

RESOLUTION 15-2024

A RESOLUTION INDICATING THE VILLAGE OF DELTA, FULTON COUNTY, OHIO, WILL PROVIDE UTILITIES AND POLICE PROTECTION SERVICES TO CERTAIN PROPERTY TITLED TO HIDI BOWMAN, ROGER BOWMAN, AMY BOWMAN AND CODY BOWMAN, WHICH HOLDERS ARE SEEKING ANNEXATION OF SAID PROPERTY PURSUANT TO FULTON COUNTY ANNEXATION PETITION 2024-3 TO THE VILLAGE OF DELTA, AND DECLARING AN EMERGENCY.

WHEREAS, it is the intention of this Council to provide utilities services and police protection to certain property sought to be annexed to the Village of Delta, pursuant to Fulton County Annexation 2024-3 and the now record titleholders of said property being petitioner, Hidi Bowman, Roger Bowman, Amy bowman and Cody Bowman; and

WHEREAS, this Resolution for the provision of these services complies with Ohio Revised Code Section 709.023(C), and all applicable law.

NOW THEREFORE, Be It Ordained By The Council Of The Village of Delta, Wood County Ohio, That:

SECTION I: That pursuant to Ohio Revised Code Section 709.023(C), and all applicable law, the Council of the Village of Delta hereby expresses its desire and intent to:

- i) Provide, at the earliest opportunity permitted, sewer and/or water services, and police protection to the following property sought to be annexed to the Village of Delta and described pursuant to Exhibit A hereto attached; and
- ii) Based upon observation and review, said annexation parcel Exhibit A does not appear to be contrary to zoning uses or provisions of ORC § 303 or ORC § 519. In the event upon annexation of the territory, the Village of Delta shall determine any incompatible zoning uses under current County or Township Regulations in adjacent township territory, the Village of Delta shall, upon establishing final zoning under the Village of Delta Zoning Code for the annexed parcel, provide for "appropriate buffer space," within the meaning of ORC § 709.023(c) and impose provisions for same upon the annexed parcel; and
- iii) Further, the Village of Delta shall maintain any and all applicable streets or highway areas, if any, segmented by the annexation of the subject areas, which streets or highways may pursuant to law become subject to the jurisdiction of the Village of Delta.

SECTION II: That the Administrator of the Village is hereby directed to deliver a copy of this Resolution to the Clerk of the County Commissioners and proceed to do all things necessary and proper for the final approval of said annexation.

SECTION III: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this legislation were adopted in an open meeting of the Council and that the deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements as mandated by the Charter of the Village of Delta.

SECTION IV: This Resolution is hereby declared to be an Emergency Measure necessary for the immediate preservation of the public peace, health and safety of said Village and its inhabitants, and for the further reason that this Resolution is necessary to provide for the future planning, orderly growth and development of the Village of Delta and surrounding environs and to meet the time requirements set forth in the Ohio Revised Code

WHEREFORE, this Resolution shall take effect and be in full force immediately after its passage as provided by law.

Passed this _____ day of _____, 2024.

MAYOR

CLERK OF COUNCIL