

Resolution adopting and approving an Agreement regarding annexation with Brown Township, Prairie Township and the City of Columbus for the Darby Town Center Area and the Darby Conservation Development Areas. (ECONOMIC DEVELOPMENT & PLANNING)

WHEREAS, Franklin County, City of Columbus, Brown Township and Prairie Township (the "Jurisdictions") play a vital role in protecting the Big Darby Watershed in a balanced manner that includes the completion and adoption of the Big Darby Watershed Accord Master Plan in 2006; and

WHEREAS, in 2009 the Jurisdictions adopted the Big Darby Revenue Program outlining both sources (revenue generation) and uses (revenue allocation) of funds necessary to achieve the objectives of the Big Darby Accord Watershed Master Plan; and

WHEREAS, the Big Darby Accord Watershed Master Plan states the following: "Based on an analysis of the available capacity within the Big Run Sanitary Trunk Sewer line, the City of Columbus currently estimates the sewer capacity available to the Town Center area is 5,000 equivalent dwelling units. Additional capacity in the trunk sewer may be available over time as improvements to the overall system are completed"; and

WHEREAS, the Accord contemplated that the City's provision of centralized sewer and water service to the "Town Center Areas" and centralized water service to "Conservation Development Areas" would not be accompanied by the City's requirement of annexation of the unincorporated properties; and

WHEREAS, in a letter to Franklin County, Brown Township, Pleasant Township and Prairie Township, Mayor Michael Coleman reaffirmed the foregoing principles. That letter states that the City supports the concept of publically owned and operated alternative wastewater treatment facilities for the Conservation Development Areas, and the Franklin County Sanitary Engineer has recently stated support for that; and

WHEREAS, the Jurisdictions desire to allow for further planning efforts in the areas encompassed by the Accord and the Town Center Master Plan and to provide for the implementation of certain aspects of each; and

WHEREAS, the Jurisdictions desire to provide for (a) continued cooperative implementation of the Accord and the Revenue Program; (b) a

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cooperative approach toward the adoption of the Town Center Master Plan and its review within five years; (c) the position and agreement of the Jurisdictions regarding alternative wastewater services in the Conservation Development Areas; and

WHEREAS, the Jurisdictions have negotiated an Agreement pursuant to Ohio Revised Code Section 709.192 in the form which is attached hereto as Exhibit A (the "Agreement") in order to memorialize their understandings and commitments with the respect to the matters addressed therein; and

WHEREAS, it is in the best interests of the County and its residents to adopt and approve the Agreement to enable Franklin County to provide for its participation in further planning efforts within the area encompassed by the Accord and to set forth the Jurisdictions' commitments with respect to the provision of centralized utilities to such area(s);

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

1. That the attached Agreement (Exhibit A) is hereby approved.
2. That Franklin County will continue to participate in the implementation of the Big Darby Town Center Master Plan, subject to available resources.
3. This resolution shall be in full force and effect immediately upon approval of all Jurisdictions.

Prepared by: R. Lee Brown
C: Economic Development & Planning Department