RESOLUTION WHEREBY THE CITY OF MARION AGREES TO PROVIDE FIRE PROTECTION, ZONING, POLICE PROTECTION, STREET MAINTENANCE AND ALL OTHER ORDINARY CITY SERVICES PROVIDED WITHIN THE BOUNDARIES OF THE CITY OF MARION, TO THE TERRITORY PROPOSED FOR ANNEXATION TO THE CITY, LOCATED NORTH OF THE CITY OF MARION, CONTAINING .661 ACRES, MORE OR LESS, AND DECLARING AN EMERGENCY

WHEREAS, the City of Marion requires that any property owner seeking sanitary sewer service to the City of Marion, that is located adjacent to but outside the boundaries of the municipal corporation, to petition for annexation of the real property desired to be served by the City of Marion, if the real estate is contiguous to the City of Marion and if it meets the statutory requirements for annexation under Chapter 709 of the Revised Code; and

WHEREAS, on April 28, 2022, Kevin R. Hall, as the agent for Petitioners, Ibrahim Aldamen & 1303 N. Main Street, Inc., filed the application to annex the real property described and depicted on the attached Exhibit A into the City of Marion, Ohio; and

WHEREAS, the territory proposed for annexation is adjacent and contiguous with the City of Marion, Ohio; and

WHEREAS, a notice of filing of petition for annexation was provided to the Clerk of Marion City Council on April 28, 2022, as required pursuant to Ohio Revised Code Section 709.023(B); and

WHEREAS, the provisions of Ohio Revised Code Section 709.023(C) require that the legislative authority of the municipal corporation to which annexation is proposed adopt an ordinance or resolution stating what services the municipal corporation will provide, and an approximate date by which it will provide them, to the territory proposed for annexation, upon annexation; and

BE IT RESOLVED by the Council of the City of Marion, Marion County, Ohio:

<u>Section 1.</u> That upon annexation, the City of Marion will provide fire protection, zoning, police protection, street maintenance, emergency services, engineering services, sewer, sanitation, and all other ordinary and necessary city services provided within the boundaries of the City of Marion, and such services will be appropriate and sufficient to the above-described territory proposed for annexation. The aforementioned services will be provided on the day the annexation takes effect by law.

Section 2. That the City of Marion hereby consents to the proposed annexation filed by Kevin R. Hall for the above-described territory proposed for annexation and further described and depicted on the attached Exhibit A and Exhibit B.

<u>Section 3.</u> That this resolution is hereby to be an emergency measure necessary for the welfare of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of the City; and for the further reason that the Ohio Revised Code mandates that the City of Marion shall act within the allotted twenty (20) day time limit; and as such shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

Approved:

R2015-01

Todd Schneider, President of Council

Mayor Scott Schertzer

Attest:

Tarina Rose, Clerk of Council

Council Vote: Ayes _____ -- Nays _____

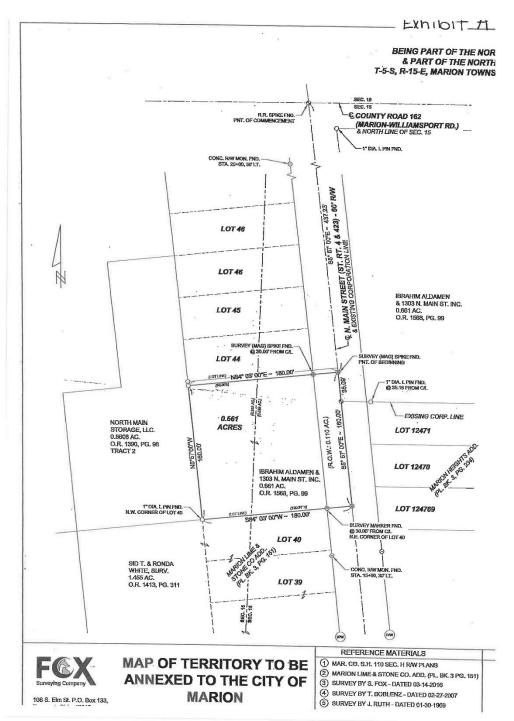


EXHIBIT A

EXHIBIT B

