

**VILLAGE OF BUCKEYE LAKE, OHIO  
RESOLUTION NUMBER 2013-02**

RESOLUTION DECLARING NECESSITY FOR THE RENEWAL OF AN EXISTING TAX LEVY IN EXCESS OF THE TEN-MILL LIMITATION, AND REQUESTING THE LICKING COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT RENEWAL LEVY, PURSUANT TO SECTIONS 5705.03, 5705.192, 5705.25 OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Section 5705.03 of the Ohio Revised Code, the taxing authority of the Village of Buckeye Lake, is authorized by law to place a tax levy before the electors residing within the Village's boundaries; and

WHEREAS, in 2007, the electors residing in Buckeye Lake approved a 5-mill operating levy in excess of the ten-mill limitation for the purpose of providing fire protection and services, for five years, which levy has its last collection in calendar year 2012; and

WHEREAS, Village Council finds that in order to provide adequate funds for fire protection and services, it is necessary to renew that 5-mill levy, for five years; and

WHEREAS, the amount of taxes raised with the 5-mill levy will be used for providing fire protection and services; and

WHEREAS, a resolution declaring the necessity of levying a tax outside of the ten-mill limitation in the amount of 5-mills must be passed and certified to the County Auditor of Licking County in order to permit the Council to consider the levy of such a tax and must request that the County Auditor certify to the Council the dollar amount of revenue that would be generated by the renewal levy.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Buckeye Lake, County of Licking, State of Ohio, a majority of the members concurring:

Section 1: Council determines that the amount of taxes that may be raised within the ten-mill limitation will be insufficient to provide adequate funds for the necessary fire service requirements of the Village.

Section 2: Council determines and declares that it is necessary to renew, for five years, the existing 5-mill operating levy, which rate equals 5-mills for each one dollar of valuation which amounts to 0.5 cents (\$0.5) for each one hundred dollars of valuation for the benefit of the Village of Buckeye Lake for the providing of fire protection and services.

Section 3: Once the certification from the Auditor is received, Council intends to request the Board of County Commissioners of Licking County to submit the question of the renewal of that levy to the electors residing within the Buckeye Lake corporate limits at an election in November 2012, as authorized by Sections 5705.03, 5705.192 and 5705.25 of the Ohio Revised Code.

Section 4: The levy shall be in effect for five years and shall be placed upon the tax list and duplicate for the 2013 tax year, if a majority of the electors voting thereon vote in favor thereof.

Section 5: In accordance with the requirements of Section 5705.03 of the Ohio Revised Code, Council hereby requests the Licking County Auditor to certify to this Village Council and to the Board of County Commissioners of Licking County the dollar amount of revenue that would be generated by the tax.

Section 6: The Treasurer of the Village is hereby directed to certify a copy of this Resolution to the Licking County Auditor to obtain the certification specified in Section 5 hereof.

Section 7: It is hereby found and determined that all formal actions of this Village Council and any of its committees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council or committees, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

Section 8: That in order to protect the health, safety and welfare of the citizens of the Village of Buckeye Lake in that the adoption of this resolution is immediately necessary in order to meet the deadline of the Licking County Board of Election requirements for placing a tax levy on the ballot this Resolution is declared to be an emergency measure and it shall become effective on its passage and signature of the Mayor.

Adopted the \_\_\_\_\_ day of \_\_\_\_\_, 2013

ATTEST:

\_\_\_\_\_  
CHARLENE HAYDEN, Council President

\_\_\_\_\_  
RICHARD E. BAKER, Mayor

Approved as to form: \_\_\_\_\_  
Richard S. Bindley, Solicitor

1-24-13

*Motion to adopt 2013-02 failed 0-7.*