



## Legislation Details (With Text)

<b>File #:</b>	RES-0003-2019	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Resolution	<b>Status:</b>		Passed	
<b>File created:</b>	2/14/2019	<b>In control:</b>		City Council	
<b>On agenda:</b>	2/18/2019	<b>Final action:</b>		2/18/2019	
<b>Title:</b>	TO ADOPT A STATEMENT INDICATING THE SERVICES THE CITY OF GAHANNA, OHIO, WILL PROVIDE AND ARE AVAILABLE UPON ANNEXATION TO THE 2.889 +/- ACRE PROPERTY IN JEFFERSON TOWNSHIP, LOCATED AT 4242/4246 EAST JOHNSTOWN ROAD IN FRANKLIN COUNTY, PID# 170-000426, PROPOSED TO BE ANNEXED TO THE CITY OF GAHANNA; MARTY ACKERMANN, PROPERTY OWNER; AND CITY BUFFER REQUIREMENTS AS PROVIDED IN OHIO REVISED CODE 709.023.				

### Sponsors:

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### Code sections:

**Attachments:** 1. RES-0003-2019 Signed, 2. Ackermann Annexation

Date	Ver.	Action By	Action	Result
2/18/2019	1	City Council	Adopted	Pass

TO ADOPT A STATEMENT INDICATING THE SERVICES THE CITY OF GAHANNA, OHIO, WILL PROVIDE AND ARE AVAILABLE UPON ANNEXATION TO THE 2.889 +/- ACRE PROPERTY IN JEFFERSON TOWNSHIP, LOCATED AT 4242/4246 EAST JOHNSTOWN ROAD IN FRANKLIN COUNTY, PID# 170-000426, PROPOSED TO BE ANNEXED TO THE CITY OF GAHANNA; MARTY ACKERMANN, PROPERTY OWNER; AND CITY BUFFER REQUIREMENTS AS PROVIDED IN OHIO REVISED CODE 709.023.

WHEREAS, a Petition has been filed with the Board of County Commissioners of Franklin County, Ohio, for the annexation of approximately 2.889 +/- acres from Jefferson Township to the City of Gahanna; and

WHEREAS, Ohio Revised Code Section 709.023(C) requires that a municipal corporation shall, by ordinance or resolution, adopt a statement indicating what services, if any, the municipal corporation will provide to the territory upon annexation, which legislation must be adopted and filed with the County Commissioners within twenty (20) days after the petition is filed; and

WHEREAS, Ohio Revised Code Section 709.023(C) also requires that a municipal corporation shall, by ordinance or resolution, require buffers separating any new uses that clearly are incompatible with the uses permitted under current township zoning regulations in the adjacent land remaining in the unincorporated township.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GAHANNA, COUNTY OF FRANKLIN, STATE OF OHIO:

Section 1. That immediately upon the effective date of annexation of 2.889 +/- acres, located at 4242/4246 East Johnstown Road, PID# 170-000426, to the City of Gahanna, the City of Gahanna will provide to the entire annexed territory, the following services:

Police: The Division of Police is able to provide full police services for this residence/location with our current staffing levels and operational capacity.

Engineering: According to the Gahanna Thoroughfare Plan, East Johnstown Road is identified to require 40 feet of right-of-way from centerline. The current right-of-way from centerline for this property is approximately 28 feet, therefore the dedication of approximately 12 feet of right-of-way shall be designated as a condition of accepting the proposed annexation.

Public Service:

- 1) Water service is available from an existing 12-inch waterline on East Johnstown Road across the frontage of the property.
- 2) Sanitary sewer service is available from an existing 8-inch sanitary sewer approximately 250 feet west of the proposed annexation.
- 3) Upon being annexed to the City of Gahanna, the proposed annexation shall receive roadway maintenance and service and sanitation services as provided in Chapter 941 (Garbage and Refuse Collection) of the Codified Ordinances.

Fire: Jefferson Township is, and will continue to be, the authority having jurisdiction for fire and emergency medical services. Services can be provided by the City of Gahanna to the annexation territory on the same terms and conditions as they are provided to properties currently located within the City of Gahanna and as established by City Ordinances.

Section 2. That the 2.889 +/- acre annexation territory is subject to Jefferson Township zoning regulations. If the territory is annexed and becomes subject to Gahanna zoning and the city zoning permits uses in the annexed territory that the city determines are clearly incompatible with the uses permitted under applicable township zoning regulations in effect at the time of the filing of the petition on the land adjacent to the annexation territory remaining within Jefferson Township, then Gahanna City Council will require the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Jefferson Township. The landscape "buffer" may include open space, landscaping, fences, walls, and other structured elements, streets and street rights-of-way, or bicycle and pedestrian paths and sidewalks.

Section 3. That the Clerk of Council is hereby authorized and directed to deliver a copy of this legislation to the office of the Board of Commissioners of Franklin County, Ohio, within twenty (20) days of the date of the filing of the petition.

Section 4. That this Resolution shall be in full force and effect at the earliest period allowed by law.