# Resolution to adjust the boundaries of Montgomery Township, thereby making them conform to the boundaries of the City of Columbus Case #BC-23-16 (ECONOMIC DEVELOPMENT & PLANNING)

**WHEREAS**, the council of the city of Columbus, Ohio, by Ordinance No. 2219-2016, passed September 26, 2016 by a majority of its members, has petitioned the Franklin County Board of Commissioners to change the boundaries of Montgomery Township, to make them conform to the boundaries of the city of Columbus, and for such other action as may be proper. The portion of the city of Columbus, Ohio, not now included within the limits of Montgomery Township include that portion of Mifflin Township, located in Franklin County, annexed to the city of Columbus by Ordinance No. 2219-2016; and,

**WHEREAS**, the city of Columbus filed the petition with the Franklin County Board of Commissioners on October 27, 2016 and has asked for the boundary change according to the provisions of Section 503.07 and related sections of the Ohio Revised Code and that the Board of County Commissioners can cause a proper adjustment of rights and liabilities to be made between the city of Columbus and Montgomery Township; and,

**WHEREAS**, a certified copy of said Ordinance No. 2219-2016; with the proceedings of the council of the city of Columbus, Ohio was presented to and filed with the Franklin County Economic Development and Planning Department on October 27, 2016; now, therefore,

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

**Section 1** That it is the opinion and judgment of the Board that the extension of the partial conformity of boundaries of the city of Columbus and Montgomery Township as petitioned for in the said petition by City Council, is expedient, and will be for the convenience and welfare of the inhabitants of Mifflin Township and the city of Columbus.

**Section 2** That the petition of the city of Columbus is proper and therefore the petition be granted and the boundary lines of Montgomery Township shall be extended to conform with the bounds of the territory set forth in that petition.

Resolution No. 0790-16

# Resolution to adjust the boundaries of Montgomery Township, thereby making them conform to the boundaries of the City of Columbus Case #BC-23-16 (ECONOMIC DEVELOPMENT & PLANNING)

**Section 3** That there are no adjustments of funds, unpaid taxes, claims, indebtedness or other fiscal matters needed to be settled by the Board, as none were requested in the respective resolutions.

Prepared by: Matt Brown Cc: Economic Development & Planning Department

SIGNATURE PAGE FOLLOWS

# SIGNATURE SHEET

Resolution No. 0790-16

November 08, 2016

RESOLUTION TO ADJUST THE BOUNDARIES OF MONTGOMERY TOWNSHIP, THEREBY MAKING THEM CONFORM TO THE BOUNDARIES OF THE CITY OF COLUMBUS CASE #BC-23-16.

(Economic Development and Planning)

Upon the motion of Commissioner Marilyn Brown, seconded by Commissioner Paula Brooks:

Voting:

John O'Grady, President	Ауе
Paula Brooks	Ауе
Marilyn Brown	Ауе

Board of County Commissioners Franklin County, Ohio

# CERTIFICATE OF CLERK

IT IS HEREBY CERTIFIED that the foregoing is a true and correct transcript of a resolution acted upon by the Board of County Commissioners, Franklin County, Ohio on the date noted above.

Antwan Booker, Clerk Board of County Commissioners Franklin County, Ohio



 $\label{eq:commissioner} \begin{array}{l} \textbf{Commissioner} \ \textbf{Paula Brooks} \cdot \textbf{Commissioner Marilyn Brown} \\ \textbf{President} \end{array}$ 

**Economic Development & Planning Department** James Schimmer, Director

### **RESOLUTION SUMMARY**

Resolution to adjust the boundaries of Montgomery Township, thereby making them conform to the boundaries of the City of Columbus Case #BC-23-16

#### **Description:**

Attached is a resolution to consider the boundary change from Montgomery Township to the city of Columbus. The resolution will allow for the adjustment of the boundaries of Montgomery Township, thereby making them conform to the boundaries of the city of Columbus.

