



**STEPTOE &  
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March 28, 2023

***VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED***

West Virginia Municipal Home Rule Board  
Post Office Box 11360  
Charleston, West Virginia 25339-1360

Re: Town of Farmington - Municipal Home Rule Application

To Whom it May Concern:

Enclosed please find an original and eight copies of the Town of Farmington's Municipal Home Rule Application. Also, enclosed is a CD-ROM that includes the Town of Farmington's Municipal Home Rule Application.

Thank you in advance for your attention to this matter, and please contact me should you have any questions.

Sincerely,

Todd M. Swanson

Encl.



# West Virginia Municipal Home Rule Program Application of the Town of Farmington

Prepared: March 2024

## **West Virginia Municipal Home Rule Program**

### **2023 Application of the Town of Farmington**

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- Exhibit F - State of West Virginia Fees Statement
- Exhibit G - Agreement to Requirements Statement

## Section I: Application Information

### A. General Information

Name of Municipality: Town of Farmington  
Certifying Official: William H. Glasscock Jr. (Bill)  
Contact Person: Cathy Toothman, Town Recorder  
Address: PO Box 520 - 1314 Mill St.  
Farmington, WV 26571  
Telephone: (304) 825-6442  
Fax: (304) 825-6325  
Email: [farmingtontown@frontier.com](mailto:farmingtontown@frontier.com)  
Population 2020 Census: 359

Farmington Town Council Members:

Thomas Sherry  
Meredith Banick  
Ron Jenkins  
Teresa Midjette  
Lurita Jenkins

### B. Municipal Classification:

Class IV

### C. Categories of Issues to Be Addressed

☒Tax   ☐Organization   ☐Administrative   ☐Personnel   ☐Other

## **Section II: Narrative**

### **Introduction and Executive Summary**

The Town of Farmington was incorporated by the State of West Virginia in 1896. Farmington is a Class IV town in Marion County and is located along Buffalo Creek that runs along Rt. 250 North. Rt. 250 is a heavily traveled route between Fairmont and the Wetzel County line. The center of Farmington is located on Rt. 218 which is also a heavily traveled direct route to Fairview. Rt. 218 connects to Rt. 250 for access to North or South on Rt. 250.

The Town's most recent census data of 359 has declined from 445 in 2019. The Town of Farmington is not a large city but most of the population has lived here their entire lives.

Farmington is known for being the home of Senator Joe Manchin III and the No. 9 mine disaster that happened on November 20, 1968. The Farmington Mine disaster was an explosion that happened at approximately 5:30 a.m. at the Consol No. 9 coal mine north of Farmington and Mannington, West Virginia. The explosion was large enough to be felt in Fairmont, almost 12 miles away. At the time, 99 miners were inside. Farmington is also the home of a few well-known sports athletes.

The Town of Farmington does not have any large manufacturers or large businesses. We are home to a few franchises and a few individually owned businesses.

The Town is a small community trying to survive in a global economic system which has been particularly hard on municipalities across Appalachia and the Rust Belt. We would like to be able to comfortably

repair our streets, purchase items to beautify our town, as well as hold small events for our citizens. Day-to-day operational costs are of particular concern for Farmington. For example, the cost of blacktop as well as gravel is very costly for our town. Winters are hard in West Virginia and the amount of salt, cinders and plowing they require damages our streets.

Becoming a part of the West Virginia Home Rule, the Town of Farmington will be able to do more with just a little bit of help. The funds that are generated with the 1% Gross Sales Tax will increase our revenue into our General Fund and help us to be able to do that extra effort.

The Town of Farmington revenue in our General Fund is not a large amount. Any expenses which are not directly related to water and sewer are paid for by our General Fund (including Police Department payroll). We believe West Virginia Home Rule will greatly benefit the Town of Farmington.

The Town of Farmington seeks Home Rule authority in one area.

1. Impose a 1% Gross Sales Tax and reduce a selected business and occupation tax category.

**1. Impose a 1% Sales Tax and reduce a selected Business and Occupational Tax Category**

**Issue Category: Tax**

The Town of Farmington is seeking to restructure its business tax structure by reducing a class of the Business and Occupational Tax and institute a 1% Sales Tax to increase the Town's General Fund revenue to help with improvements inside of the corporate limits of Farmington. This new sales tax will be like surrounding towns in the area who have already implemented the 1% Gross Sales Tax.

