

REQUESTED BY:
SFERRA - BROWN

LAW DEPARTMENT
DRAFT NO. 3674

TITLE

A RESOLUTION FOR THE PURPOSE OF STATING THE MUNICIPAL SERVICES THAT ARE AVAILABLE AND WILL BE PROVIDED BY THE CITY OF WARREN, OHIO UPON ANNEXATION TO THE CITY OF WARREN OF CERTAIN TERRITORY CURRENTLY LOCATED IN HOWLAND TOWNSHIP AND CONSISTING OF APPROXIMATELY 5.2583 ACRES OF LAND CONTIGUOUS TO THE CITY; AND DECLARING AN EMERGENCY.

RESOLUTION NO. 4/6/14/17

WHEREAS, a petition for the annexation of approximately 5.2583 acres of land, more or less, from Howland Township, Ohio to the City of Warren, Ohio has been presented to the Board of County Commissioners of Trumbull County, Ohio; and

WHEREAS, this Council previously passed this Resolution, but the Petitioner was required to refile his petition and Section 709.031 (B) of the Ohio Revised Code requires that the City's Resolution be passed within Twenty (20) days after the filing of the petition; and

WHEREAS, this Council deems it necessary to re-enact said Resolution; and

WHEREAS, Section 709.031 (B) of the Ohio Revised Code requires that this Council, now, re-enact an Ordinance or Resolution adopting a statement indicating what services, if any, the City of Warren will provide to the aforementioned territory upon annexation; NOW THEREFORE

BE IT RESOLVED by the Council of the City of Warren, State of Ohio:

Section 1: That, hereafter in this Resolution, the language "the territory" shall mean the approximately 5.2583 acres of land, more or less, which is presently proposed to be annexed from Howland Township, Ohio to the City of Warren, Ohio and being the same territory described within the petition for annexation.

Section 2: That the following quoted language indicating what services the City of Warren will provide to the territory upon annexation be, and the same hereby is, adopted:

"Upon annexation, the City of Warren, Ohio will provide fire protection, police protection and garbage and refuse removal services to the territory. Upon annexation, water and sewer service will be made available to the territory from existing lines. Upon annexation, other customary and usual municipal services will be provided to the territory by the City of Warren."

Section 3: That, when this annexation is concluded and becomes subject to the City of Warren Zoning and the City of Warren zoning ordinance permits uses that the City of Warren determines are clearly incompatible with the uses permitted by Howland Township or Trumbull County zoning regulations in the adjacent land remaining within the Township from which the land was annexed, the City of Warren will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed land to provide a buffer separating the use of the annexed land and the adjacent lands remaining within the Township. For purposes of this Section, "buffer" includes open space, landscaping, fences, walls and other structured elements: streets and street right-of-way; bicycle and pedestrian paths and sidewalks.

Section 4: That the Clerk of this Council be, and hereby is, authorized and directed to immediately forward a certified copy of this Resolution to the Board of County Commissioners of Trumbull County, the Clerk of Howland Township and the agent for the petitioning property owner.

Section 5: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, welfare and safety and for the further reason that this Resolution be immediately delivered to the Board of County Commissioners of Trumbull County to be made part of its record. WHEREFORE, this Resolution shall go into immediate effect.

Passed in Council this 30th day of MAY, 2017.

SIGNED: *James Cushman*
PRESIDENT OF COUNCIL

ATTEST: *Brenda Smith*
CLERK

FILED WITH THE MAYOR: 5-10-17

DATE APPROVED: 5-10-17

William D. Foster
MAYOR, CITY OF WARREN, OHIO

RESOLUTION
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