#### Petitioning Municipality:

City of Columbus

#### Site:

3228 Westerville Road (PID #190-004893), consisting of 1.858 acres, more or less

#### Background:

The city of Columbus and Mifflin Township entered into an annexation agreement on February 22, 2016 An Expedited Type One annexation was approved by the Franklin County Board of Commissioners for the subject area, case number ANX-EXP1-15-16, on June 14, 2016. The city of Columbus accepted the annexation by Ordinance No. 2219-2016, approved on September 26, 2016. Under the terms of the aforementioned annexation agreement, the boundaries of the site must be conformed so that territory annexed to the city of Columbus from Mifflin Township is transferred to Montgomery Township.

Therefore, Ordinance No. 2219-2016 authorizes the submission of a petition to the Board of County Commissioners of Franklin County, Ohio, requesting that the boundary lines of Montgomery Township be changed to make them conform to the corporate limits of the city of Columbus for this annexation. The petition has been filed in accordance with Section 503.07 of the Ohio Revised Code.

**Compulsion to act:** The Ohio Revised Code requires the Board to grant this petition.

ORC §503.07 states in part:

The board, on presentation of such petition, with the proceedings of the legislative authority authenticated, at a regular or adjourned session, **shall upon the petition** of a city change the boundaries of the township.

#### **Recommendation**:

Pending any questions, staff would request your *approval* of this request.

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# RECEIVED

OCT 27 2016 mbus/Mifflin Annexation Agreement for Ramseyer Church Property

Franklin County Planning Department Franklin County, OH

January 4, 2016 Draft

operty JUN 01 2016 AWk- Expl-15-16 Franklin County Planning Department Franklin County, Ohio

BC-23-16

This is an Annexation Agreement (the "Agreement") entered into by and between the City of Columbus, Franklin County, Ohio, an Ohio Municipal Corporation (hereinafter "Columbus") and the Board of Trustees of Mifflin Township, Franklin County, Ohio, an Ohio Township (herein after "Mifflin"), pursuant to the provisions of Ohio Revised Code Section 709.192.

WHEREAS, Columbus and Mifflin are political subdivisions located entirely within the State of Ohio, with Columbus and Mifflin being contiguous and, in some cases, having overlapping boundaries within areas located within Franklin County, Ohio; and

WHEREAS, annexation to Columbus is proposed by Ramseyer Presbyterian Church ("Owner") for a parcel of 1.858 acres within Mifflin located east of Westerville Road and being described on Exhibit A attached hereto and incorporated herein ("the Annexation Property"), and further depicted on the annexation plat attached hereto and incorporated herein as Exhibit B; and

WHEREAS, a larger parcel, also held by the Owner, adjoining the Annexation Property and for which improvements are anticipated, is located within in Columbus outside of Mifflin; and

WHEREAS, Columbus and Mifflin recognize the benefits of the Owner's entire site being within one jurisdiction and are supportive of having Columbus conform the boundary of the Annexation Property upon annexation; and

WHEREAS, Columbus and Mifflin have determined that it is in the best interest of their respective residents, citizens and taxpayers to enter into this Agreement upon the terms hereinafter set forth; and

WHEREAS, this Agreement is authorized under Section 709.192 of the Ohio Revised Code and other applicable laws and has been approved by the Board of Trustees of Mifflin Township by Resolution Number 24-16 adopted on 1/19/2016, 2016 and by the City Council of the City of Columbus by Ordinance Number 0290-20 adopted on 2/22, 2016.

NOW, THEREFORE, in consideration of the mutual promises contained herein, Columbus and Mifflin agree as follows:

- 1. This Agreement is entered into pursuant to the provisions of Ohio Revised Code Section 709.192 to permit the annexation of the Annexation Property to Columbus pursuant to the provisions of Ohio Revised Code Sections 709.021 and 709.022. Mifflin hereby specifically consents to, agrees with, and does not oppose the annexation of the Annexation Property, provided such annexation complies with the terms of this Agreement.
- 2. Columbus shall, in cooperation with the Agent for the Owner, process the annexation of the Annexation Property under one (1) annexation petition which includes all of the Annexation Property. The annexation petition shall be filed pursuant to and comply with the provisions of "Expedited Procedure Type 1" as

contained in the Ohio Revised Code Sections 709.01 and 709.21, as such provisions exist on the effective date of this Agreement.