**Specific Legal Barrier**

W. Va. Code§ 8-13C-4

**Problem Caused by Legal Barrier**

Farmington is a very small town with a small residential base. The Town is located in the "Heart of Marion County" with two major routes that are heavily traveled and provide service to much larger population centers. Presently, the town is only able to generate revenue via taxation by imposing a municipal Business & Occupational tax or by imposing a sales tax. The W. Va. Code requires that the two taxes be mutually exclusive. W. Va. Code § 8-13C-1 *et seq.* contemplates the imposition of a sales tax by municipalities either for pension relief or as an "alternative municipal sales tax" at a rate not to exceed one percent.

The Town of Farmington currently imposes a B&O tax on businesses, but the B&O tax is neither a wholly fair tax on some categories nor does it provide adequate revenue to support community needs.

Under W.Va. Code § 8-1-Sa(i)(14}, municipalities participating in the Municipal Home Rule Program do not have the authority to pass an ordinance under Home rule pertaining to taxation, except that a participating municipality may enact a municipal sales tax up to one percent if it reduces or eliminates.

Farmington has a Business and Occupational Tax, but this tax is not a fair tax on some of the categories nor does it provide adequate revenue to support the needs of Farmington. W. Va. Code§ 8-13C-1 *et seq.* contemplates the imposition of a sales tax by municipalities either for pension relief or as an "alternative municipal tax" at a rate not to exceed one percent. However, a municipality may only impose such a sales tax if it completely eliminates the B&O Tax. W. Va. Code § 8-13C- 4(b}.

Under W. Va. Code § 8-1-Sa(i}{14} municipalities participating in the Municipal Home Rule Program do not have the authority to pass an ordinance under Home Rule pertaining to taxation, except that a participating municipality may enact a municipal sales tax up to one percent if it reduces or eliminates it municipal B&O tax. However, a sales tax alone without the B&O tax would exempt certain critical town businesses (banks, rentals, real estate agents, manufacturing} from paying a municipal tax.

### **Proposed Solution**

The Town of Farmington proposes to impose a municipal sales tax of 1% on all taxable sales under the West Virginia Code within the city. At the same time, the Town will reduce B&O tax on selected categories that would be subject to sales tax. In this way, most business classes would pay a municipal tax.



### **Section III: Supporting Documentation**

Exhibit A- Publication and Notice Verification

Exhibit B - Public Hearing Verification

Exhibit C- Ordinance Authorizing Submission of Plan

Exhibit D - Fiscal Impact Statement

Exhibit E - Attorney Opinion

Exhibit F - State of West Virginia Fees Statement

Exhibit G - Agreement to Requirements Statement

# **Exhibit A**

## **Publication and Notice Verification**

Town of Farmington Home Rule Application

# TIMES-WEST VIRGINIAN

300 Quincy Street, Fairmont, WV 26554-3136  
www.timeswv.com Phone: 304-367-2500 • Fax: 304-367-2569

## Affidavit of Publication

### STATE OF WEST VIRGINIA COUNTY OF MARION,

I, Christina Lantz, of the Times-West Virginian, a daily newspaper published in the city of Fairmont, county of Marion, West Virginia, do certify that the notice attached hereto under the caption;

#### Legal Advertisements

was published in the **said** Times-West Virginian 2 time(s) on the following day(s), namely Times-West Virginian: 12/13/23, 12/20/23.

Publication Fee: \$46.11

Signed: Christina Lantz

Taken, subscribed and sworn to before me this day  
12/20/2023

My commission: (/;?

Notary Public b. 1 -



#### NOTICE OF PUBLIC HEARING TOWN OF FARMINGTON APPLICATION UNDER HOME RULE PROGRAM

NOTICE is hereby given by the Town of Farmington, West Virginia (the "Town"), that the Town Council will hold a public hearing on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street Farmington, West Virginia for the purpose of providing members of the public an opportunity to **speak** either in favor of, or in opposition to, the proposed Town of Farmington Application and Plan to participate in the West Virginia Home Rule Program. The comments provided by members of the public shall be considered by the Town in the completion of the Town's Application and Plan. The first reading of the ordinance approving the Town of Farmington Application and Plan to the West Virginia Home Rule Program was held at the regularly scheduled meeting of the Town Council September 18, 2023. A copy of the Application and Plan is on file in the office of the Town Recorder and is available for review by members of the public during regular business hours.

