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3  
4 CITY OF CUYAHOGA FALLS, OHIO

5  
6 ORDINANCE NO. 40 - 2013

7  
8 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER  
9 INTO AN AGREEMENT WITH BOSTON TOWNSHIP AND  
10 SUMMIT COUNTY FOR THE ANNEXATION OF 615 ACRES  
11 OF LAND, MORE OR LESS, FROM BOSTON TOWNSHIP  
12 TO THE CITY OF CUYAHOGA FALLS, AND DECLARING  
13 AN EMERGENCY.  
14

15 WHEREAS, Ohio Revised Code ("R.C.") Section 709.192 permits municipalities,  
16 townships and counties to enter into joint annexation agreements, and  
17

18 WHEREAS, annexation agreements negotiated under R.C. §709.192 are intended to  
19 supersede the substantive and procedural requirements associated with all other  
20 alternative forms of annexation provided in state law; and  
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22 WHEREAS, representatives of the City, Summit County and Boston Township have  
23 conducted good faith negotiations and have reached a tentative agreement on the terms  
24 and conditions for the annexation of 28 parcels of land in the vicinity of Wetmore Road,  
25 consisting of 615 acres, more or less, from Boston Township to the City of Cuyahoga  
26 Falls,  
27

28 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,  
29 County of Summit, and State of Ohio, that:  
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31 Section 1. The Mayor is hereby authorized to enter into an agreement with Boston  
32 Township and Summit County for the annexation 28 parcels of land in the vicinity of  
33 Wetmore Road, consisting of 615 acres, more or less, from Boston Township to the City  
34 of Cuyahoga Falls, the terms and conditions of which shall be substantially in  
35 conformance with the Annexation Agreement now on file with the Clerk of Council in  
36 Council File \_\_\_\_\_.  
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38 Section 2. Pursuant to Ohio Revised Code Section 709.192, the annexation of 615  
39 acres of land from Boston Township to the City of Cuyahoga Falls as provided by said  
40 agreement is hereby accepted and approved.  
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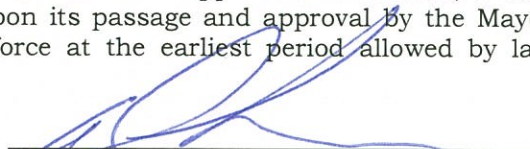
42 Section 3. Any ordinances or resolutions or portions of ordinances and resolutions  
43 inconsistent herewith are hereby repealed, but any ordinances and resolutions not  
44 inconsistent herewith and which have not previously been repealed are hereby ratified  
45 and confirmed.  
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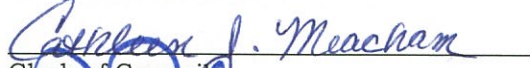
47 Section 4. It is found and determined that all formal actions of this Council  
48 concerning and relating to the passage of this ordinance were taken in an open meeting  
49 of this Council and that all deliberations of this Council and of any committees that  
50 resulted in those formal actions were in meetings open to the public, in compliance with  
51 all legal requirements including Section 121.22 of the Ohio Revised Code.  
52

53 Section 5. This ordinance is hereby declared to be an emergency measure necessary  
54 for the preservation of the public peace, health, safety, convenience and welfare of the  
55 City of Cuyahoga Falls and the inhabitants thereof, and provided it receives the


56 affirmative vote of two-thirds of the members elected or appointed to Council, it shall  
57 take effect and be in force immediately upon its passage and approval by the Mayor;  
58 otherwise it shall take effect and be in force at the earliest period allowed by law.  
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61 Passed: 6-24-13

  
\_\_\_\_\_  
President of Council

  
\_\_\_\_\_  
Clerk of Council

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66 Approved: 6/25/13

  
\_\_\_\_\_  
Mayor

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71 6/10/13  
72 O:\2013 ordinances\wetmore road annexation