

**RESOLUTION NO. R18-76**

**A RESOLUTION BY THE TROTWOOD CITY COUNCIL  
APPROVING THE APPLICATION FOR THE PLACEMENT OF  
49.059 ACRES OF LAND OWNED BY THOMAS L. & DONNA F.  
BROOKS IN THE AGRICULTURAL TAX DISTRICT, SAID  
PROPERTY 430 NORTH SNYDER ROAD, DAYTON, OHIO 45427  
(PARCEL NO. H33-02309-0006) IN ACCORDANCE WITH O.R.C.  
CHAPTER 929, THE FARMLAND PRESERVATION ACT.**

**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 O.R.C. Chapter 929; and

**WHEREAS**, the City of Trotwood has received an application from Donna F. Brooks for placement of the property consisting of 49.059 total acres in such agricultural tax district; and

**WHEREAS**, the Council for the City of Trotwood held a public hearing on said application as provided by law.

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

**SECTION I:**

The Trotwood City Council hereby approves the application for placement of the property owned by Thomas L. & Donna F. Brooks, 49.059 acres as described in the application filed with the City, 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 \_\_\_\_\_ day of \_\_\_\_\_, 2018.

ATTEST:

APPROVED:

\_\_\_\_\_  
SANDRA RIEGE FULLER, CMC  
DEPUTY CLERK OF COUNCIL

\_\_\_\_\_  
MARY A. MCDONALD  
MAYOR

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BETTYE L. GALES  
VICE-MAYOR

### **CERTIFICATE**

I, the undersigned, hereby certify that the foregoing is a true and correct copy of Resolution No. **R18-76** adopted by the Trotwood City Council at a regular scheduled meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2018, and that I am duly authorized to execute this certificate. Signed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Sandra L. Riege, CMC  
Deputy Clerk of Council