TOWN OF FARMINGTON



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lodd.s1va11so11@step1<1c-johnson.mm

December 11, 2023

***VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED***

West Virginia Department of Health and Human Resources  
Attn: Secretary Young  
One Davis Square  
Suite 100 East  
Charleston, West Virginia 25301

Re: Town of Farmington - Municipal Home Rule Application

Dr. Young,

This letter serves as notice under W. VA. CODE § 8-1-Sa that the Town of Farmington (the "Town") plans to hold a public hearing on its proposed Home Rule Application (the "Application") on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street Farmington, West Virginia. Enclosed is a copy of the notice the Town will have published as a Class II legal advertisement.

Thank you in advance for your attention to this matter, and please contact me should you have any questions.

Sincerely,

Todd M. Swanson

Encl.

**NOTICE OF PUBLIC HEARING  
TOWN OF FARMINGTON  
APPLICATION UNDER HOME RULE PROGRAM**

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December 11, 2023

***VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED***

West Virginia National Guard  
Attn: Adjutant General Crane  
1703 Coonskin Drive  
Charleston, W.Va. 25311

Re: Town of Farmington - Municipal Home Rule Application

Maj. Gen. Bill Crane,

This letter serves as notice under W. VA. CODE § 8-1-Sa that the Town of Farmington (the "Town") plans to hold a public hearing on its proposed Home Rule Application (the "Application") on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street, Farmington, West Virginia. Enclosed is a copy of the notice the Town will have published as a Class II legal advertisement.

Thank you in advance for your attention to this matter, and please contact me should you have any questions.

Sincerely,

Todd M. Swanson

Encl.

**NOTICE OF PUBLIC HEARING  
TOWN OF FARMINGTON  
APPLICATION UNDER HOME RULE PROGRAM**

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TOWN OF FARMINGTON



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December 11, 2023

***VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED***

Department of Transportation  
Attn: Secretary Wriston  
Building 5  
1900 Kanawha Blvd E  
Charleston, WV 25305

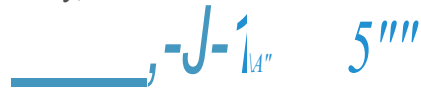
Re: Town of Farmington - Municipal Home Rule Application

Secretary Wriston,

This letter serves as notice under W. VA. CODE § 8-1-Sa that the Town of Farmington (the "Town") plans to hold a public hearing on its proposed Home Rule Application (the "Application") on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street, Farmington, West Virginia. Enclosed is a copy of the notice the Town will have published as a Class II legal advertisement.

Thank you in advance for your attention to this matter, and please contact me should you have any questions.

Sincerely,



Todd M. Swanson

Encl.



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todd.swanson@stcptoc johnson.com

December 11, 2023

***VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED***

Department of Veterans Assistance  
Attn: Secretary Diaz  
1900 Kanawha Blvd  
Building 5 Room 205  
Charleston, WV 25305

Re: Town of Fannington- Municipal Home Rule Application

Secretary Diaz,

This letter serves as notice under W. VA. CODE § 8-1-Sa that the Town of Farmington (the "Town") plans to hold a public hearing on its proposed Home Rule Application (the "Application") on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street, Farmington, West Virginia. Enclosed is a copy of the notice the Town will have published as a Class II legal advertisement.

Thank you in advance for your attention to this matter, and please contact me should you have any questions.

Sincerely,

Todd M. Swanson

Encl.

**NOTICE OF PUBLIC HEARING  
TOWN OF FARMINGTON  
APPLICATION UNDER HOME RULE PROGRAM**

NOTICE is hereby given by the Town of Farmington, West Virginia (the "Town"), that the Town Council will hold a public hearing on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street Farmington, West Virginia for the purpose of providing members of the public an opportunity to speak either in favor of, or in opposition to, the proposed Town of Farmington Application and Plan to participate in the West Virginia Home Rule Program. The comments provided by members of the public shall be considered by the Town in the completion of the Town's Application and Plan. The first reading of the ordinance approving the Town of Farmington Application and Plan to the West Virginia Home Rule Program was held at the regularly scheduled meeting of the Town Council September 18, 2023. A copy of the Application and Plan is on file in the office of the Town Recorder and is available for review by members of the public during regular business hours.

