

Ordinance No. 01-22

AN ORDINANCE ACCEPTING THE ANNEXATION PETITION WITH THE BOARD OF COUNTY COMMISSIONERS OF MADISON COUNTY, OHIO FOR ANNEXATION TO THE VILLAGE OF PLAIN CITY, OHIO OF CERTAIN TERRITORY, AS PROVIDED BY OHIO REVISED CODE SECTION 709.022, *et seq.*

WHEREAS, Norman A. Beachy and Lois F. Beachy filed with the Board of County Commissioners of Madison County, Ohio, a petition to annex to the Village of Plain City, Ohio, 79.644+/- 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 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 finance director of the Village of Plain City, 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 79.644+/- acres from Darby Township, Madison County, Ohio, to the Village of Plain City, Ohio, is hereby accepted.
- Section 2.** The Finance Director 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 Finance Director 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 Finance Director 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: January 24, 2022.

Attest: Haley Lypton
Village Clerk
Mayor Jody Carney

First reading: January 10, 2022. Vote: yea nay abstain

Second reading: January 24, 2022. Vote: 6 yea 0 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 1/31, 2022 to 2/14, 2022 at the Office of the Finance Director located at 800 Village Boulevard; being in the Village of Plain City, Ohio and the Village of Plain City Website at www.plain-city.com.

Date: January 31, 2022

Haley Lypton
Village Clerk