- Upon the annexation to and acceptance by Columbus of the Annexation 3. Property, Columbus shall submit a petition to the Board of Franklin County Commissioners seeking conformance of the boundaries of the Annexation Property to Montgomery Township in order to exclude Mifflin from such area pursuant to Section 503.07 of the Ohio Revised Code. Upon the exclusion of Mifflin Township from the Annexation Property, Columbus shall not be required to make any compensation payments to Mifflin as set forth in Section 709.19 of the Ohio Revised Code, as said Section exists on the Effective Date of this Agreement.
- This Annexation Agreement may only be amended, revised or altered pursuant 4. to an amendment in writing, executed by the Parties, and properly promulgated and approved in accordance with their respective legislative authorities.
- 5. This Annexation Agreement shall not apply to any annexation other than to the Annexation Property described in Exhibit A and as shown on Exhibit B.

IN TESTIMONY WHEREOF, the Parties have caused multiple counterparts hereof to be duly executed on or as of the Effective Date of this Agreement.

MIFFLIN

k

ANDA Joseph Spanovich, Trustee Date:

COLUMBUS

By: Steven R. Schoeny, Director of Development

By: Lynn Stewart, Trustee

Date:

Date:

Richard Angelou, Trustee

Date: 1-19-16

Approved as to form:

By: City Attorney, City of Columbus

- 3. Upon the annexation to and acceptance by Columbus of the Annexation Property, Columbus shall submit a petition to the Board of Franklin County Commissioners seeking conformance of the boundaries of the Annexation Property to Montgomery Township in order to exclude Mifflin from such area pursuant to Section 503.07 of the Ohio Revised Code. Upon the exclusion of Mifflin Township from the Annexation Property, Columbus shall not be required to make any compensation payments to Mifflin as set forth in Section 709.19 of the Ohio Revised Code, as said Section exists on the Effective Date of this Agreement.
- 4. This Annexation Agreement may only be amended, revised or altered pursuant to an amendment in writing, executed by the Parties, and properly promulgated and approved in accordance with their respective legislative authorities.
- 5. This Annexation Agreement shall not apply to any annexation other than to the Annexation Property described in Exhibit A and as shown on Exhibit B.

IN TESTIMONY WHEREOF, the Parties have caused multiple counterparts hereof to be duly executed on or as of the Effective Date of this Agreement.

MIFFLIN

COLUMBUS

By: Joseph Spanovich, Trustee

Date:

Steven R. Schoeny, Director of Development

Date: <u>3-31-(</u>6

By: _			
Lynn	Stewart,	Trustee	

Approved as to form:

By: City Attorney, City of Columbus

Ву:\_\_\_\_

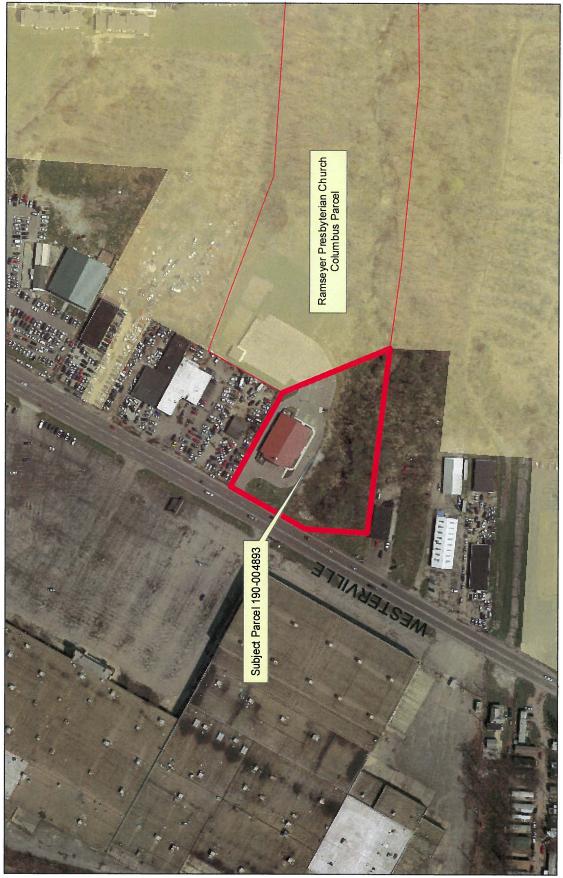
Richard Angelou, Trustee

Date: \_\_\_\_\_

Date:

