



## Legislation Details (With Text)

**File #:** RES-0010-2019      **Version:** 1      **Name:**  
**Type:** Resolution      **Status:** Passed  
**File created:** 9/3/2019      **In control:** Committee of the Whole  
**On agenda:** 9/9/2019      **Final action:** 9/16/2019  
**Title:** RESOLUTION CONCERNING SERVICES TO PROPERTY PROPOSED FOR ANNEXATION: 0.7 +/- ACRES IN JEFFERSON TOWNSHIP (4478 E. Johnstown Road; John B. & Machiko Shafer, PID#170-001140) TO THE CITY OF GAHANNA, AND CITY BUFFER REQUIREMENTS AS PROVIDED IN OHIO REVISED CODE 709.023.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 20190830162257594.pdf, 2. 2019-09-03 4478 E Johnstown Rd letter - authority having jurisdiction.pdf, 3. Annexation of 4478 East Johnstown Road Memo.pdf, 4. RES-0010-2019 Signed

Date	Ver.	Action By	Action	Result
9/16/2019	1	City Council	Adopted	Pass
9/9/2019	1	Committee of the Whole	Recommended for Adoption, Consent	

RESOLUTION CONCERNING SERVICES TO PROPERTY PROPOSED FOR ANNEXATION: 0.7 +/- ACRES IN JEFFERSON TOWNSHIP (4478 E. Johnstown Road; John B. & Machiko Shafer, PID#170-001140) TO THE CITY OF GAHANNA, 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 0.7 +/- 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 0.7 +/- acres, located at 4478 East Johnstown Road, PID# 170-001140, 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 or this residence/location with our current staffing levels and operational capacity.

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 10-inch sanitary sewer main located across the street from the property on the northwest side of East Johnstown Road.
- 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.
- 4) 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 0.7 +/- 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.