

RESOLUTION NO. 38-96

A RESOLUTION ADOPTING A STATEMENT TO INDICATE THE SERVICES WHICH, UPON ANNEXATION, WILL BE PROVIDED BY THE CITY OF NAPOLEON, OHIO TO CERTAIN TERRITORY CONTAINING 0.11 ACRES OF LAND, MORE OR LESS, LOCATED IN THE WEST PART OF THE NORTHWEST QUARTER (1/4) OF THE NORTHWEST QUARTER (1/4) OF SECTION TWELVE (12), TOWN FIVE (5) NORTH, RANGE SIX (6) EAST, NAPOLEON TOWNSHIP, HENRY COUNTY, OHIO PROPOSED FOR ANNEXATION TO THE CITY; AND DECLARING AN EMERGENCY

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:

**Section 1.** That, pursuant to Section 709.031(B) of the Ohio Revised Code, the following statement is adopted:

Upon annexation, the following described real property proposed for annexation to the City of Napoleon, Ohio by David Meekison, Attorney at Law, Agent for Petitioner, Miriam Smith, will be provided all services of the City of Napoleon, Ohio regularly provided to all residents of the City of Napoleon, Ohio including, but not limited to fire protection and police protection, and sanitary sewer, water, electric, refuse.

Situated in the Township of Napoleon, County of Henry and State of Ohio, and described as follows:

Easterly fifty (50) feet of the following described parcel of land.

Beginning at a point on the West line of said Section Twelve (12) -- said point being one hundred (100) feet North from the Southwest corner of the Northwest Quarter (1/4) of the Northwest Quarter (1/4) of said Section Twelve (12) -- thence North eighty-nine (89) degrees and forty (40) minutes East a distance of thirty-five (35) feet to an iron pin, thence continuing North eighty-nine (89) degrees and forty (40) minutes East a distance of one hundred sixty-five (165) feet to an iron pin, thence North zero (0) degrees and zero (0) minutes East a distance of one hundred (100) feet to an iron pin, thence South eighty-nine (89) degrees and forty (40) minutes West a distance of one hundred sixty-five (165) feet to an iron pin, thence continuing South eighty-nine (89) degrees and forty (40) minutes West a distance of thirty-five (35) feet to the West line of said Section Twelve (12), thence South zero (0) degrees and zero (0) minutes West along the West line of said Section Twelve (12) a distance of one hundred (100) feet to the place of beginning containing four hundred thirteen thousandths (0.413) acres of land but subject to all legal highways.

**Section 2.** That it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the City's Revised Code of General Ordinances.

**Section 3.** That if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail.

**Section 4.** That this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time for the public hearing before the Henry County Board of Commissioners on the proposed annexation is scheduled to be held April 22, 1996 at 10:00 a.m. and it is necessary that this Resolution be effective prior to such hearing. Therefore, this Resolution shall be in full force and effect immediately after its passage.

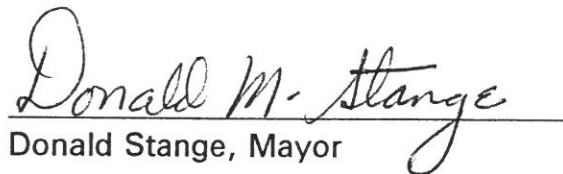
Passed:

04-15-96

  
Michael DeWit, Council President

Approved:

04-15-96

  
Donald Stange, Mayor

VOTE ON PASSAGE 7 Yea 0 Nay

Attest:

  
Gregory J. Heath, Clerk/Finance Director

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