

## **ORDINANCE NO. 99-4 AC CMS**

**AN ORDINANCE INDICATING WHAT SERVICES THE CITY OF OBERLIN  
WILL PROVIDE TO CERTAIN REAL PROPERTY PROPOSED TO BE ANNEXED  
TO THE CITY OF OBERLIN PURSUANT TO SECTION 709.031  
OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY**

WHEREAS, on November 19, 1998, a petition was filed with the Board of Commissioners of Lorain County, Ohio, to annex approximately 2.35 acres of property located in New Russia Township to the City of Oberlin; and

WHEREAS, said Petition for Annexation is presently pending before the Board of Commissioners of Lorain County, Ohio; and

WHEREAS, Section 709.031 of the Ohio Revised Code requires that the City of Oberlin adopt a statement indicating what services, if any, the City will provide to the territory proposed for annexation, upon annexation.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That the City of Oberlin, Ohio, will provide to the real property set forth in Exhibit A attached hereto, upon completion of annexation proceedings and acceptance by the City, all municipal services presently being provided to the residents of the City of Oberlin, Ohio, such including, but not limited to, electric, water, sewer and garbage service, subject, however, to all municipal ordinances and regulations applicable thereto, and further subject to any restrictions due to plant or line capacity or extension cost, as reflected in Exhibit B attached hereto.

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

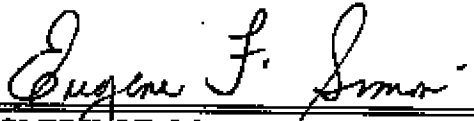
SECTION 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the citizens of the City of Oberlin, Ohio, to wit:

"to ensure the adoption of the statement required by Section 709.031 of the Ohio Revised Code prior to the annexation hearing to be held before the Board of Lorain County Commissioners"

and shall take effect immediately upon passage.

PASSED: 1<sup>st</sup> Reading - January 19, 1999 (E)  
2<sup>nd</sup> Reading -  
3<sup>rd</sup> Reading -

ATTEST:

  
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CLERK OF COUNCIL

  
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CHAIR OF COUNCIL

POSTED: January 20, 1999

EFFECTIVE DATE: January 20, 1999