**Columbus-Mifflin Township Annexation Agreement** 

Subject parcel 190-004893 Ramseyer Presbyterian Church 3228 Westerville RoadText



January 2016 Planning Division



#### To: Matt Brown, Franklin County Economic Development and Planning Vince Janlin, Franklin County Auditor's Office

From: Alex Beim, Columbus Planning Division

Date: October 27, 2016

Re: Mifflin Township Boundary Conformance Petition

Please find attached a copy of the petition requesting boundary conformance for a site within Mifflin Township annexed by the City on October 26, 2016. In addition, a copy of the ordinance authorizing the petition and a map depicting the impacted property are also attached. As you are aware, this process was initiated through the provisions of an annexation agreement between Columbus and Mifflin Township. The agreement requires boundary conformance of this territory.

Please let me know if you have any questions or would like additional information.

Thank you.

cc: Matt Rushay, Franklin County Board of Elections

attachments





Office of the Director 50 West Gay Street Columbus, OH 43215-9040 (614) 645.7795 (614) 645.6295 [FAX]

**Code Enforcement Division** 757 Carolyn Ave. Columbus, OH 43224-3218 (614) 645.2202 (614) 645.2462 [FAX]

150 South Front Street Suite 220 Columbus, OH 43215-4418 (614) 645.8616 (614) 645.2486 [FAX]

**Housing Division** 50 West Gay Street Columbus, OH 43215-9040 (614) 645,7795

**Planning Division** 50 West Gay Street Columbus, OH 43215-9040 (614) 645.8664

Land Redevelopment Office 50 West Gay Street Columbus, OH 43215-9040 (614) 645.5263 (614) 645.3092 [FAX]

**Economic Development Division** 

(614) 645.6675 [FAX]

(614) 645.1483 [FAX]

#### IN THE MATTER OF THE CHANGE OF BOUNDARIES OF MONTGOMERY TOWNSHIP

#### PETITION

The City of Columbus, Ohio, a municipal corporation, by Steven R. Schoeny, its Director of Development, respectfully petitions the Board of County Commissioners of Franklin County, Ohio, pursuant to Section 503.07, Ohio Revised Code, for an order changing the boundaries of Montgomery Township to place certain territory within Montgomery Township that has recently been annexed to the City of Columbus, and to thereby make the boundaries of Montgomery Township identical with the limits of the City of Columbus for the territory within Mifflin Township listed below.

This petition is filed on the authority of City Ordinance 2219-2016 passed September 26, 2016, a certified copy of which is attached. Boundary conformance is permitted for this territory under the provisions of ORC 709.023(H) and is required under the terms of a 2016 annexation agreement between the City of Columbus and Mifflin Township. For additional reference, a map of the annexation site is attached.

Mifflin Township Type 1 annexation for which boundary conformance is requested					
City Application #	County Application #	County Approval Date	City Acceptance Ordinance #	City Ordinance Approval Date	
AN16-003	ANX-EXP1-15-16	06/14/2016	2219-2016	9/26/2016	

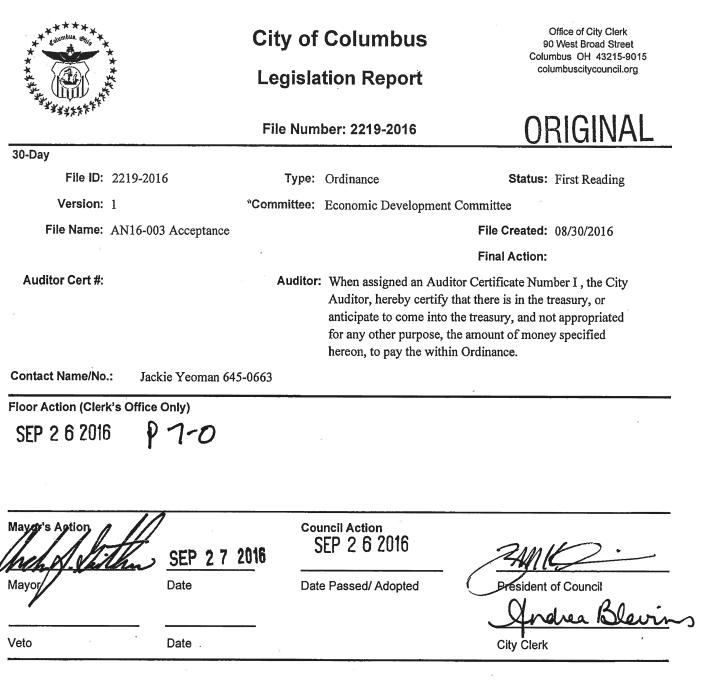
Steven R. Schoeny, Director Department of Development City of Columbus