TOWN OFF ARMINGTON



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todd.swalliso11@stept., -jull11so11.co111

December 11, 2023

**VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

Department of Tourism  
Attn: Secretary Ruby  
Building 3, Suite 100  
State Capitol Complex  
1900 Kanawha Boulevard, East  
Charleston, WV 25305

Re: Town of Farmington- Municipal Home Rule Application

Secretary Ruby,

This letter serves as notice under W. VA. CODE § 8-1-Sa that the Town of Farmington (the "Town") plans to hold a public hearing on its proposed Home Rule Application (the "Application") on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street, Fannington, West Virginia. Enclosed is a copy of the notice the Town will have published as a Class II legal advertisement.

Thank you in advance for your attention to this matter, and please contact me should you have any questions.

Sincerely,

*--f-----/I v'-- ,,J",,,.------*

Todd M. Swanson

Encl.

**NOTICE OF PUBLIC HEARING  
TOWN OF FARMINGTON  
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TOWN OF FARMINGTON



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tmld.s.vanson@slcptoc-jolnson.com

December 11, 2023

***VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED***

Bureau of Senior Services  
Attn: Secretary Worley  
1900 Kanawha Blvd. East  
Charleston, WV 25305

Re: Town of Farmington - Municipal Home Rule Application

Secretary Worley,

This letter serves as notice under W. VA. Code § 8-1-5a that the Town of Farmington (the "Town") plans to hold a public hearing on its proposed Home Rule Application (the "Application") on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street, Farmington, West Virginia. Enclosed is a copy of the notice the Town will have published as a Class 11 legal advertisement.

Thank you in advance for your attention to this matter, and please contact me should you have any questions.

Sincerely,

Todd M. Swanson

Encl.

**NOTICE OF PUBLIC HEARING  
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NOTICE is hereby given by the Town of Farmington, West Virginia (the "Town"), that the Town Council will hold a public hearing on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street Farmington, West Virginia for the purpose of providing members of the public an opportunity to speak either in favor of, or in opposition to, the proposed Town of Farmington Application and Plan to participate in the West Virginia Home Rule Program. The comments provided by members of the public shall be considered by the Town in the completion of the Town's Application and Plan. The first reading of the ordinance approving the Town of Farmington Application and Plan to the West Virginia Home Rule Program was held at the regularly scheduled meeting of the Town Council September 18, 2023. A copy of the Application and Plan is on file in the office of the Town Recorder and is available for review by members of the public during regular business hours.

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todd.s1vanso11@slcptoe.j1111so11.co111

December 11, 2023

***VIA CE1 TIFIED Iv/AIL  
RETURN RECEIPT REQUESTED***

Department of Revenue  
Attn: Secretary Hardy  
State Capitol  
Building 1, W-300  
Charleston WV 25305

Re: Town of Farmington - Municipal Home Rule Application

Secretary Hardy,

This letter serves as notice under W. VA. CODE § 8-1-Sa that the Town of Farmington (the "Town") plans to hold a public hearing on its proposed Home Rule Application (the "Application") on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street, Farmington, West Virginia. Enclosed is a copy of the notice the Town will have published as a Class II legal advertisement.

Thank you in advance for your attention to this matter, and please contact me should you have any questions.

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-r --.L.....( r /

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TOWN OF FARMINGTON



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1,1dd.swansrn1@s1cplrw johnso11.com

VIA CL., REGISTERED MAIL  
RETURN RECEIPT REQUESTED

Re: Town of Farmington - Municipal Home Rule Application

This letter serves as notice under W. VA. CODE § 8-1-Sa that the Town of Farmington (the "Town") plans to hold a public hearing on its proposed Home Rule Application (the "Application") on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street, Farmington, West Virginia. Enclosed is a copy of the notice the Town will have published as a Class II legal advertisement.

Sincerely,

—,---f.t """/

Encl.

