

RESOLUTION NO. 01-2016

A RESOLUTION APPROVING THE REZONING OF THE PROPOSED ANNEXATION OF ±7.075 ACRES FROM SCIOTO TOWNSHIP TO THE VILLAGE OF COMMERCIAL POINT AS A R-1 SINGLE FAMILY DISTRICT (R-1)

WHEREAS, SI Ohio Properties, LLC and Westport Homes, Inc. (the "Petitioner") filed a petition for the annexation of 51.0+/- acres (the "Petition") to the Village of Commercial Point with Pickaway County Board of County Commissioners (the "County Commissioners") on September 14, 2015. Included in the 51.0+/- acres is the 7.075+/- acres owned by SI Ohio Properties, LLC;

WHEREAS, the Village of Commercial Point on September 14, 2015 passed Resolution No. 18-2015 setting forth the services to be provided to the 51.0 ± acres;

WHEREAS, on October 13, 2015 a hearing was held by the County Commissioners at which time evidence was presented by the Petitioner in favor of the proposed annexation and the legal description of the territory to be annexed;

WHEREAS, the County Commissioners have approved the Petition for Annexation;

WHEREAS, pursuant to the requirements of Ohio Revised Code Section 709.033, the County Commissioners caused to be filed with the Clerk of the village of Commercial Point a certified transcript of the orders of the County Commissioners showing approval of same and all other papers, including an accurate map of the territory to be annexed;

WHEREAS, The Village Planning Commission held a meeting on November 2, 2015 and has recommended that Council of the Village of Commercial Point accept the requested zoning change;

WHEREAS, The Council of the Village of Commercial Point held a public hearing December 14, 2015 to hear comments on this proposed zoning request;

WHEREAS, the Council of the Village of Commercial Point has determined it to be in the best interest of the Village of Commercial Point, contingent of the final approval of the Petition for Annexation, that the zoning classification of the proposed Annexed Territory in the Village of Commercial Point be established;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF COMMERCIAL POINT, OHIO THAT:

SECTION I: The proposed Annexed Territory containing 7.075+/- acres, which is more particularly described as Parcel Number L2700010061701, is hereby designated as a (R-1 Single Family District ("R-1").

SECTION II: The approval of this zoning request is contingent upon the final approval of the Petition for Annexation.

SECTION III: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any other committees that result 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 VI: This Resolution shall take effect and be in force from and after the earliest date allowed by law.

Vote on Suspension of Readings:

Motion by: Mr. O'Neil 2nd Mr. Laxton

Roll Call:

Yes Mark Geiger
Yes David Sadler

Yes Ben Townsend
Yes Brad Laxton

Yes Scott O'Neil
 Nicole Evans

Vote on Passage of the Ordinance and declaring it an emergency:

Motion by: Mr. O'Neil 2nd Mr. Geiger

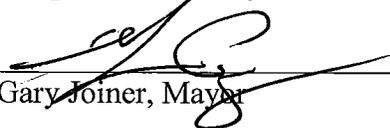
Roll Call:

Yes Mark Geiger
Yes David Sadler

Yes Ben Townsend
Yes Brad Laxton

Yes Scott O'Neil
 Nicole Evans

Adopted this 8th day of February 2016.

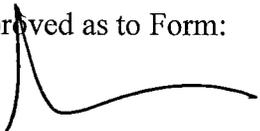


Gary Joiner, Mayor



Wendy Hastings, Fiscal Officer

Approved as to Form:



Michael D. Hess, Law Director