10-25-16

Date

Contact: Alex Beim Planning Division Department of Development City of Columbus <u>albeim@columbus.gov</u> (614) 645-8791





**Title:** To accept the application (AN16-003) of Ramseyer Presbyterian Church for the annexation of certain territory containing 1.858 ± acres in Mifflin Township and to authorize the submission of a petition to the Board of Commissioners of Franklin County, Ohio, requesting a change in the boundary lines of Montgomery Township so as to make them identical with the corporate boundaries of the city of Columbus for this annexation.

#### Sponsors:

Attachments: ORD2219-2016 AN16-003 Map, ORD2219-2016 AN16-003 Service Statement

I hereby certify that the above or attached is a true and correct copy of Ordinance No. 2219-2016. passed by The Council of The City of Columbus. Ohio <u>9/26</u>, 20 16, as shown by the records now on file in this office.

City Clerk

# **Approval History**

Version	Seq #	Action Date	Approver	Action	Due Date	
1	1	9/2/2016	DEVELOPMENT DIRECTOR	Approved	9/1/2016	
1	2	9/2/2016	ATTORNEY APPROVER	Approved	9/6/2016	
Notes:	jsg					

#### History of Legislative File

Ver. Acting Body:	Date: Action:	Sent To:	Due Date:	Return Date:	Result:

**EBOCO:** Following review and approval, when required, the Equal Business Opportunity Commission Office certifies compliance with Title 39 as of date listed.

**City Attorney:** Following review and approval, when required, this ordinance has been reviewed by the City Attorney's Office as to its form and legality only.

#### Explanation BACKGROUND:

This ordinance approves the acceptance of certain territory (AN16-003) by the City of Columbus and authorizes its transfer from Mifflin Township to Montgomery Township per an annexation agreement between the City and Mifflin Township. The Ohio Revised Code (ORC) stipulates that to be effective, City acceptance must take place a minimum of 60 days from the receipt by the City Clerk of the approval notice from the county. If City Council does not accept the ordinance within 120 days of its first consideration, the annexation will be considered rejected. This petition was filed with Franklin County on June 1, 2016. The Board of Commissioners approved the annexation on June 14, 2016 and the City Clerk received notice on July 11, 2016. No service ordinance was required because this annexation was filed as a Type 1 application as defined by the ORC. Although not required, a service statement reflecting the City's ability to provide services for this site upon annexation is attached.

The use of a Type 1 annexation application is stipulated in the annexation agreement between the City and Mifflin Township. The agreement was authorized by City Council via ordinance 0290-2016, approved February 22, 2016. The annexation agreement also requires that territory (as described in the agreement) annexed to the City from Mifflin Township be transferred to Montgomery Township. This ordinance authorizes the submission of a petition to the Franklin County Board of Commissioners, requesting that the boundary lines of Montgomery Township be changed to make them identical with the corporate limits of the city of Columbus for this annexation. The petition will be filed in accordance with Section 503.07 of the ORC.

**FISCAL IMPACT:** Provision of municipal services does represent cost to the City; however, the annexation of land also has the potential to create revenue to the City.

#### Title

To accept the application (AN16-003) of Ramseyer Presbyterian Church for the annexation of certain territory containing  $1.858 \pm$  acres in Mifflin Township and to authorize the submission of a petition to the Board of Commissioners of Franklin County, Ohio, requesting a change in the boundary lines of Montgomery Township so as to make them identical with the corporate boundaries of the city of Columbus for this annexation.

