

ORDINANCE NO. 3123

AN ORDINANCE AMENDING SECTION 925.14 (A) CODIFIED ORDINANCE OF THE VILLAGE OF CRESTLINE SALE OF WATER OUTSIDE MUNICIPALITY; BY ALLOWING COUNCIL TO REGULATE THE SALE OF WATER TO AREAS OUTSIDE OF THE VILLAGE OF CRESTLINE.

WHEREAS, section 925.14 (a) Whenever the Planning Commission recommends to Council that for purposes of the controlled and orderly growth of the environs of the Municipality, it is desirable that water rights be granted to new subdivisions or areas not within the corporate limits of the Municipality and which are not deemed advisable to annex at that time or in the immediate future, Council shall consider such recommendations, each on its own merits, and without being bound by other provisions of this section. However water rights so granted are on the condition that the applicants and users of such water rights and water shall agree and incorporate in their deed conveying any of the area so affected, appropriate covenants binding upon the grantees, their heirs and assigns forever, to agree to annexation to the Municipality at any time the Municipality indicates it desires for annexation, and to do whatever is necessary to accomplish such result., and

WHEREAS, the Legislation committee has requested that the legislation be amended to allow each case to be reviewed and recommended by council to accommodate sale of water outside the corporation.

THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CRESTLINE, OHIO:

SECTION 1. That Section 925.14 (a) of the Codified Ordinances of this Village which reads as follows:

- (1) Whenever the Planning Commission recommends to Council that for purposes of the controlled and orderly growth of the environs of the Municipality, it is desirable that water rights be granted to new subdivisions or areas not within the corporate limits of the Municipality and which are not deemed advisable to annex at that time or in the immediate future, Council shall consider such recommendations, each on its own merits, and without being bound by other provisions of this section..

(2) Other than section (1) or deemed by council, water rights so granted are on the condition that the applicants and users of such water rights and water shall agree and incorporate in their deed conveying any of the area so affected, appropriate covenants binding upon the grantees, their heirs and assigns forever, to agree to annexation to the Municipality at any time the Municipality indicates it desires for annexation, and to do whatever is necessary to accomplish such result.

SECTION 2. That this will become approved as directed by readings from council.

DATE: \_\_\_\_\_

Aye \_\_\_\_\_ Nay \_\_\_\_\_ Abstain \_\_\_\_\_

\_\_\_\_\_  
David Sharrock, Mayor

Attest:

\_\_\_\_\_  
Annette Johnston, Clerk of Council

Approved as to form:

\_\_\_\_\_  
Jon Burton,

Law

Director