

**RESOLUTION NO. R18-98**

**A RESOLUTION BY THE TROTWOOD CITY COUNCIL APPROVING A NEW APPLICATION FOR THE PLACEMENT OF 153.6556 ACRES OF LAND OWNED BY THOMAS E. & ELIZABETH J. SPATZ, 8027 SNAKE RD, DAYTON, OHIO 45426 IN THE AGRICULTURAL TAX DISTRICT, SAID PROPERTIES LOCATED ON SHILOH SPRINGS ROD, HORRELL RD, SYCAMORE WOODS BLVD., WESTBROOK RD. AND BRECKENRIDGE TRL. ON (PARCELS H33-00606-0005, H33-00505-0027, H33-00505-0029, H33-00619-0005, H33-00619-0009, H33-00619-0011, H33-00911-0009, H333-0215-0012, H33-02105-0014, H33202105-0051, H33202105-0052) 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 a new application from Thomas E. & Elizabeth J. Spatz for placement of the property consisting of 153.6556 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 new application for placement of the property owned by Thomas E. & Elizabeth J. Spatz, 153.6556 acres as described in the new 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

\_\_\_\_\_  
BETTYE L. GALES  
VICE-MAYOR

**CERTIFICATE**

I, the undersigned, hereby certify that the foregoing is a true and correct copy of Resolution No. **R18-98** 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 Fuller, CMC  
Deputy Clerk of Council