**NOTICE OF PUBLIC HEARING**  
**TOWN OF FARMINGTON**  
**APPLICATION UNDER HOME RULE PROGRAM**

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1odd.s.v11nson@s1cp11, -.inhmon.c,)m

December 11, 2023

***VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED***

Department of Environmental Protection  
Attn: Secretary Ward  
601 57th Street SE  
Charleston, WV 25304

Re: Town of Farmington - Municipal Home Rule Application

Secretary Ward,

This letter serves as notice under W. VA. CODE \* 8-1-Sa that the Town of Farmington (the "Town") plans to hold a public hearing on its proposed Home Rule Application (the "Application") on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street, Farmington, West Virginia. Enclosed is a copy of the notice the Town will have published as a Class II legal advertisement.

Thank you in advance for your attention to this matter, and please contact me should you have any questions.

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Todd M. Swanson

Encl.

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TOWN OFF ARMINGTON  
APPLICATION UNDER HOME RULE PROGRAM**

NOTICE is hereby given by the Town of Farmington, West Virginia (the "Town"), that the Town Council will hold a public hearing on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street Farmington, West Virginia for the purpose of providing members of the public an opportunity to speak either in favor of, or in opposition to, the proposed Town of Farmington Application and Plan to participate in the West Virginia Home Rule Program. The comments provided by members of the public shall be considered by the Town in the completion of the Town's Application and Plan. The first reading of the ordinance approving the Town of Farmington Application and Plan to the West Virginia Home Rule Program was held at the regularly scheduled meeting of the Town Council September 18, 2023. A copy of the Application and Plan is on file in the office of the Town Recorder and is available for review by members of the public during regular business hours.

TOWN OFF ARMINGTON



**STEPTOE &  
JOHNSON**  
ATTORNEYS AT LAW

Chase Tower, 17th Floor  
P.O. Box 1588  
Charleston, WV 25326-1588  
(304) 353-8000 (304) 933-8704 Fax  
www.stepto-johnson.com

Writer's Contact Information  
(304) 353-8148-Telephnnc  
(304) 353-8180- Facsimile  
todd.s.va11son@sleploc:ioh11s<111.com

December 11, 2023

***VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED***

Attn: Secretary Carmichael  
1900 Kanawha Boulevard East  
Building 3, Suite 600  
Charleston, WV 25305

Re: Town of Farmington - Municipal Home Rule Application

Secretary Carmichael,

This letter serves as notice under W. VA. CODE 8-1-Sa that the Town of Farmington (the "Town") plans to hold a public hearing on its proposed Home Rule Application (the "Application") on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street, Farmington, West Virginia. Enclosed is a copy of the notice the Town will have published as a Class IJ legal advertisement.

Thank you in advance for your attention to this matter, and please contact me should you have any questions.

Sincerely,

Todd M. Swanson

Encl.

**NOTICE OF PUBLIC HEARING  
TOWN OF FARMINGTON  
APPLICATION UNDER HOME RULE PROGRAM**

NOTICE is hereby given by the Town of Farmington, West Virginia (the "Town"), that the Town Council will hold a public hearing on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street Farmington, West Virginia for the purpose of providing members of the public an opportunity to speak either in favor of, or in opposition to, the proposed Town of Farmington Application and Plan to participate in the West Virginia Home Rule Program. The comments provided by members of the public shall be considered by the Town in the completion of the Town's Application and Plan. The first reading of the ordinance approving the Town of Farmington Application and Plan to the West Virginia Home Rule Program was held at the regularly scheduled meeting of the Town Council September 18, 2023. A copy of the Application and Plan is on file in the office of the Town Recorder and is available for review by members of the public during regular business hours.

TOWN OF FARMINGTON



**STEPTOE &  
JOHNSON**  
ATTORNEYS AT LAW

Chase Tower, 17th Floor  
P.O. Box 1588  
Charleston, WV 25326-1588  
(304) 353-8000 (304) 933-8704 Fax  
www.steptoel-johnson.com

Writer's Contact Information  
(304) 353-8148 • Telephone  
(304) 353-8180 • Facsimile  
tudd.swllnso11(£1btep1,,c-j111hns,,11.com

December 11, 2023

***VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED***

Department of Arts, Culture, and History  
Attn: Secretary Reid-Smith  
The Culture Center  
State Capitol Complex  
1900 Kanawha Boulevard, East  
Charleston, WV 25305-0300

Re: Town of Farmington - Municipal Home Rule Application

Secretary Reid-Smith,

This letter serves as notice under W. VA. CODE § 8-1-Sa that the Town of Farmington (the "Town") plans to hold a public hearing on its proposed Home Rule Application (the "Application") on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street, Farmington, West Virginia. Enclosed is a copy of the notice the Town will have published as a Class II legal advertisement.

