

**Ordinance No. 13-19**

**AN ORDINANCE ACCEPTING THE ANNEXATION PETITION FILED WITH THE BOARD OF COUNTY COMMISSIONERS OF MADISON COUNTY, OHIO BY PHILIP AND RUTH ANN GINGERICH ("PETITIONERS") FOR ANNEXATION TO THE VILLAGE OF PLAIN CITY, OHIO OF CERTAIN TERRITORY, AS PROVIDED BY OHIO REVISED CODE SECTION 709.022, *et seq.***

**WHEREAS**, Philip and Ruth Ann Gingerich, through their designated agents, filed with the Board of County Commissioners of Madison County, Ohio, a petition to annex to the Village of Plain City, Ohio, 9.539+/- acres of land, more or less, in Darby Township, Ohio; and

**WHEREAS**, the Board of County Commissioners of Madison County, Ohio, adopted a resolution on July 30, 2019, granting the petition for annexation; and

**WHEREAS**, the Clerk of the Board of County Commissioners of Madison County, Ohio, delivered a certified copy of the record of annexation proceedings to the fiscal officer of the Village of Plain City on August 15, 2019, in accordance with Ohio Revised Code Section 709.022 (C); and

**WHEREAS**, sixty days have expired since the delivery of the certified copy of the annexation proceedings to the fiscal officer of the Village of Plain City; and

**WHEREAS**, Ohio Revised Code Section 709.04 provides that the legislative authority of the Village shall adopt an ordinance or resolution accepting the petition for annexation; and

**WHEREAS**, it is the intent of the Village Council to respond accordingly.

**NOW THEREFORE BE IT ORDAINED** by the Council of the Village of Plain City, Ohio, a majority of the members elected or appointed thereto concurring, as follows:

**Section 1.** The proposed annexation of 9.539+/- acres from Darby Township, Madison County, Ohio, to the Village of Plain City, Ohio, is hereby accepted.

**Section 2.** The Fiscal Officer is hereby authorized and directed to make 3 copies of this Ordinance, to each of which shall be attached a copy of the map accompanying the Petition for Annexation, a copy of the transcript of the proceedings of the Board of County Commissioners relating thereto and a certificate as to the correctness thereof. The Fiscal officer shall then deliver one copy to the County Auditor, one copy to the County Recorder, and one copy to the Secretary of State and shall file notice of this annexation with the Board of Elections of Madison County within 30 days after it becomes effective, and further the Fiscal officer shall do all other things with respect to the action taken by the Ordinance as may be required by law.

**Section 3.** It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of

Council, and that all 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 of the laws of the State of Ohio.

**Section 3.** This Ordinance shall take effect at the earliest time allowed by law.

Passed: November 25, 2019.

Attest: Renee Sonnett \_\_\_\_\_  
Village Fiscal Officer Mayor

First reading: October 28, 2019. Vote: \_\_\_ yea \_\_\_ nay \_\_\_ abstain

Second reading: November 13, 2019. Vote: \_\_\_ yea \_\_\_ nay \_\_\_ abstain

Third reading: November 25, 2019. Vote: 5 yea 1 nay 0 abstain

#### Certificate of Publication

The undersigned, being Village Fiscal Officer of the Village of Plain City, hereby certifies that the foregoing was published by posting for 15 days as required by law and in accordance with Section 123.01 of the Codified Ordinances. The posting was done from \_\_\_\_\_, 2019 to \_\_\_\_\_, 2019 at the Office of the Fiscal Officer located at 213 South Chillicothe Street; the Plain City Public Library located at 305 W. Main Street; the Security National Bank located at 105 W. Main Street; the Richwood Banking Co. located at 601 W. Main Street; all being in the Village of Plain City, Ohio and the Village of Plain City Website at [www.plain-city.com](http://www.plain-city.com).

Date: \_\_\_\_\_, 2019

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Village Fiscal Officer