

RESOLUTION NO. R2011-05

**AN EMERGENCY RESOLUTION CONSENTING TO THE
ANNEXATION OF CERTAIN PROPERTY
SITUATED ON SPRUCE STREET EXTENSION,
BEING 18.432 ACRES,
PURSUANT TO O.R.C. SECTION 709.023(D)**

WHEREAS, Adam R. Salisbury, as agent for the petitioners, is seeking an annexation of 18.432 acres situated on Spruce Street Extension to the City of Gallipolis pursuant to Ohio Revised Code Section 709.023(D); and

WHEREAS, the Commission of the City of Gallipolis consents to such an annexation; and

WHEREAS, Ohio statute requires that within 20 days following the date the petition is filed, the City Commission shall, by resolution or ordinance, adopt a statement as to what services, if any, the City will provide and an approximate date by which it will provide them to the territory proposed for annexation upon annexation; and

WHEREAS, the City Manager has recommended in writing the passage of this Resolution as an emergency measure as it is necessary for the immediate preservation of the public peace, health, safety and property and in order to provide for the usual operations of the municipal departments.

NOW THEREFORE, BE IT RESOLVED by the Commission of the City of Gallipolis, State of Ohio:

SECTION 1: That the City of Gallipolis, by and through its City Commission, hereby consents, pursuant to Ohio Revised Code Section 709.023(D), to the annexation of 18.432 acres to the City of Gallipolis, as depicted on the Gallia County Auditor's Data Sheet for Parcel 006-001-159-00 and 006-001-168-01 and 006-001-226-03 and 006-001-178-00, and as described in the Gallia County Recorder's Records Volume 343 Page 500 and Volume 336 Page 245, being the same property situated on Spruce Street Extension currently owned by James P. Baird, et al.

SECTION 2: The President and the Clerk of the City Commission of the City of Gallipolis are authorized to execute any and all documents necessary to notify the Gallia County Board of Commissioners of adoption of this Resolution and Consent to Annexation by filing with the said Board certified copies of this Resolution not later than 20 days after the Annexation Petition has been filed with said Board.

SECTION 3: This Resolution shall be in full force and effect immediately upon passage as an emergency measure.

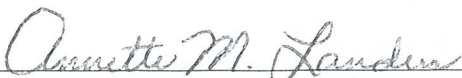
PASSED: February 1, 2011

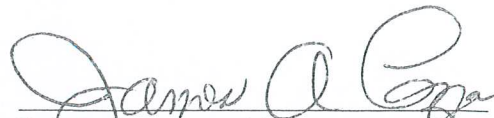
YEAS 5

NAYS 0

ABSTAIN 0

ATTEST:


Clerk of the City Commission
Annette M. Landers


President of the City Commission
James A. Cozza

The foregoing Resolution is hereby approved as to form.


Gallipolis City Solicitor
Adam R. Salisbury