Thank you in advance for your attention to this matter, and please contact me should you have any questions.

Sincerely,

Todd M. Swanson

Encl.



**NOTICE OF PUBLIC HEARING  
TOWN OF FARMINGTON  
APPLICATION UNDER HOME RULE PROGRAM**

NOTICE is hereby given by the Town of Farmington, West Virginia (the "Town"), that the Town Council will hold a public hearing on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street Farmington, West Virginia for the purpose of providing members of the public an opportunity to speak either in favor of, or in opposition to, the proposed Town of Farmington Application and Plan to participate in the West Virginia Home Rule Program. The comments provided by members of the public shall be considered by the Town in the completion of the Town's Application and Plan. The first reading of the ordinance approving the Town of Farmington Application and Plan to the West Virginia Home Rule Program was held at the regularly scheduled meeting of the Town Council September 18, 2023. A copy of the Application and Plan is on file in the office of the Town Recorder and is available for review by members of the public during regular business hours.

TOWN OF FARMINGTON



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JOHNSON**  
ATTORNEYS AT LAW

Chase Tower, 17th Floor  
P.O. Box 1588  
Charleston, WV 25326-1588  
(304) 353-8000 (304) 933-8704 Fax  
www.stepto-johnson.com

**Writer's Contact Information**  
(304) 353-8148 --- Tckphnnc  
(304) 353-8180-- Fnrsmik  
to<ld.SWIIIBoH(!"SICpl<1c-jul111 <111.com

December 11, 2023

***VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED***

Department of Commerce  
Attn: Secretary Bailey  
1900 Kanawha Boulevard East  
Building 3, Suite 600  
Charleston, WV 25305

Re: Town of Farmington -Municipal Home Rule Application

Secretary Bailey,

This letter serves as notice under W. VA. CODE 8-1-Sa that the Town or Farmington (the "Town") plans to hold a public hearing on its proposed Home Rule Application (the "Application") on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street. Farmington, West Virginia. Enclosed is a copy of the notice the Town will have published as a Class II legal advertisement.

Thank you in advance for your attention to this matter, and please contact me should you have any questions.

Sincerely,

\_\_\_\_r\_\_\_\_\_, J ' w, ,) \_\_\_\_\_

Todd M. Swanson

Encl.

**NOTICE OF PUBLIC HEARING  
TOWN OF FARMINGTON  
APPLICATION UNDER HOME RULE PROGRAM**

NOTICE is hereby given by the Town of Farmington, West Virginia (the "Town"), that the Town Council will hold a public hearing on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street Farmington, West Virginia for the purpose of providing members of the public an opportunity to speak either in favor of, or in opposition to, the proposed Town of Farmington Application and Plan to participate in the West Virginia Home Rule Program. The comments provided by members of the public shall be considered by the Town in the completion of the Town's Application and Plan. The first reading of the ordinance approving the Town of Farmington Application and Plan to the West Virginia Home Rule Program was held at the regularly scheduled meeting of the Town Council September 18, 2023. A copy of the Application and Plan is on file in the office of the Town Recorder and is available for review by members of the public during regular business hours.

TOWN OF FARMINGTON



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JOHNSON**  
ATTORNEYS AT LAW

Chase Tower, 17th Floor  
P.O. Box 1588  
Charleston, WV 25326,1588  
(304) 353-8000 (304) 933-8704 Fax  
www.stepToe-johnson.com

**Writer's Contact Information**  
(304) 353-8148--Telephonic  
(304) 353-8180- Facsimile  
tjddsvaliso11@;lept,e-johnsu11.com

December 11, 2023

***VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED***

Department of Administration  
Attn: Secretary Scott  
Building 1, Room E119  
1900 Kanawha Blvd East  
Charleston, WV 25305

Re: • Town of Fannington - Municipal Home Rule Application

Secretary Scott,

This letter serves as notice under W. VA. CODE 8-1-Sa that the Town or Farmington (the "Town") plans to hold a public hearing on its proposed Home Rule Application (the "Application") on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street, Farmington, West Virginia. Enclosed is a copy of the notice the Town will have published as a Class II legal advertisement.

