

Marion City Council  
**Zoning & Annexation Committee**  
January 22, 2019

Mrs. Cunningham called the meeting to order at 7:19 PM.

Roll Call. Members present: Mrs. Cunningham, Mr. Norris, Mrs. Blevins

Mr. Norris made motion to approve minutes from 01/07/2019 and 12/18/2019, Mrs. Blevins 2<sup>nd</sup>. Ayes – Mrs. Cunningham, Mr. Norris, Mrs. Blevins.

**Minutes for 012/07/2019 and 01/07/2019 (3-0)**

**Item 1. RESOLUTION WHEREBY THE CITY OF MARION AGREES TO PROVIDE FIRE PROTECTION, ZONING, POLICE PROTECTION, STREET MAINTENANCE AND ALL OTHER ORDINARY CITY SERVICES PROVIDED WITHIN THE BOUNDARIES OF THE CITY OF MARION, TO THE TERRITORY PROPOSED FOR ANNEXATION TO THE CITY, LOCATED EAST OF THE CITY OF MARION, CONTAINING 444.561 ACRES, AND DECLARING AN EMERGENCY**

Mr. Barger, agent for National Lime and Stone, explained that this is the 2<sup>nd</sup> annexation for National Lime and Stone. City code requires that they continue to annex the rest of the property used for mining. They split this into two annexations because the procedure they use allows for less than 500 acres per petition. This property is located in Marion Township down to Likens Road and also includes property that is owned by the Hamilton Sisters (corner of Likens and SR 4). The Hamilton Sisters have also signed the petition as owners. The petition did omit certain owners along Likens Road, like utilities. Unlike the previous petition, most of the territory proposed for annexation is zoned for mining or qualifies as a nonconforming use. The only parcel they are asking for a change in zoning (to mining) is the Hamilton portion. They are requesting an emergency because of timing issues. The ORC requires that it be approved within 20 days.

Mayor Schertzer recommended moving forward as this was part of the discussions and tentative agreement with the first annexation.

Law Director Russell stated that they would be asking council to suspend the rules in order meet the 20-day timeline as specified in the annexation statutes.

Mrs. Cunningham asked if she needed to abstain based on conversation with Mr. Daniels.

Mr. Norris made motion to recommend to council, Mrs. Blevins 2<sup>nd</sup>. Ayes -- Mr. Norris, Mrs. Blevins; Mrs. Cunningham abstained due to conflict.

**Legislation recommended to Council (2-0)**

**Item 2. RESOLUTION WHEREBY THE CITY OF MARION AGREES TO PROVIDE FIRE PROTECTION, ZONING, POLICE PROTECTION, STREET MAINTENANCE AND ALL OTHER ORDINARY CITY SERVICES PROVIDED WITHIN THE BOUNDARIES OF THE CITY OF MARION, TO THE TERRITORY PROPOSED FOR ANNEXATION TO THE CITY, LOCATED EAST OF THE CITY OF MARION, CONTAINING 444.561 ACRES, AND DECLARING AN EMERGENCY**

Law Director Russell explained that Kevin Hall is acting as an agent and this annexation has been discussed for some time. This property is off of Victory Road, east of the prison, and is prime property for development and job creation.

Mr. Norris made motion to recommend to council, Mrs. Blevins 2<sup>nd</sup>. Ayes -- Mr. Norris, Mrs. Blevins; Mrs. Cunningham abstained due to conflict.

**Legislation recommended to Council (2-0)**

**Item 3. RESOLUTION WHEREBY THE CITY OF MARION AGREES TO PROVIDE FIRE PROTECTION, ZONING, POLICE PROTECTION, STREET MAINTENANCE AND ALL OTHER ORDINARY CITY SERVICES PROVIDED WITHIN THE BOUNDARIES OF THE CITY OF MARION, TO THE TERRITORY PROPOSED FOR ANNEXATION TO THE CITY, LOCATED EAST OF THE CITY OF MARION, CONTAINING 70.309 ACRES, AND DECLARING AN EMERGENCY**

Law Director Russell explained that Kevin Hall is acting as an agent. Some sanitary connections have already been provided. They have been in discussion about this annexation for quite some time. This property adjoins the back of the Chateau subdivision and at the end of Loire Valley.

Law Director Russell spoke about providing services, including fire and police. Land owners have annexed their properties to the city to get the benefits of these departments. At some point in time, there may be some issue with providing service to these properties. Fire department and police department should have no problem providing services at this time.

Mr. Norris made motion to recommend to council, Mrs. Blevins 2<sup>nd</sup>. Ayes -- Mr. Norris, Mrs. Blevins; Mrs. Cunningham abstained due to conflict.

**Legislation recommended to Council (2-0)**

With no other items on the agenda, the meeting was adjourned at 7:32 PM.

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Chairperson Cunningham

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Clerk of Council