

## RECORD OF ORDINANCES

Ordinance No. 2026-25Passed April 01, 20 26

SPONSOR: PLANNING &amp; ZONING

AN ORDINANCE ACCEPTING THE ANNEXATION OF 0.7676 ACRES OF REAL PROPERTY FROM SUFFIELD TOWNSHIP TO THE VILLAGE OF MOGADORE, AND DECLARING AN EMERGENCY.

WHEREAS, the Village of Mogadore (“Village”) and Suffield Township (“Township”) previously negotiated an Annexation Agreement pursuant to Section 709.192 of the Ohio Revised Code for an area of approximately 0.7676 acres anticipated to be annexed as an Expedited Type 1 annexation pursuant to Sections 709.21 and 709.22 of the Ohio Revised Code, with consent from all property owners; and

WHEREAS, the aforementioned Annexation Agreement was approved by Village Resolution Numbers 2025-39 and 2025-22, and was also subsequently approved by the Township; and

WHEREAS, the aforementioned Annexation Agreement was certified by the Village Clerk-Treasurer and Township Fiscal Officer on August 26, 2025; and

WHEREAS, on December 29, 2025, the agent for the petitioners filed a petition for the Expedited Type 1 annexation, pursuant to Sections 709.21 and 709.22 of the Ohio Revised Code, of approximately 0.7676 acres from the Township to the Village with the Board of Commissioners of Portage County; and

WHEREAS, the Board of Commissioners of Portage County subsequently approved the annexation of the proposed territory to the Village by Resolution Number 26-0058 on January 29, 2026; and

WHEREAS, the Clerk of the Board of Commissioners of Portage County certified a transcript of its proceedings on the adoption of its Resolution to the Clerk-Treasurer, who received the transcript on January 29, 2026 and

WHEREAS, the certified transcript of the proceedings of the Board of Commissioners of Portage County, together with an accurate map of the territory to be annexed and the petition and papers relating to proceedings before the Portage County Commissioners, are on file with the Clerk-Treasurer, and have been for more than sixty (60) days, as required by Section 709.04 of the Ohio Revised Code;

NOW, THEREFORE BE IT ORDAINED, by the Council of the Village of Mogadore, Counties of Summit and Portage, State of Ohio, that:

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SECTION 1: This Council, having reviewed the Petition and the transcript of proceedings of the Board of Commissioners of Portage County, hereby accepts the proposed annexation pursuant to Section 709.04 of the Ohio Revised Code, and the territory proposed to be annexed is hereby deemed annexed to the Village of Mogadore, subject to the Annexation Agreement with the Township. The transcript of annexation proceedings is attached hereto as **Exhibit A** and the map of the territory to be annexed is attached hereto as **Exhibit B**.

SECTION 2: Pursuant to the Annexation Agreement and the Village's Zoning Code, the annexed territory is automatically zoned within the "R-1" Residential District as defined by Section 152.045 of the Village's Codified Ordinances but may be subsequently rezoned in accordance with Chapter 152 of the Village Codified Ordinances.

SECTION 3: The Clerk-Treasurer is authorized and directed to make five (5) certified copies of this Ordinance, inclusive of attachments, and deliver one copy to the Portage County Auditor, one copy to the Portage County Recorder, one copy to the Portage County Engineer, and one copy to the Ohio Secretary of State, and shall further file notice of the annexation, and a copy of this Ordinance, with the Board of Elections within thirty (30) days after it becomes effective, and take any other steps required by law.

SECTION 4. This Ordinance shall take effect thirty (30) days after its adoption by this Council and execution by the Mayor.

SECTION 5: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in this formal action were in meetings open to the public, in compliance with all legal requirements.

Michael Raddick 4-1-26  
 President of Council Date

Michael 4-1-26  
 Mayor Date

Attest:

[Signature]  
 Clerk-Treasurer