Thank you in advance for your attention to this matter, and please contact me should you have any questions.

Sincerely,

*r-1-1 vv-5-----*

Todd M. Swanson

Encl.

**NOTICE OF PUBLIC HEARING  
TOWN OF FARMINGTON  
APPLICATION UNDER HOME RULE PROGRAM**

NOTICE is hereby given by the Town of Farmington, West Virginia (the "Town"), that the Town Council will hold a public hearing on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street Farmington, West Virginia for the purpose of providing members of the public an opportunity to speak either in favor of, or in opposition to, the proposed Town of Farmington Application and Plan to participate in the West Virginia Home Rule Program. The comments provided by members of the public shall be considered by the Town in the completion of the Town's Application and Plan. The first reading of the ordinance approving the Town of Farmington Application and Plan to the West Virginia Home Rule Program was held at the regularly scheduled meeting of the Town Council September 18, 2023. A copy of the Application and Plan is on file in the office of the Town Recorder and is available for review by members of the public during regular business hours.

TOWN OF FARMINGTON



**STEPTOE &  
JOHNSON**  
ATTORNEYS AT LAW

Chase Tower, 17th Floor  
P.O. Box 1588  
Charleston, WV 25326-1588  
(304) 353-8000 (304) 933-8704 Fax  
www.stepto-johnson.com

Writer's Contact Information  
(304) 353-8148 - Tel plrnn  
(304) 353-8180 - Facsimile  
lndcl.sw,111son@stept1\*c-j1,hn,on.cnm

October 16, 2023

***VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED***

West Virginia Municipal Home Rule Board  
Attn: Board Members  
P. O. Box 11360  
Charleston, WV 25339-1360

Re: Town of Farmington - Municipal Home Rule Application

Dear Board Members:

This letter serves as notice under W. VA. CODE 8-1-Sa that the Town ol.'  
Fal111ington (the "Town") plans to hold a public hearing on its proposed Home Rule Application  
(the "Application") on January 15, 2024 at 6:00 p.m. at the Town Hall, 1314 Mill Street.  
Faimington, West Virginia. Enclosed is a copy of the notice the Town will have published as a  
Class II legal advertisement.

Thank you in advance for your attention to this matter, and please contact me should  
you bave any questions.

Sincerely,

Todd M. Swanson

Encl.

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TOWN OF FARMINGTON  
APPLICATION UNDER HOME RULE PROGRAM**

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TOWN OF FARMINGTON

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Department of Administration  
Attn: Secretary Scott  
Building 1, Room E119  
1900 Kanawha Boulevard East  
Charleston, WV 25305



9590 9402 5927 0049 2286 95

2. Article Number (1's sniffer from service label)

7 18 113 D a0a1 7975 4b4

PS Form 3811, July 2015 PSN 7530-02-000-9053

## COMPLETE THIS SECTION ON DELIVERY

A. Sign #..#\_ , 7/ X , "S" & /CJ Agent Addressee  
Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? CJ Yes  
If YES, enter delivery address below: CJ No

B. Service Type ☐ Priority Mail Express

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☐ Insured Mail ☐ Signature Confirmation☐ Restricted Delivery Restricted Delivery

Domestic Return Receipt

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article

Department of Tourism  
Attn: Secretary Ruby  
Building 3, Suite 100  
State Capitol Complex  
1900 Kanawha Blvd. E  
Charleston, WV 25305



9590 9402 5927 0049 2285 89

2. Article Number (1's sniffer from service label)

J 18 113 0001 7975 456 3

PS Form 3811, July 2015 PSN 7530-02-000-9053

## COMPLETE THIS SECTION ON DELIVERY

A. Signature X *Phillip K. Gant* ☐ Agent ☐ Addressee  
B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: CJ No

§ 1 ¥5 Res'tctd DeRvc  
☐ Certified Mail Restricted Delivery  
☐ Collect on Delivery  
☐ Collect on Delivery Restricted Delivery  
☐ Insured Mail  
☐ Insured Mail Restricted Delivery  
Signature Confirmation™  
Signature Confirmation  
Restricted Delivery

