

ORDINANCE 2026.24

AN ORDINANCE DIRECTING THE CLERK OF COUNCIL TO CERTIFY A PROPOSED AMENDMENT TO THE CITY OF SUNBURY OHIO CHARTER TO THE DELAWARE COUNTY BOARD OF ELECTIONS FOR PLACEMENT OF THE QUESTION OF THE CHARTER AMENDMENT UPON THE NOVEMBER 3, 2026 GENERAL ELECTION BALLOT TO BE SUBMITTED TO THE CITY'S ELECTORS FOR FINAL REVIEW AND APPROVAL

WHEREAS, the Charter of the City of Sunbury, Ohio was originally adopted on January 1, 2020; and

WHEREAS, amendments to the Charter proposed by the Charter Review Commission were approved by the electors of the City of Sunbury at the general election held November 4th, 2025.

WHEREAS, Petitions for Submission of Proposed Amendment to add Article XI, Section 11.05 to the Charter of the City of Sunbury, Ohio, signed by the requisite number of electors as verified by the Board of Elections of Delaware County have been submitted to the City; and

WHEREAS, A copy of the proposed Charter Amendment set forth in the Petitions is attached hereto as "Exhibit A"; and

WHEREAS, pursuant to Article XVIII Section 9 of the Ohio Constitution, the legislature of Sunbury is required to provide by ordinance for the submission to the Board of Elections the question of whether to approve the proposed amendment to the Charter, by placement on the November 3, 2026 general election ballot for consideration by the electors of the City of Sunbury.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Sunbury, Delaware County, Ohio that:

SECTION I: The question of the adoption of the proposed amendment adding "Article XI, Section 11.05: Prohibition of Construction of a Data Center" to the Charter of the City of Sunbury, Ohio, as set forth in "Exhibit A" to this Ordinance, shall be submitted to a vote of the qualified electors of the City of Sunbury, Ohio at the next general election to be held on November 3, 2026, during the regular hours of voting and at the regular places as established by the Board of Elections of Delaware County, Ohio

SECTION II: The Clerk of Council is hereby directed to certify this Ordinance to the Board of Elections of Delaware County with instructions that the Board of Elections place the question of the Charter Amendment on the November 3, 2026 general election ballot, and submit the same to the City's electors, in conformance with all applicable State and local election laws.

SECTION III: The Clerk of Council is hereby further directed to give notice to the public of the proposed Charter Amendment in accordance with Article XVIII, § 9 of the Ohio Constitution and Ohio Revised Code 731.211 by mailing a copy of the Charter Amendment to each elector whose name appears upon the poll or registration books of the last regular or general election held within the City, not less than thirty (30) days prior to the November 3, 2026, election.

SECTION V: It is found and determined that all formal actions of this Council concerning and related to the adoption of this Ordinance were adopted in open meetings of this Council, and that all deliberations of this Council and of any of the committees that resulted in such formal action were meetings open to the public, and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

WHEREFORE, pursuant to article 4 paragraph 4.07(A) (4) of the Charter of Sunbury Ohio, this Ordinance shall be in full force and effect immediately upon its passage.

VOTE ON SUSPENSION OF THE RULES

YEAS

NAYS

VOTE ON ORDINANCE 2026.24

YEAS

NAYS

PASSED: _____, 2026

Joseph St. John, Mayor

ATTEST:

Alyssa Graziano, Clerk of Council

CERTIFICATION

I hereby certify on this _____ day of _____, 2026,
that the foregoing is a true and accurate copy of the Ordinance passed at the meeting held on
_____, 2026 of the City of Sunbury, County of Delaware,
State of Ohio.

Alyssa Graziano, Clerk of Council