

CITY OF OBETZ
RECORD OF ORDINANCES



ORDINANCE: 47 - 21

PASSED: December 13, 2021

AN ORDINANCE SETTING FORTH A STATEMENT OF MUNICIPAL SERVICES TO BE PROVIDED TO THE AREA CONTAINED IN A PROPOSED ANNEXATION OF 35.0 +/- ACRES FROM HAMILTON TOWNSHIP TO THE CITY OF OBETZ SUCH LAND BEING LOCATED ALONG LOCKBOURNE ROAD AND DECLARING AN EMERGENCY

WHEREAS, a petition has been filed with the Franklin County Commissioners requesting the annexation of 35.0 +/- acres of land to the City of Obetz from Hamilton Township. (A description of the property to be annexed is attached hereto as Exhibit A and made a part hereof); and,

WHEREAS, a hearing on said petition will be scheduled before the Franklin County Board of Commissioners; and,

WHEREAS, Section 709.023(C) of the Ohio Revised Code requires that before said hearing, Council shall adopt a statement indicating what services, if any, the City will provide to the territory proposed for annexation upon annexation; and,

WHEREAS, upon annexation, the parcel proposed for annexation will have uniform access to City services; and,

WHEREAS, Section 709.023(C) of the Ohio Revised Code requires that if the 35.0 +/- acre site is annexed, and if the City of Obetz permits uses in annexed territory that the City of Obetz determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Hamilton Township, the City of Obetz will 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 Hamilton Township; and,

WHEREAS, pursuant to Section 709.023(C) of the Ohio Revised Code, "buffer" includes open space, landscaping, fences, walls, and other structured elements; streets and street rights-of-way; and bicycle and pedestrian paths and sidewalks.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OBETZ, OHIO, THAT:

Section 1. The City of Obetz will provide the following City services for the 35 +/- acres located along Lockbourne Road in Hamilton Township upon the annexation of said area to the City of Obetz:

Police. The City of Obetz has a full time Police Department. The annexation area will be fully served at the same level now being provided to the area adjacent to the annexation area.

Fire. Hamilton Township will continue to provide fire protection and EMS services at the same level now being provided to the area.

Water and Sewer. The City of Obetz has Water and Sewer Service Agreements with the City of Columbus, and the subject property is within the service area of the agreements. Sufficient public water distribution and sanitary sewerage collection systems exist in this area to serve this property. It is understood that all extensions of water or sanitary sewer service shall be constructed or caused to be constructed by the property owner, and upon receipt of all necessary permits and payments of all costs for connections thereto, such service shall become available.

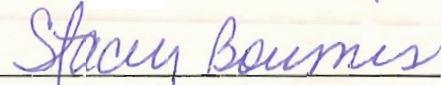
Section 2: This parcel shall be subject to municipal zoning. Should the proposed use of the annexed territory be clearly incompatible with the uses permitted under current county or township zoning in the adjacent land remaining in the township from which the territory was annexed, then Council will 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 should land adjacent to the territory be determined to be unincorporated territory.

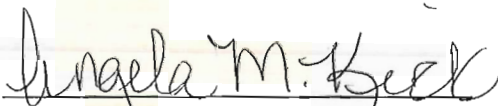
Section 3: The Council Clerk is directed to file a copy of this Ordinance with the Franklin County Board of Commissioners.

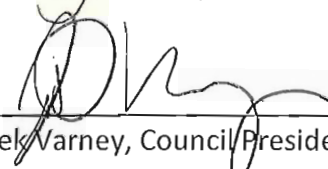
Section 4: This Ordinance shall be declared an emergency and shall take effect at the earliest time permitted by law. The reason for the emergency is to provide for the public health, safety and welfare of the citizens of the City of Obetz. Specifically, the City must indicate its intent to provide services to the area to be annexed before the annexation hearing before the Franklin County Board of Commissioners; WHEREFORE, this Ordinance shall take effect and be in force from and after its passage.

Passed this 13 day of December, 2021.

ATTESTS:


Stacey Boumis, Clerk of Council


Angela M. Kirk, Mayor


Derek Varney, Council President Pro Tem

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APPROVED AS TO FORM

Eugene D. Hollins

Eugene Hollins, Esq., Law Director

CERTIFICATION OF PUBLICATION

Pursuant to the City Charter, I, Stacey E. Boumis, Clerk of Council of the City of Obetz, Ohio, do hereby certify that Ordinance 47-21 was duly posted at 1:00 PM (time) on the 15th day of December, 2021, at the Obetz Government Center, Obetz Community Center, and Obetz Athletic Club as well as on the Obetz website.



Stacey Boumis
Stacey Boumis, Clerk

12/15/21
Date