#### Body

WHEREAS, a petition for the annexation of certain territory in Mifflin Township was filed on behalf of Ramseyer Presbyterian Church on June 1, 2016; and

WHEREAS, while a service ordinance is not required for this type of annexation, the City did conduct a

review of the proposed annexation to determine what services would be available to the site upon annexation, the results of which are reflected in the attached service statement; and

WHEREAS, the petition was considered and approved by the Franklin County Board of Commissioners at a hearing on June 14, 2016; and

WHEREAS, on July 11, 2016, the City Clerk received from Franklin County a certified copy of the resolution addressing the petition; and

WHEREAS, sixty days have now elapsed since receipt of the resolution in accordance with the provisions of the Ohio Revised Code; and

WHEREAS, it is in the best interest of the City of Columbus to accept the annexation of the territory addressed by the petition; and

WHEREAS, an annexation agreement between Mifflin Township and the City of Columbus requires the City to transfer territory (as described in the annexation agreement) annexed from Mifflin Township to the city of Columbus and to conform the boundaries of Montgomery Township to make them identical with the corporate limits of the city; now, therefore,

#### BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

**SECTION 1.** That the annexation proposed by Ramseyer Presbyterian Church in a petition filed with the Franklin County Board of Commissioners on June 1, 2016 and subsequently approved by the Board on June 14, 2016 is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

SITUATED in the State of Ohio, County of Franklin, Township of Mifflin, and being a part of Section 2, Township 1, Range 17 of the U.S. Military Lands, and being 1.858 acres out of a 14.360 acre tract conveyed to Ramseyer Presbyterian Church in Instrument (Instr.)No. 200810030148669, Franklin County Recorder's Office;

Beginning at the intersection of the centerline of Westerville Rd. (width variable) and the east line of Clinton Township and Quarter Township 1, Township 1 Range 18 of the said U.S. Military Lands, and the west line of the said Mifflin Township and the said Section 2, being a point on a west line of the said 14.360 acre tract;

Thence in a northerly direction a distance of approximately 131 feet, along a west line of the said 14.360 acre tract and the centerline of the said Westerville Rd., to a point, being a northwest comer of the said 14.360 acre tract and the southwest comer of a 0.606 acre tract conveyed to 3238 Westerville Properties LLC in Instr. No. 20160120011875;

Thence in a easterly direction a distance of approximately 60 feet, along a north line of the said 14.360 acre tract, the north line of a 0.462 acre tract conveyed to the City of Columbus in Instr. No. 201510230150577, and the south line of the said 0.606 acre tract, to a point, being the northeast comer of the said 0.462 acre tract, and being the True Point of Beginning;

Thence in a easterly direction a distance of approximately 207 feet, along a north line of the said 14.360 acre tract and the south line of the said 0.606 acre tract, to a point, being a comer of the said

14.360 acre tract, the southeast comer of the said 0.606 acre tract, and a comer of the corporation line of the City of Columbus, established in Ordinance No. 501-66, Miscellaneous Record 140, pg. 203;

Thence in a southerly direction a distance of approximately 253 feet, along the said corporation line and crossing the said 14.360 acre tract, to a point in a south line of the said 14.360 acre tract, being a corner of the said corporation line, a northwest corner of a 23.000 acre tract conveyed to Rhema Christian Center in Instr. No. 200002240037367, and the northeast corner of a 2.295 acre tract conveyed to Thomas E. Fletcher and Joan C. Pomajevich in Instr. No. 201405290066208;

Thence in a westerly direction a distance of approximately 403 feet, along a south line of the said 14.360 acre tract and the north line of the said 2.295 acre tract, to a point in the west line of the said Mifflin Township and the east line of the said Clinton Township;

Thence in a northerly direction a distance of approximately 63 feet, crossing the said 14.360 acre tract, along the west line of the said Mifflin Township and the said Section 2, and the east line of the said Clinton Township and the said Quarter Township 1, to a point in the west line of the said 0.462 acre tract;

Thence in a northerly direction a distance of approximately 256 feet, along the east line of the said 0.462 acre tract and crossing the said 14.360 acre tract, to the True Point of Beginning, containing 80,913 square feet or 1.858 acres to be annexed, all out of the said 14.360 acre tract;

The area to be annexed out of Mifflin Township (Section 1) is 1.858 acres;

This description is based on records in the Franklin County Recorder's Office and was prepared by Raymond J. Wood of J & J Surveying in February of 2016. It is not valid for the transfer of real property, and is not to be utilized in place of a Boundary Survey as defined by the Ohio Administrative Code in Chapter 4733-37.

