

**CITY OF CHEVIOT
STATE OF OHIO**

ORDINANCE NO. 20-05

TO ACCEPT THE ANNEXATION OF 2.5 ACRES FROM GREEN TOWNSHIP, HAMILTON COUNTY, OHIO TO THE CITY OF CHEVIOT.

WHEREAS, on October 1, 2019, by Ordinance 19-28, and on October 7, 2019 by Resolution 19-1007-A, the City of Cheviot and Green Township, respectively, authorized and entered into an Annexation Agreement relating to the annexation of a territory from Green Township, Hamilton County, Ohio to the City of Cheviot; and

WHEREAS, on October 11, 2019, a petition for the annexation of an approximately 2.5 acre territory in Green Township with the consent of all parties was filed by Richard Spoor, Agent for the Petitioners, with the Board of County Commissioners of Hamilton County, pursuant to Ohio Revised Code Section 709.022, *et seq.*, which is commonly referred to as "Expedited Type 1 annexation; and

WHEREAS, on December 19, 2019, the Board of County Commissioners of Hamilton County adopted a Resolution granting the petition for annexation of the property described more fully in Exhibit "A" and shown on the plat map in Exhibit "B," both of which are attached hereto and incorporated herein, to the City of Cheviot, Ohio; and

WHEREAS, on January 7, 2020, the certified copy of the record of the annexation proceedings, including the resolution of the Board of County Commissioners, the petition, map, and all other papers on file, and the transcript of the proceedings, was transmitted by the Clerk of the Board of County Commissioners to the City of Cheviot, and more than sixty (60) days have lapsed since the transmission, in accordance with the provisions of Revised Code Section 709.04; and

WHEREAS, the Council of the City of Cheviot has determined that the annexation of the real estate is in the best interest of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CHEVIOT, STATE OF OHIO, THAT:

Section 1. This Council hereby accepts the application of the Petitioners requesting the annexation to the City of Cheviot of an approximately 2.5 acre territory, which is more fully described in Exhibit "A" and shown on the plat map in Exhibit "B," both of which are attached hereto and incorporated herein.

Section 2. This Council hereby accepts the accurate plat map of the territory, attached hereto as Exhibit "B" and incorporated herein, the petition, and all other papers on file, and the transcript of the proceedings, which have been on file with the Auditor or the Clerk of the Council of the City of Cheviot for sixty (60) days prior to being presented to this Council as required by Ohio Revised Code Sections 709.22(C) and 709.04.

Section 3. The Clerk of Council is hereby authorized and directed to make the necessary copies of this Ordinance, including its attached legal description and plat map, along with 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 Clerk of Council shall then deliver one copy each

to the County Auditor, the County Recorder, the Secretary of State, and the Green Township Administrator, and she shall file notice of this annexation with the Board of Elections within 30 days after it becomes effective, and further the Clerk of Council shall do all other things with respect to the action taken by the Ordinance as may be required by law.

Section 4. This Ordinance shall be effective after the earliest period allowed by law.

Mark G. Waters
President of Council

Date passed

Samuel D. Keller
Mayor

Date approved

Attest:

Approved as to form:

Jenny M. Eilermann
Clerk of Council

Kimberlee Erdman Rohr
Law Director

CERTIFICATE OF PUBLICATION

I, Jenny M. Eilermann, Clerk of the Council of the City of Cheviot, Ohio, hereby certify that the foregoing ordinance, or a succinct summary, was published in the *Western Hills Press*, a newspaper of general circulation in the City of Cheviot, Ohio, in accordance with Section 731.21 of the Ohio Revised Code, on the following dates:

- 1) _____, 2020, and
- 2) _____, 2020.

Jenny M. Eilermann
Clerk of Council