

ORDINANCE NO. O-18-60

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN REAL PROPERTY INTO THE CITY OF WILMINGTON

WHEREAS, Michael and Janet Sepela have filed with the Board of Commissioners of Clinton County, Ohio, a petition to annex to the City of Wilmington, OH 19.774 acres of land, more or less, in Union Township, Ohio (the "Territory"); and

WHEREAS, the Board of Commissioners of Clinton County, Ohio approved the annexation by resolution adopted on August 6, 2018, a copy of said resolution is attached hereto as Exhibit A; and

WHEREAS, Ohio Revised Code Section 709.04 provides that the legislative authority of the City shall adopt an ordinance or resolution accepting the annexation of the particular territory; and

WHEREAS, the Board of County Commissioners has reviewed and approved the proposed annexation; and

WHEREAS, the Union Township Board of Trustees have consented to the annexation as has this Council; and

WHEREAS, it is the intent of the Wilmington City Council to respond accordingly and to pass an Ordinance to accept the annexation of the territory.

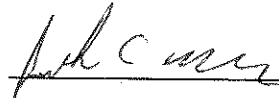
SECTION 1. That a petition for the annexation of 19.774 acres from Union Township to the City of Wilmington was filed by Michael and Janet Sepela, by and through Counsel, Karen Buckley, with the Clinton County Board of County Commissioners. Further, said petition, having utilized the special Annexation procedure of Ohio Revised Code Section 709.022, et seq., (Expedited "Type 1" Annexation), was adopted and approved by the Clinton County Board Of Commissioners at its normal meeting, August 6th 2018, a copy of which is attached hereto and marked Exhibit B.

SECTION 2. That the aforementioned petition for the annexation of 19.774 acres is hereby accepted by the City of Wilmington and with a description of the annexed territory attached hereto and marked Exhibit C;

SECTION 3. That the Clerk of Council be and is hereby authorized and directed to make five (5) copies of this ordinance including its attached legal description and map along with a copy of the transcript of the proceedings of the Board of County Commissioners of Clinton County relating thereto and a certificate as to the correctness thereof. The Clerk of Council shall then forthwith deliver one copy to the Clinton County Auditor, one copy to the Clinton County Recorder along with any recording fee required, one copy to the Ohio Secretary of the State with the appropriate filing fee and one copy to the Fiscal Officer of Union Township in accordance with the terms of the Annexation Agreement. The Clerk shall also file notice of this annexation with the Board of Elections within thirty (30) days after it becomes effective and do all other things required by law.


SECTION 4. That this Ordinance is hereby declared an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare and shall take effect and be in force from and after its passage. The reason for said declaration of emergency is to provide the annexation area with city services at the earliest possible time period and to make those services available immediately after the annexation becomes effective as required by the Annexation Agreement referred to in the preamble above.

Passed this 18th day of October, 2018



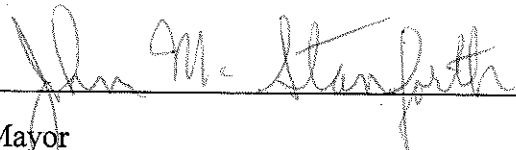
President of Council Pro tem

ATTEST:



Clerk of Council

Approved by me this 18th day of October, 2018



Mayor