

**VILLAGE OF SOUTH LEBANON, OHIO
ORDINANCE NO. 2016-10**

AN ORDINANCE RELEASING 1.85 ACRES OWNED BY TIM AND MARY KAY BOOKS, LOCATED AT 720 E. U.S. ROUTE 22 & 3, MORROW, OH, TO WARREN COUNTY FOR PROVIDING SANITARY SEWER SERVICES, AND DECLARING AN EMERGENCY

WHEREAS, the Village accepted the annexation of 23.045 acres (“annexed territory”) by Ordinance No. 2012-16 on July 19, 2012, and a part of the annexed territory included a certain 1.85 acres owned by Tim and Mary Kay Books, having a mailing address of 720 E. U.S. Route 22 & 3, Morrow, OH 45152, and identified as Parcel No. 17-36-401-011; and

WHEREAS, the annexed territory is located in the Sewer Improvement Area of the Warren County Sewer District and Warren County has an existing gravity flow system and sanitary sewer treatment plant in the vicinity of the annexed territory; and

WHEREAS, Warren County is the existing potable water provider for the annexed territory; and

WHEREAS, the Warren County Sanitary Engineer has provided the Village with a letter indicating that Warren County has the capacity to provide sanitary sewer services to the annexed parcel at such time as any development of the annexed parcel should extend a sanitary sewer line and connect to the existing system upon complying with the Warren County Water and Sewer Department’s Rules and Regulations; and

WHEREAS, Warren County has requested the Village to release the annexed parcel to Warren County in order for it to provide sanitary sewer services to the same; and

WHEREAS, immediate action is required to release this territory, and such action is necessary in order to preserve the public peace, health, safety or welfare of the Village.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of South Lebanon, Ohio, at least two-thirds of all members elected thereto concurring:

Section 1. That this Council does hereby release the annexed parcel consisting of 1.85 acres owned by Tim & Mary Kay Books, having a

mailing address of 720 E. U.S. Route 22 & 3, Morrow, OH 45152, and identified as Parcel No. 17-36-401-011, to Warren County for Warren County to be the sanitary sewer service provider to the annexed parcel.

Section 2. That the Council is acting in its administrative capacity in approving this Ordinance.

Section 3. That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.

Section 4. That it is found and determined that all formal actions of the Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of Council in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 5. That this Ordinance is hereby declared to be an emergency measure in accordance with Ohio Revised Code § 731.30 for the immediate preservation of the public peace, health, safety and general welfare; and this Ordinance shall be in full force and effective upon its passage.

Approved this 18th day of August, 2016.

Attest: Sharon Louallen James D. Smith
Sharon Louallen, Fiscal Officer/Clerk James D. Smith, Mayor

Rules Suspended: 8-18-16 (if applicable)	Effective Date –
Vote - <u>6</u> Yeas ___ Nays	
First Reading – / /2016	Effective Date – / /2016
Second Reading – / /2016	
Third Reading – / /2016	
Vote - ___ Yeas ___ Nays	

Prepared by and approved as to form:

PAUL R. REVELSON
VILLAGE SOLICITOR
SOUTH LEBANON, OHIO

By: _____

Date: 8/18/16

720 East State Route 22-3



Warren County Legend

- | | | | | |
|-------------|---------------------|-------------------|----------------------|-------------------|
| Interstate | County Boundary | Overpass Line | School Line | Township & Range |
| US Route | Auditors Tract Line | Parcel Line | Section Line | Tract Line |
| State Route | Civil Township Line | ROW Unknown Width | Subdivision Limit | VMS Line |
| Local Road | Corporate Line | Road ROW | Subdivision Lot Line | Vacated Road Line |