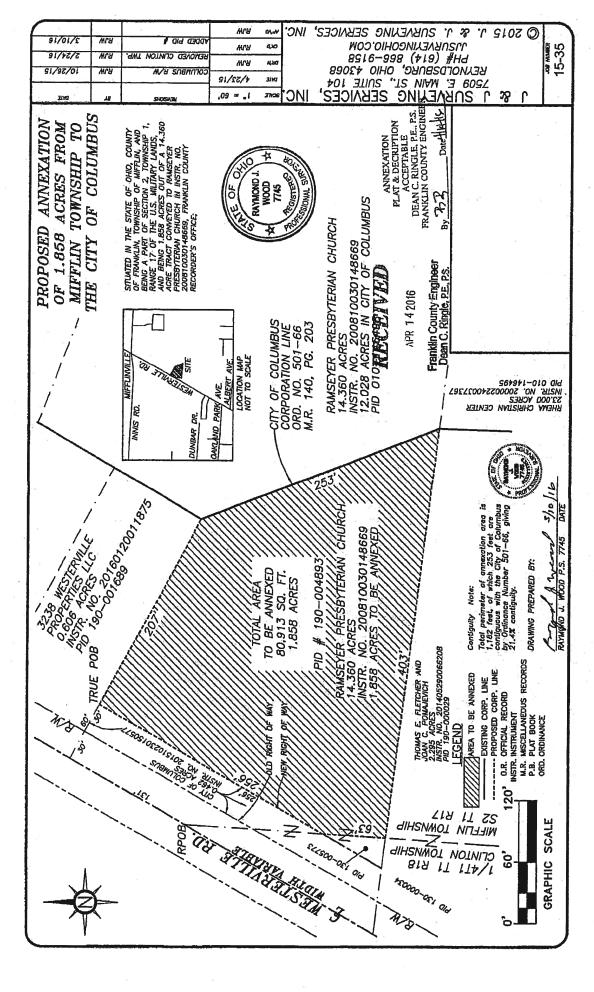
**SECTION 2.** That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

**SECTION 3.** That pursuant to the provisions of Section 503.07 of the Ohio Revised Code the Director of the Department of Development be and is hereby authorized and directed on behalf of the City of Columbus to present to the Board of Commissioners of Franklin County, Ohio, a petition requesting such changes in and extensions of the boundary lines of Montgomery Township as may be necessary so that said township may include therein that portion of Mifflin Township, which by the order of the Board of County Commissioners of Franklin County, Ohio, on June 14, 2016 was approved for annexation to the city of Columbus, so as to make the boundaries of Montgomery Township co-extensive with the corporate limits of the said city of Columbus in accordance with the maps attached to said petition.

**SECTION 4.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

City of Columbus

ANNEXATION AN16-003 <u>+</u> 1.858 Acres / Mifflin Township Ramseyer Presbyterian Church (3228 Westerville Road)



## SERVICE STATEMENT AN16-003 1.858 +/- acres in Mifflin Township Ramseyer Presbyterian Church

**Public Safety:** The city of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

Sanitation: Single family homes would qualify for city provided 90-gallon front curb or 300-gallon alley refuse service, the method of which to be determined by Division of Refuse Collection management. Any other development would require compliance with Title 13 requirements; Commercial/business uses are required to provide their own refuse collection.

**Transportation:** Maintenance will be available for any additional right-of-way that may be included in this annexation request. If this annexation contains existing signalized intersections, those intersections and signals are subject to Transportation Division Policy, which appeared in the December 6, 2003 Columbus City Bulletin, and any subsequent updates thereto.

Water: This site will be served by the Division of Water. The site will be served by an existing 12-inch water main located in Westerville Road.

Sewers: All sanitary and storm sewers required shall be constructed privately by the owners and developers at their own cost and expense with no cost to the City.

Sanitary: This site is tributary to an existing 18-inch sanitary sewer (RP 2482) situated in a 20 foot easement within the subject parcel. In addition, the Stream Corridor Protection Zone requirements as stated in the Columbus Stormwater Drainage Manual are applicable for the existing stream. If required, an engineered CC sanitary plan will be designed, approved and constructed at the property owner's expense.

Storm: All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and applicable codes in effect at the time of development.

