

ANNEXATION AGREEMENT

This is an Annexation Agreement (the "Agreement" herein) entered into by and among the City of Columbus, Ohio, an Ohio Municipal Corporation (hereinafter "Columbus") and the Board of Trustees of Brown Township, Franklin County, Ohio, an Ohio Township (hereinafter "Brown") and the Board of Trustees of Washington Township, Franklin, Delaware and Union Counties, Ohio, an Ohio Township (hereinafter "Washington"), pursuant to the provisions of Ohio Revised Code Section 709.192.

WHEREAS, Columbus is desirous of obtaining the annexation of several parcels of real property within Brown and Washington located east of Cosgray Road and north of Hayden Run Road, being further described on Exhibit A attached hereto and incorporated herein (known singularly and collectively as the "Annexation Properties" herein), and

WHEREAS, Brown and Washington are desirous of having Columbus conform the boundaries of all the Annexation Properties in order to exclude Brown and Washington from such area, and

WHEREAS, Columbus, Brown and Washington 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 has been approved by the Board of Trustees of Brown Township by Resolution Number _____ adopted on _____, 2005, by the Board of Trustees of Washington Township by Resolution Number _____ adopted on _____, 2005 and by the City Council of the City of Columbus by Ordinance Number _____ adopted on _____, 2005.

NOW, THEREFORE, in consideration of the mutual promises contained herein, Columbus, Brown and Washington 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 Properties to Columbus with the consent of all parties pursuant to the provisions of Ohio Revised Code Sections 709.021 and 709.022. Brown and Washington hereby specifically consent to, agree with, and do not oppose the annexation of the Annexation Properties to Columbus, provided such annexation complies with the terms of this Annexation Agreement.
2. Columbus shall, in cooperation with the Agent for the annexation petitioner, process the annexation of the Annexation Properties under one (1) annexation petition which includes all of the Annexation Properties. The annexation petition shall be filed pursuant to and comply with the provisions of "Expedited Procedure No. 1" as contained in Ohio Revised Code Sections 709.021 and 709.022, as such provisions exist on the effective date of this Agreement.

3. Columbus shall provide Brown and Washington with a copy of the annexation petition for the annexation of the Annexation Properties within five (5) days after such petition is filed with the clerk of the Board of the Franklin County Commissioners. Upon the filing of the petition, the petition shall be diligently processed to accomplish the annexation of the Annexation Properties to Columbus pursuant to this Agreement.

4. Upon the annexation to and acceptance by Columbus of the Annexation Properties, Columbus shall conform the boundaries of all the Annexation Properties in order to exclude Brown and Washington from such area pursuant to Ohio Revised Code Section 503.07. Upon the exclusion of Brown and Washington from the Annexation Properties, Columbus shall not be required to make any compensation payments to Brown and Washington as set forth in Ohio Revised Code Section 709.19, as said Section exists on the effective date of this Agreement.

5. 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.

6. This Annexation Agreement shall not apply to any other annexation other than to the Annexation Properties contained in Exhibit A.

IN TESTIMONY WHEREOF, the parties have caused multiple counterparts hereof to be duly executed on or as of the ____ day of _____, 2005.

Brown Township Board of Trustees By _____ Gary Dever, Trustee By _____ Pam Sayre, Trustee By _____ Ron Williams, Trustee	City Council for the City of Columbus, Franklin County, Ohio By _____ APPROVED AS TO FORM: _____ Assistant City Attorney
--	---

Washington Township Board of Trustees

By _____
Denise Franz King, Trustee

By _____
Gene Bostic, Trustee

By _____
Kurt C. Proegler, Trustee