

ORDINANCE 2021-07

**AN ORDINANCE ACCEPTING THE PETITION FOR THE
ANNEXATION OF 0.2619 ACRES, MORE OR LESS, IN
NEWTON TOWNSHIP, TRUMBULL COUNTY, OHIO TO THE
CITY OF NEWTON FALLS, OHIO.**

WHEREAS, on December 2, 2020 by Resolution No. 20-12-04 and on December 7, 2020 by Ordinance No. 37-2020, Newton Township and the City of Newton Falls, Ohio, respectively, authorized and entered an Annexation Agreement relating to the annexation of a 0.2619 acre territory from Newton Township to the City of Newton Falls; and

WHEREAS, thereafter, on March 10, 2021, a petition for the annexation of a 0.2619 acre territory in Newton Township with the consent of all parties, was duly filed by Lyle A. Waddell, agent for the petitioners, utilizing the special annexation procedure of Ohio Revised Code Section 709.022, *et seq.* commonly referred to as an “Expedited Type-1” annexation; and

WHEREAS, on March 24, 2021, the Board of County Commissioners of Trumbull County, Ohio reviewed and, by Commissioners’ Resolution, approved the annexation of the territory described in Exhibit A and shown on the map or plat in Exhibit B attached hereto to the City of Newton Falls, Ohio; and

WHEREAS, the Clerk of the Board of County Commissioners of Trumbull County certified the record of the proceedings in connection with the annexation including Commissioners’ Resolution granting the annexation along with the petition and the accompanying map or plat required in connection therewith to the Clerk of Council on April 26, 2021; and

WHEREAS, more than sixty (60) days from the date of delivery of the record of the annexation proceedings to the City has elapsed in accordance with provisions of Section 709.04 of the Ohio Revised Code and the City clerk has now laid the resolution of the Trumbull County Commissioners granting the annexation and the annexation papers before Council at its next regular session.

COUNCIL OF THE CITY OF NEWTON FALLS, STATE OF OHIO, HEREBY ORDAINS:

SECTION I: That the petition for the annexation of 0.2619 acres from Newton Township to the City of Newton Falls with the consent of all parties, including 100% of the owners of real estate in the territory sought to be annexed, Newton Township and the City of Newton Falls, utilizing the special annexation procedure of Ohio Revised Code Section 709.022, *et seq.* (Expedited “Type-1” Annexation) of the territory described in Exhibit A and shown on the map or plat attached as Exhibit B to the City of Newton Falls, Ohio that was approved by the Board of County Commissioners of Trumbull County by Resolution on March 24, 2021, be and the same is hereby accepted.

SECTION II: That the Clerk of Council be and is hereby authorized and directed to make four (4) copies of this Ordinance including its attached legal description and map along with a copy of the resolution and transcript of the proceedings of the Board of County Commissioners of Trumbull County relating thereto and a certificate as to the correctness thereof. The Clerk of Council shall then promptly deliver one copy to the Trumbull County Auditor, one copy to the Trumbull County Recorder along with any recording fee required, one copy to the Ohio Secretary of the State with the appropriate filing fee, and one copy with the Trumbull County Board of Elections within thirty (30) days after this Ordinance becomes effective and do all other things required by law.

SECTION III: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____, 2021.

Mayor Kenneth A. Kline

ATTEST: _____
Clerk of Council