

# RECORD OF RESOLUTIONS

Resolution No. 5-8-2017-3

Passed MAY 8

20 17

## **A RESOLUTION INDICATING WHAT SERVICES THE VILLAGE WILL PROVIDE TO A TRACT TOTALING 18.480± ACRES UPON ANNEXATION AND THE DECLARATION OF AN EMERGENCY**

WHEREAS, a Petition for Annexation has been filed by the undersigned property owners to annex 18.480± acres from Section 23, Liberty Township, Fairfield County, Ohio, into the Village of Baltimore in accordance with the special procedures set forth in Ohio Revised Code §709.023; and,

WHEREAS, Section 709.023 of the Ohio Revised Code requires that the Village legislature shall by ordinance or resolution adopt a statement indicating what services, if any, the municipality will provide to the territory proposed for annexation upon annexation, and the approximate time frame for providing the same;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF  
THE VILLAGE OF BALTIMORE, FAIRFIELD COUNTY, OHIO,  
THREE-FOURTH'S (3/4'S) OF ITS MEMBERS CONCURRING:

SECTION 1: The following benefits and services will be available to the tract totaling 18.480± acres proposed for annexation upon annexation to the Village of Baltimore, Ohio:

- A. A staff of municipal employees, including a Village Administrator charged with assisting development;
- B. Municipal police protection which consists of one (1) Police Chief and approximately fourteen (14) police officers;
- C. Miscellaneous other municipal services, including zoning and planning regulations, subdivision regulations, property maintenance code, residential code, municipal swimming pool, municipal park system, and other inherent municipal services authorized by the Ohio Revised Code;
  1. That if the 18.480+/- acre site is annexed and if the Village permits uses in the annexed territory that the Village determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining in the township, the Village shall require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within the township. The term "buffer," as used herein, includes open space, landscaping, fences, walls, and/or other structured elements; streets and street right-of-way; and bicycle and pedestrian paths and sidewalks."
- D. Water services will be provided by one of the following:
  1. The Village's water system;
- E. Sanitary sewer services from the following available source:
  1. The Village's sanitary sewer facilities, provided that the Village receives confirmation from the Ohio EPA approving additions to the Village's current sewer system, and provided that no additional lines would be paid for by the Village;
- F. The Village shall assume maintenance responsibility for any divided or segmented streets or highways resulting from the annexation, upon annexation approval;

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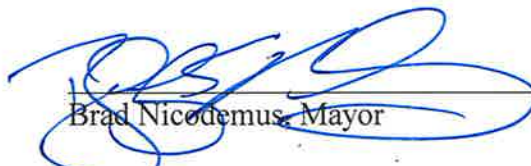
SECTION 2: The approximate time frame for providing the above services, except where otherwise noted, is within sixty (60) days from the date of the approval of the annexation.

SECTION 3: The following persons are the owners of the tracts proposed for annexation into the Village of Baltimore:

	<u>Acreage as Per Annexation Survey</u>
■ Lanny & Michelle Stoughton .....	4.442+/-
■ Danny L. & Darlene K. Stoughton .....	4.06+/-
■ Charles R. & Sharon K. Stoughton .....	4.032+/-
■ Robin D. & Vickie E. Dupler .....	2.748+/-
■ Andrea C. & Donald F. Davis .....	1.58+/-
■ Jack W. Abbott & Jackie E. Abbott .....	1.63+/-

SECTION 4: The Municipal Fiscal Officer is directed to deliver a certified copy of this resolution to the Board of County Commissioners of Fairfield County, Ohio and to the Clerk of Liberty Township Trustees immediately upon the passage of this resolution.

SECTION 5: This resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and general welfare of the citizens of Baltimore, Ohio, and in order to comply with the time periods mandated by ORC Section 709.023(C). Therefore, this resolution shall become effective immediately upon its passage by Council.

  
\_\_\_\_\_  
Brad Nicodemus, Mayor

DATE OF PASSAGE: 5-8-2017

EFFECTIVE DATE: 5-8-2017

ATTEST:   
\_\_\_\_\_  
Kathryn E. Jenkins, Fiscal Officer

SPONSOR: HOUSE

APPROVED AS TO FORM:   
\_\_\_\_\_  
Jeffrey Feyko, Village Solicitor

## CERTIFICATION

I hereby certify the foregoing to be a true and exact copy of Resolution 5-8-2017-3 as enacted by Baltimore Village Council on May 8, 2017.

\_\_\_\_\_  
Kathryn E. Jenkins, Fiscal Officer