

RECORD OF ORDINANCES

Ordinance No. _____, Passed _____,

ORDINANCE 15-22

An ordinance to accept the application for an Expedited Type II Annexation for certain property into the Village of Hebron, Ohio from Union Township, pursuant to the petition filed by Connie Klema, Agent for Petitioner.

Whereas, the Licking County Commissioners have on the 9th day of June, 2022 adopted Resolution #114-189 accepting the petition for an Expedited Type II Annexation from Union Township to the Village of Hebron, Ohio certain territory, adjacent and contiguous, containing 70.20 +/- acres, more or less, and so entered in Commissioners Journal No. 114, page 189; and

Whereas, the Licking County Commissioners discovered a scrivener's error in Resolution #114-225 and have on the 16th day of June, 2022 adopted Resolution #114-225 correcting and revising the acreage reference in Resolution #114-189 to 72.20 +/- acres, and so entered in Commissioners Journal No. 114, page 225; and

Whereas, by Ohio Revised Code 709.04 required the Village to accept or reject the petition after the expiration of sixty (60) days from the date of delivery to the Village of the certified copy of the entire record of the annexation proceedings; and

Whereas, that delivery was made on June 13, 2022.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF HEBRON, STATE OF OHIO, WITH A MAJORITY OF THE MEMBERS ELECTED THERETO CONCURRING THAT:

Section 1: That the petition for Expedited Type II Annexation for certain contiguous territory from Union Township to the Village of Hebron, as filed by Connie Klema, Agent for Petitioners, containing 72.20 +/- acres, more or less, as more clearly defined in the petition thereof, is hereby accepted.

Section 2: That this Ordinance will take effect and be in fore at the earliest time allowed by law.

Passed this 14th day of September 2022.

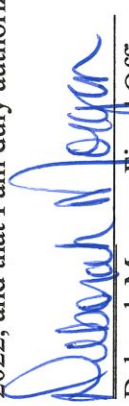

DEBORAH MORGAN, VILLAGE FISCAL OFFICER


JAMES LAYTON, MAYOR

APPROVED AS TO FORM: Wesley K. Untied, Village Solicitor

Certificate of Recording Officer

I, the undersigned, hereby certify that the foregoing is a true and correct copy of the Ordinance adopted by the Village of Hebron, Ohio held on the 14th day of September 2022, and that I am duly authorized to execute this certificate.


Deborah Morgan, Fiscal Officer

RESOLUTION

IN THE MATTER OF GRANTING EXPEDITED II ANNEXATION – UNION TOWNSHIP TO THE VILLAGE OF HEBRON – 70.20 +/- ACRES – KLEMA, AGENT– (FILE #3-2022)

Whereas: A petition and map for an Expedited II annexation was filed with the Board of Commissioners on May 19, 2022, Resolution Jr. #114-95; and,

Whereas: A hearing is not required on an Expedited Type II annexation and no objections have been filed by the municipal corporation and the township; and,

Whereas: The Council of the Village of Hebron, Ohio met on May 25, 2022 and approved Ordinance No. 09-22: Indicating what Services were being Provided, Ordinance 10-22: Consenting to the Annexation, and Ordinance 11-22: Zoning Buffer; and,

Whereas: The Board of Commissioners are required to adopt a resolution to approve the annexation at their next regular meeting per the requirements 709.023 of the ORC; and,

Whereas: All parties have been informed there is no appeal process in this type of annexation, but if there is an objection, they can seek a writ of mandamus to compel the Board to perform its duties under this special procedure (ORC 709.023(G)); NOW, THEREFORE,

BE IT RESOLVED by the Board of County Commissioners, County of Licking, State of Ohio:

That we do hereby GRANT the Expedited II annexation (File #3-2022) as petitioned by Connie Klema, PO Box 991, Pataskala, Ohio 43062, Agent as required by Section 709 of the Ohio Revised Code, to annex certain territory, adjacent and contiguous, containing 70.20+/- acres, more or less, in Union Township to the Village of Hebron have been fulfilled as follows:

1. The petition meets the statutory and technical requirements of the statutes, including waiver of right to appeal.
2. The petition is substantially compliant with 709.015.
3. The persons who signed the petition are owners of the property proposed to be annexed.
4. The petition contains the signatures of all the property owners in the area proposed to be annexed.
5. The area proposed to be annexed does not exceed 500 acres.
6. The territory proposed to be annexed shares a common boundary with the municipality for a continuous length of at least 5% of the perimeter of the territory proposed to be annexed.
7. The annexation will not create an unincorporated area of the township(s) that is completely surrounded by the area proposed to be annexed.
8. The municipality has agreed to provide the area proposed to be annexed the services specified in the municipal services statement.
9. A highway will not be divided or segmented so as to create a road maintenance problem, therefore a Highway Responsibility Ordinance is not required.
10. No annexation agreement or CEDA agreement was entered into, thus the territory to be annexed is NOT to be excluded from the township and is to remain a part of the township's tax base. (ORC 709.023 & 503.7)

BE IT FURTHER RESOLVED that the Clerk/Administrator of this Board be directed to file a transcript of these proceedings and a copy of the entire record with the Clerk of the municipality.

