

**RESOLUTION NO. R24-80**

**A RESOLUTION BY THE TROTWOOD CITY COUNCIL APPROVING THE RENEWAL APPLICATION FOR THE PLACEMENT OF 20.230 ACRES OF LAND, PARCEL NO. H33401701 0001, WHICH PROPERTY IS OWNED BY BRETT AND TINA GARBER, AND IS LOCATED AT 505 NORTH LUTHERAN CHURCH ROAD, IN AN AGRICULTURAL TAX DISTRICT IN ACCORDANCE WITH THE FARMLAND PRESERVATION ACT, SECTION 929.02 OF THE OHIO REVISED CODE.**

**WHEREAS**, the Farmland Preservation Act, approved by the Ohio General Assembly in 1982, provides that farmland may be placed in an agricultural tax district in accordance with Chapter 929 of the Ohio Revised Code; and

**WHEREAS**, the City of Trotwood received a renewal application from Brett and Tina Garber on September 23, 2024, for the placement of property consisting of 20.230 total acres located at 505 North Lutheran Church Road in such agricultural tax district.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TROTWOOD, STATE OF OHIO:**

**SECTION I:** The Trotwood City Council hereby approves the renewal application for placement of property owned by Brett and Tina Garber as described in the application filed with the City, specifically 20.230 total acres of land located at 505 North Lutheran Church Road, Parcel No. H33401701 0001, in accordance with the Farmland Preservation Act, which provides a farm owner the following:

- 1) deferment of water, sewer, and electrical assessments,
- 2) limited protection for lawsuits alleging nuisance, and
- 3) limited protection from eminent domain proceedings.

**SECTION II:** The placement of real property in an agricultural tax district does not change the current zoning of the property.

**SECTION III:** This Resolution shall take effect and be in force from and after the date of its passage.

Passed this 7th day of October, 2024.

TROTWOOD, OHIO 45426  
3035 OLIVE ROAD  
CITY OF TROTWOOD

ATTEST:

APPROVED:

\_\_\_\_\_  
KARA B. LANDIS  
CLERK OF COUNCIL

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YVETTE F. PAGE  
MAYOR

\_\_\_\_\_  
TYNA R. BROWN  
VICE-MAYOR

**CERTIFICATE OF RECORDING OFFICER**

I, the undersigned, hereby certify that the foregoing is a true and correct copy of Resolution No. **R24-80** adopted by the Trotwood City Council at a regular scheduled meeting held on the **7th** day of **October, 2024**, and that I am duly authorized to execute this certificate.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
CLERK OF COUNCIL