

TROTWOOD, OHIO 45426

3035 OLIVE ROAD

CITY OF TROTWOOD

**RESOLUTION NO. R22-05**

**A RESOLUTION BY THE TROTWOOD CITY COUNCIL APPROVING THE RENEWAL APPLICATION FOR THE PLACEMENT OF 4.0920 ACRES OF LAND, PARCEL NOS. H33 02309 0082 AND H33 02309 0083, OWNED BY TERRY AND DEBORAH HOHENBRINK, IN AN AGRICULTURAL TAX DISTRICT IN ACCORDANCE WITH THE FARMLAND PRESERVATION ACT, SECTION 929.02 OF THE OHIO REVISED CODE.**

**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 Chapter 929 of the Ohio Revised Code; and

**WHEREAS**, the City of Trotwood has received a renewal application from Terry and Deborah Hohenbrink for placement of property consisting of 4.0920 total acres in such agricultural tax district.

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

**SECTION I:**

The Trotwood City Council hereby approves the renewal application for placement of property owned by Terry and Deborah Hohenbrink, specifically 4.092 total 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 3rd day of January, 2022.

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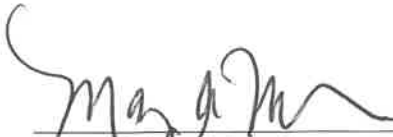
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CITY OF TROTWOOD

ATTEST:

  
KARA B. LANDIS  
CLERK OF COUNCIL

APPROVED:

  
MARY A. MCDONALD  
MAYOR

  
YVETTE PAGE  
VICE MAYOR

**CERTIFICATE OF RECORDING OFFICER**

I, the undersigned, hereby certify that the foregoing is a true and correct copy of Resolution No. R22-05 adopted by the Trotwood City Council at a regular scheduled meeting held on the 3rd day of January, 2022, and that I am duly authorized to execute this certificate.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
KARA B. LANDIS  
CLERK OF COUNCIL

**APPLICATION FOR PLACEMENT OF FARMLAND IN AN  
 AGRICULTURAL DISTRICT (R.C. Section 929.02)**

File Number 386  
 Renewal Application X

- A. **Owner's Name:** Terry & Deborah Hohenbrink  
**Owner's Address:** 720 N Snyder Rd Dayton OH 45427  
**Description of Land as shown on Property Tax Statement:** 5-4-33  
**Location of Property:** same

TAX DISTRICT (S)	PARCEL NUMBER (S)
<u>Trotwood City—Trotwood CSD</u>	<u>H33 02309 0082 2.01 AC</u>
	<u>H33 02309 0083 2.082 AC</u>

**Total Number of Acres: 4.0920 AC (Balance of farm on separate app H33-23-3-4 & 5)**

- B. Does any of the land lie within a municipal corporation limit? Yes  
 C. Is the land presently being taxed at its current agricultural use valuation under Section 5713.31, R.C.? YES  
 1. If "NO" Show the following Evidence of Land Use:

	Last year--AC	2 years ago-- AC	3 years ago-- AC
CROPLAND			
PERMANENT PASTURE			
WOODLAND			
LAND RETIREMENT OR CONSERVATION PROGRAM			
BUILDING AREAS			
ROADS AND WASTE			
<b>TOTAL ACRES</b>			

- D. If the land for which application is being made is less than 10 acres then:  
 1. Attach evidence of the gross income for each of the past 3 years, or  
 2. If the owner anticipates that the land will produce an annual gross income of twenty-five hundred dollars or more, evidence must be attached showing the anticipated gross income.

By signing this application I authorize the county auditor or his duly appointed agent to inspect the property described above to verify the accuracy of this application. I declare that this application (including accompanying exhibits) has been examined by me and to the best of my knowledge and belief is a true, accurate and correct report.

Signature of Owner Terry C Hohenbrink Date: 12-20-2021

**BELOW THIS LINE FOR OFFICIAL USE ONLY**

County Auditor Signature: \_\_\_\_\_  
 Date Filed with County Auditor \_\_\_\_\_  
 Date filed (if required) with Clerk of Municipal Corporation \_\_\_\_\_  
 Clerk's Signature \_\_\_\_\_

Action of Legislative body of Municipal Corporation  
 Application Approved \_\_\_\_\_, Approved w/Modifications \_\_\_\_\_, \* or Rejected \_\_\_\_\_\*  
 Date of Legislative Action \_\_\_\_\_, Clerks Signature \_\_\_\_\_

**\*IF MODIFIED OR REJECTED, ATTACH SPECIFIC REASONS FOR MODIFICATION OR REJECTION**