CC: Michael L. Smith, Auditor
 Clerk, Village of Hebron
 FO, Union Township Trustees
 Mayor- Village of Hebron
 Brad Mercer, Planning Department
 Jared Kneer, County Engineer
 Carolyn Carnes, Pros. Attny.
 E-911

Sheriff Randy Thorp
 Board of Health
 Board of Elections
 Board of Education
 Bill Hayes, Pros. Attny.
 LC Water Department
 Connie Klema, Agent for Petitioner
 Village of Hebron Water Dept.
 FILE

Motion by BUBB seconded by FLOWERS

that the resolution be adopted was carried by the following vote:

YEAS: *W. E. Bubb* * *Shirley Bell* * *Connie Klema* * *Bill Hayes* * *Brad Mercer* * *Jared Kneer* * *Carolyn Carnes* * *Michael L. Smith* * *FO* * *Mayor* * *Board of Education* * *Board of Health* * *Sheriff Randy Thorp* * *LC Water Department* * *Bill Hayes* * *Connie Klema* * *Agent for Petitioner* * *Village of Hebron Water Dept.* * *FILE*

NAYS:

Rick Black
 Timothy E. Bubb
 Duane H. Flowers

Adopted: June 9, 2022

Beverly Adzic

Beverly Adzic, Clerk/Administrator

Beverly Adzic
 Beverly Adzic, Clerk
 Licking County Commissioners

I, Beverly Adzic, duly qualified clerk of Licking County Commissioners, do hereby certify that the foregoing document is a true and exact copy.

RESOLUTION

IN THE MATTER OF CORRECTING SCRIVENER'S ERRORS IN
RESOLUTION NUMBER 114-189

The Board of Licking County Commissioners met in regular session on June 16, 2022 at the Licking County Administration Building, 20 South Second Street, Newark, Ohio 43055, in order to consider the adoption of a resolution correcting scrivener's errors in Resolution Number 114-189, with the following members being present:

BLACK Bubb **BUBB** **FLOWERS**

Commissioner Bubb moved for the adoption of the following resolution:

RESOLUTION

WHEREAS, the Board of Licking County Commissioners passed Resolution Number 114-189 on June 9, 2022 to Grant an Expedited II Annexation, File 3-2022 – Union Township to the Village of Hebron pursuant to Ohio Revised Code 709.023; and,

WHEREAS, subsequent to the passage of Resolution Number 114-189, it was discovered that, due to inadvertent scrivener's errors, the Resolution contains reference to granting 70.20+/- Acres from Union Township to the Village of Hebron; and,

WHEREAS, the Resolution was inadvertently transposed in Resolution Number 114-189. The amount of acres being annexed from Union Township to the Village of Hebron is 72.20 +/- acres; and,

WHEREAS, the Board of Licking County Commissioners wish to correct the scrivener's error.

NOW, THEREFORE, BE IT RESOLVED by the Board of Licking County Commissioners that the acreage reference in Resolution Number 114-189 is hereby corrected and revised to provide reference to 72.20 +/- acres.

BE IT FURTHER RESOLVED by the Board of Licking County Commissioners that this correction of inadvertent scrivener's errors, which does not change either the substance or the provisions of Resolution Number 114-189, is deemed to be effective as of June 9, 2022.

BE IT FURTHER RESOLVED by the Board of Licking County Commissioners that, except as corrected/revised herein, all other provisions and terms of Resolution Number 114-189 shall remain in full force and effect.

BE IT FURTHER RESOLVED by the Board of Licking County Commissioners that the Clerk/Administrator of the Board of Licking County Commissioners be, and hereby is, directed to certify copies of this Resolution to the following:

- | | | |
|-------------------------------|------------------------------------|--------------------------|
| Michael L. Smith, Auditor | Sheriff Randy Thorp | Clerk, Village of Hebron |
| Board of Health | FO, Union Twp. Trustees | Board of Elections |
| Village of Hebron Mayor | Board of Education | LC Water Dept. |
| Brad Mercer, Planning Dept. | Jared Knerr, Engineer | Bill Hayes, Pros. Attny. |
| Carolyn Carnes, Pros. Attny. | Connie Klema, Agent for Petitioner | E-911 |
| Village of Hebron Water Dept. | FILE | |

Commissioner Flowers seconded the Motion; and, the roll being called on the question of its adoption, the vote resulted as follows:

YEA: *[Signature]*
NAY: *[Signature]*

ABSTAIN: _____

Dated this 16th day of June 2022.

Rick Black
Timothy E. Bubb
Duane H. Flowers

[Signature]
Beverly Adzic
Clerk/Administrator
Board of Licking County Commissioners

CLERK'S CERTIFICATION

I hereby certify that the foregoing is a true and accurate copy of a Resolution adopted by the Board of County Commissioners in regular session on the 16th day of June 2022.

Dated this 16th day of June 2022.

[Signature]
Beverly Adzic
Clerk/Administrator
Board of Licking County Commissioners