1957

(signed) Omer Jackson
Mayor, Village of Centerville, Ohio

ATTEST:

(signed) Geo. E. Howe
Clerk, Village of Centerville, Ohio

ORDINANCE NUMBER 7, 1957
VILLAGE OF CENTERVILLE, OHIO

AN ORDINANCE TO ACCEPT APPLICATION FOR ANNEXATION OF TERRITORY.

WHEREAS, certain adult freeholders did submit to the Board of County Commissioners of Montgomery County, Ohio, a petition for the annexation of the following described territory in the County of Montgomery and adjacent to the Village of Centerville, to be annexed to said Village of Centerville, Ohio, to-wit:

Located in Sections 29 and 30, Town 3, Range 5, M.R.S., Washington Township, Montgomery County, State of Ohio, and being attract of land described as follows:
beginning at the Northwest corner of the southwest quarter of said Section 30, said point of beginning being the southwest corner of the present incorporated area of the Village of Centerville, thence eastwardly with the north line of said southwest quarter and its extension, said north line being the south corporation line of said Village of Centerville to a point located forty and no/100 (40.00) feet eastwardly from the northeast corner of said southwest quarter section, said northeast corner being in the centerline of the Dayton-Lebanon Pike; thence southwardly forty and no/100 (40.00) feet eastwardly from and parallel to the centerline of said Dayton-Lebanon Pike to the south line of the northeast quarter of said Section 29; thence westwardly with the south line of said northeast quarter and its extension, said extension being the south line of

being the west line of said Section 30 to the point of beginning, containing three hundred thirty-three (333) acres more or less;

WHEREAS, said Board of County Commissioners of Montgomery County, after public hearing, did on January 17, 1957, by its Resolution No. 89 approve said petition and the annexation thereunder;

NOW, THEREFORE, BE IT ORDAINED BY THE Council of the Village of Centerville, State of Ohio:

Section 1. That the said application and petition of a majority of the resident freeholders for the annexation of the territory above described in the County of Montgomery and adjacent to the Village of Centerville be, and the same is, hereby accepted.

Section 2. That a certified transcript of the proceedings of the said County Commissioners in relation thereto be retained in the records of the Village and on file with the Clerk of the Council of Centerville.

Section 3. That the Village Solicitor be, and he is hereby directed to make the requisite filing with the Secretary of State for the State of Ohio relating to such annexation of said territory.

Section 4. This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED the 1st day of July, 1957.

(signed) Omer Jackson
Mayor, Village of Centerville, Ohio

(signed) George E. Howe
Clerk, Village of Centerville, Ohio

CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of an Ordinance passed and adopted by the Council of the Village of Centerville, Ohio, this 1st day of July, 1957.

(signed) George E. Howe
Clerk, Village of Centerville, Ohio

ORDINANCE NUMBER 1-1958 VILLAGE OF CENTERVILLE, OHIO

AN ORDINANCE TO REGULATE TRAFFIC AND TO RESTRICT PARKING OF VEHICLES UPON A PORTION OF WELLER AVENUE WITHIN THE VILLAGE OF CENTERVILLE, OHIO.

WHEREAS, traffic congestion and hazardous obstruction of travel exist by reason of parking of vehicles along the south edge of the public street known as Weller Avenue from its junction with State Route 48 (Main Street) eastwardly to its junction with the first southbound unnamed alley or road space; and

WHEREAS, it is in the public interest that the parking of vehicles be restricted and prohibited in the said road space;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Centerville, State of Ohio:

SECTION 1. Except on each Sunday and on each legal holiday as designated so by the legislature of the State of Ohio, the parking of motor vehicles contiguous to the south curb line of Weller Avenue, Centerville, Ohio, from its junction with State Route 48 eastwardly to its junction with the first southbound unnamed alley or single-lane road space is hereby prohibited at all times and made unlawful.

SECTION 2. The area of prohibited parking so designated in Section 1 above shall be appropriately posted with "No Parking" signs at the direction of the Village Marshal.

SECTION 3. Any violation of Section 1 of this Ordinance shall constitute a misdemeanor punishable by a fine of not less than Five Dollars (\$5.00) and not more than Twenty-five Dollars (\$25.00) for each separate offense.

SECTION 4. This Ordinance is passed as an emergency measure in accordance with the statutes in the State of Ohio provided and shall become effective immediately. Such emergency exists by reason of traffic hazard and congestion caused by unlimited parking on both sides of Weller Avenue in the foregoing-described portion thereof, and such emergency action is therefore necessary for the public welfare and safety of the Village.

PASSED: January 6, 1958.

(signed) Omer Jackson
Mayor

(signed) Kenneth E. Poff
Clerk-Treasurer

C E R T I F I C A T E

I hereby certify that the foregoing is a true and correct copy of an ordinance passed and adopted by the Council of the Village of Centerville, Ohio, this 6th day of January, 1958.

(signed) Kenneth E. Poff
Clerk-Treasurer
Village of Centerville, Ohio