

STATEMENT OF SERVICES - VILLAGE OF CARROLLTON  
CHAEA ANNEXATION AREA  
**RESOLUTION NO. 2017-04**

A RESOLUTION APPROVING THE STATEMENT OF SERVICES TO BE PROVIDED TO THE PROPERTY OWNERS IN THE VILLAGE OF CARROLLTON CHAEA ANNEXATION AREA, THE APPROXIMATE DATE SERVICES WILL BE PROVIDED, PROCEDURE FOR INCOMPATIBLE ZONING USES UPON ITS BEING ANNEXED TO THE VILLAGE OF CARROLLTON, OHIO; AND DECLARING THE SAME TO BE AN EMERGENCY.

WHEREAS, interest has been expressed by the property owner(s) of real property commonly known as the Chaela Annexation Area to annex a portion of its land consisting of approximately 17.000 acres, to the Village of Carrollton; and

WHEREAS, the Village of Carrollton wishes to state the services which will be provided now or in the future to said annexation area by the village upon the accomplishment of such annexation; and

WHEREAS, the village of Carrollton, pursuant to Ohio Revised Code Section 709.023, wishes to state the approximate date such services will be provided and zoning uses; and

WHEREAS, the statement of services as hereinafter provided has been discussed and approved by the Village's Administration and Council; and

WHEREAS, it is the opinion of the Village's Administration and Council that such services would be provided at a higher level than presently are being provided; and

WHEREAS, the territory included in said annexation area is not unreasonably large; and

WHEREAS, the general good of said territory will be served upon annexation.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF CARROLLTON, STATE OF OHIO, THAT:

Section 1. The following services will be provided as required or needed to the property owner in the Chaela Annexation Area by the Village of Carrollton upon its annexation to the Village of Carrollton and approximately on the date it is officially placed on the map as part of the Village of Carrollton by the Carroll County Auditor:

- a. Street Maintenance. Emergency repairs, routine maintenance, snow and ice control, and street cleaning on all public streets and roads. Where any road is divided in the Annexation area, the Village of Carrollton agrees to be

responsible for repairs, routine maintenance, snow and Ice removal, and street cleaning on the entire roadway.

- b. Street Lighting. Street lights may be installed by petition of property owner at no cost of property owner.
- c. Water Installation Costs. Water main extensions may be installed by property owner and, subject to approval by the Village Administrator, the village shall provide free of charge all piping necessary to extend water mains to new residential, commercial or industrial development within the village. The property owner shall be responsible for preparation of plans and installation of the water main extension in compliance with village Water Department specifications and village Code requirements, including obtaining applicable permits and subject to village inspection and approval. Upon installation, the village shall be the owner of the water main and shall thereafter maintain the same, subject to the requirement that the property owner or developer shall maintain the water main for one year at his/her sole cost and expense. The property owner and/or developer shall execute such contracts as are required by the Water Department. This section shall not be interpreted to include the provision of materials of tap-ins to existing water mains, which are the property owner's responsibility and expense.
- d. Street Costs. Streets may be installed by property owner in compliance with regulations of the Village of Carrollton, Ohio. The property owner shall be responsible for the preparation of plans and installation of the streets in compliance with regulations of the Village of Carrollton, and village Code requirements, including obtaining applicable permits and subject to village inspection and approval. Upon installation, the village shall be the owner of the streets and shall thereafter maintain the same, subject to the requirement that property owner shall maintain the streets for one year at his/her sole cost and expense.

This statement of services shall not be construed as the Village of Carrollton agreeing to accept the private driveway or road currently existing or any private road built in the future on the property that does not meet the Village of Carrollton standards for public streets, and the Village does not hereby assume the maintenance of any said private driveway or road.

- e. Fire. Fire services to be provided by the Carrollton Fire Department.
- f. Compliance with Revised Code Section 709.023. If the territory is annexed and becomes subject to zoning by the Village of Carrollton and that zoning permits uses in the annexed territory that the Village of Carrollton determines are clearly incompatible with the uses permitted under Center Township's regulations in the adjacent land remaining in Center Township from which the territory was annexed, the Village of Carrollton will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent

land remaining within said township. For the purposes of this section, "buffer" includes open space, landscaping, fences, walls and other structure elements, streets and street rights of way, and bicycle and pedestrian paths and sidewalks.

Section 2. The Clerk-Treasurer is authorized to correct any typographical errors discovered herein during or after the pendency or passage of this resolution. The Clerk-Treasurer is further authorized, in conjunction with the Solicitor, to correct any ministerial or *de minimis* errors that do not substantially alter the intended results or numerical total sums of this resolution, during or after the pendency or passage of this resolution. Corrected copies are to be sent to all official recipients.

Section 3. This resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the citizens of the Village of Carrollton; the emergency being the necessity to immediately approve the Statement of Services to the annexation area which are required to be adopted and in effect prior to the consideration of this annexation by the Carroll County Commissioners. And provided it receives the affirmative vote of two-thirds of the elected and/or appointed members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period provided by law.

Passed: January 23,2017.

Attest:

Approved:

/s/Darla Tipton  
Darla Tipton, Clerk-Treasurer

/s/ William J. Stoneman  
Mayor, William J. Stoneman

This instrument prepared by  
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