

VILLAGE OF WELLINGTON

ORDINANCE NO. 2004 - 44

AN ORDINANCE
INDICATING WHAT SERVICES THE VILLAGE OF WELLINGTON WILL PROVIDE
UPON THE ANNEXATION INTO THE VILLAGE OF WELLINGTON OF
CERTAIN LANDS OWNED BY THOMAS & ELIZABETH MURPHY
AND DECLARING AN EMERGENCY

Whereas, Thomas and Elizabeth Murphy have petitioned the Board of Commissioners of Lorain County, Ohio to annex to the Village of Wellington certain territory containing .8072 acres of land, as is more fully described in Exhibit "A," attached hereto and incorporated herein as if fully rewritten, hereinafter referred to as the "Territory"; and

Whereas, the Village of Wellington is desirous of having the Territory annexed to the Village of Wellington; and

Whereas, pursuant to the Revised Code, the Board of Commissioners have set a public hearing for October 14, 2004, for the consideration of this proposed annexation; and

Whereas, the Revised Code requires that this Council file a statement with the Board of County Commissioners no later than 20 days prior to that public hearing a statement of what services the Village of Wellington would be willing to provide to the Territory upon its annexation to the Village; Now, Therefore,

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WELLINGTON, LORAIN COUNTY, OHIO:

Section 1. That the Village of Wellington will provide or make available to the Territory, within thirty days after its annexation to the Village of Wellington, the same services that the Village regularly and customarily provides to the real property located within the Village of Wellington, and at the same rates, fees, and conditions, as established by this Council for such services, which services shall include, but not be limited to, police, water, sewers, sanitation, and garbage collection.

Section 2. That the Clerk shall provide a certified copy of this Resolution to the Board of Commissioners of Lorain County, Ohio, no later than September 23, 2004.

Section 3. The Council finds and determines that all formal actions relating to the adoption of this Ordinance have been taken at open meetings of this Council; that the deliberations of this Council and its Committees, resulting in such formal action, took place in meetings open to the public in compliance with all statutory requirements, including the requirements of Section 121.22 of the Ohio Revised Code.

Section 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, or safety, and for the welfare of the citizens of the Village, and for the further reason that it is necessary that this measure become effective immediately in order to satisfy the statutory deadline for responding to the Board of County Commissioners, and that, provided it receives the majority vote of two-thirds or more of those elected to Council, this Ordinance shall therefore take effect and be in force immediately from and after its passage and approval by the Mayor, and otherwise it shall take effect at the earliest period allowed by law.

PASSED: October 4, 2004

ATTEST: Dawn Webb
Clerk-Treasurer

Barbara O. Riefe
Mayor

Approved as to form:

Solicitor

RECEIVED
LORAIN COUNTY
COMMISSIONERS
2004 OCT 14 A 10:18
THERESA L. RYAN
CLERK