

CITY OF OBETZ
RECORD OF ORDINANCES



ORDINANCE: 34 – 22

PASSED: June 16, 2022

AN ORDINANCE DETERMINING SUFFICIENCY OF THE PETITION FOR ESTABLISHMENT OF THE BUCKSTONE COMMUNITY AUTHORITY AS A NEW COMMUNITY AUTHORITY AND SETTING A DATE FOR PUBLIC HEARING UNDER CHAPTER 349 OF THE OHIO REVISED CODE; AND DECLARING AN EMERGENCY

WHEREAS, pursuant to Chapter 349 of the Ohio Revised Code, a petition (the "Petition") for the establishment of the Buckstone Community Authority (the "Authority") to govern a proposed new community district (the "District") was filed with the City Council (the "Council") of the City of Obetz (the "City"), County of Franklin, Ohio on June 16, 2022; and

WHEREAS, the "organizational board of commissioners," as that term is defined in Section 349.01(F)(3) of the Ohio Revised Code, for the proposed Authority is comprised solely of this Council, as the legislative authority of the City; and

WHEREAS, pursuant to Section 349.03(A) of the Ohio Revised Code, the Council, as the organizational board of commissioners, upon the filing of the Petition must determine whether the Petition is sufficient and complies with the requirements of Section 349.03 of the Ohio Revised Code as to form and substance; and

WHEREAS, pursuant to Section 349.03(A) of the Ohio Revised Code, the Council, as the organizational board of commissioners, upon the determination that a sufficient petition has been filed, must fix a time and place of a hearing on the Petition not less than thirty days or more than forty-five days from the date of the filing of the Petition, since the City, as the "proximate city," as defined in Section 349.01(M)(2) of the Ohio Revised Code, has signed an approval certificate and passed an ordinance approving the Petition; and

WHEREAS, pursuant to Section 349.03(A) of the Ohio Revised Code, the Clerk of the Council shall give notice of the public hearing on the Petition by publication once each week for three consecutive weeks in The Daily Reporter; and

WHEREAS, an emergency exists in the usual daily operation of the City in that this Ordinance is required to be immediately effective to allow for the Developer and the new community authority to commence financing and construction of public infrastructure improvements, thus securing for economic benefits of the future residents of the Buckstone Community Authority which are needed to provide for the health, welfare and safety of the residents of the City.

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

Section 1. Sufficiency of the Petition. This Council finds and determines that the Petition filed by the Developer is sufficient and complies with the requirements as set forth Section 349.03(A) of the Revised Code as to form and substance.

Section 2. Public Hearing. A public hearing on the Petition shall be held on the 25th day of July, 2022 at 6:00 p.m. at the Council Chambers located at 4175 Alum Creek Drive, Obetz, Ohio 43207.

Section 3. Public Notice. The Clerk of this Council is directed to give notice of the public hearing on the Petition by publication once each week for three consecutive weeks in the Daily Reporter.

Section 3. Open Meetings. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and any of its committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law including Section 121.22 of the Ohio Revised Code.

Section 4. Effective Date. This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, and safety of the City and its inhabitants for the reason that this Ordinance must be immediately effective to ensure that the Authority may be created in a timely manner; WHEREFORE, this Ordinance shall take effect and be in force from and immediately after its adoption.

Passed this 16 day of June, 2022.

ATTESTS:

Stacey Bourmis
Stacey Bourmis, Clerk of Council

Angela M. Kirk
Angela M. Kirk, Mayor

Michael R. Flaherty
Michael Flaherty, Council Pres. Pro-Tem

APPROVED AS TO FORM

Eugene 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 34-22 was duly posted at 11:30AM (time) on the 17 day of June, 2022, at the Obetz Government Center, Obetz Athletic Club, and Obetz Community Center as well as on the Obetz website.



Stacey Boumis
Stacey Boumis, Clerk
6/17/22
Date