Domestic Return Receipt

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Department of Revenue  
Attn: Secretary Hardy  
State Capitol  
Building 1, W-300  
Charleston, WV 25305



9590 9402 5927 0049 2286 02

2. Article Number (1's sniffer from service label)

\ 113 0 0001 7975 458 7

PS Form 3811, July 2015 PSN 7530-02-000-9053

## COMPLETE THIS SECTION ON DELIVERY

A. Signature X *Phillip K. Gant* ☐ Agent ☐ Addressee  
B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? CJ Yes  
If YES, enter delivery address below: CJ No

g f g  
Certified Mail® Restricted Delivery  
Certified Mail Restricted Delivery  
Collect on Delivery Restricted Delivery  
☐ Insured Mail  
D Insured Mail Restricted Delivery  
Signature Confirmation™  
Signature Confirmation  
Restricted Delivery

Domestic Return Receipt



**COMPLETE THIS SECTION ON DELIVERY**

**A. Signature**

8- [i;Restr Delivery

## SENDER: COMPLETE THIS SECTION

COMPLETE F/H/S SEG TION ON DELIVERY

**A. Signature**

## SENDER: COMPLETE THIS SECTION

**COMPLETE THIS SECTION ON DELIVERY**

**A. Signature**

Domestic Return Receipt

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Address

Department of Commerce  
Attn: Secretary Bailey  
1900 Kanawha Boulevard East  
Building 3, Room 600  
Charleston, WV 25305

9590 9402 5927 0049 2286 71

8 1130 0001 7975 4624

PS Form 3811, July 2015 PSN 7530-02-000-9053

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]* ssee  
B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type  
☐ Adult Signature  
☐ Signature Restricted Delivery  
☐ Collect on Delivery  
☐ Insured Mail  
☐ Insured Mail Restricted Delivery (over \$500)

☐ Priority Mail Express®  
☐ Registered Mail™  
☐ Registered Mail Restricted Delivery  
☐ Signature Confirmation™  
☐ Signature Confirmation Restricted Delivery

## SENDER: COMPLETE THIS SECTION

- Complete Items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Address

Department of Transportation  
Attn: Secretary Wriston  
Building 5  
1900 Kanawha Blvd. E  
Charleston, WV 25305

9590 9402 5927 0049 2285 65

7D 18 1130 00D1 7975 4549

PS Form 3811, July 2015 PSN 7530-02-000-9053

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]* Agent  
B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type  
☐ Adult Signature  
☐ Adult Signature Restricted Delivery  
☐ Certified Mail®  
☐ Certified Mail Restricted Delivery  
☐ Collect on Delivery  
☐ Collect on Delivery Restricted Delivery  
☐ Insured Mail  
☐ Insured Mail Restricted Delivery

☐ Priority Mail Express®  
☐ Registered Mail™  
☐ Registered Mail Restricted Delivery  
☐ Signature Confirmation™  
☐ Signature Confirmation Restricted Delivery

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Department of Arts, Culture, and History  
Attn: Secretary Reid-Smith  
The Culture Center  
State Capitol Complex  
1900 Kanawha Boulevard East  
Charleston, WV 2530-03005

9590 9402 5927 0049 2286 88

J 1130 0001 7975 4631

PS Form 3811, July 2015 PSN 7530-02-000-9053

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]* Agent  
B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type  
☐ Adult Signature  
☐ Adult Signature Restricted Delivery  
☐ Certified Mail®  
☐ Certified Mail Restricted Delivery  
☐ Collect on Delivery  
☐ Collect on Delivery Restricted Delivery  
☐ Insured Mail  
☐ Insured Mail Restricted Delivery (over \$500)

☐ Priority Mail Express®  
☐ Registered Mail™  
☐ Registered Mail Restricted Delivery  
☐ Return Receipt for Merchandise  
☐ Signature Confirmation™  
☐ Signature Confirmation Restricted Delivery

Domestic Return Receipt

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Department of Homeland Security  
Attn: Secretary Sorsaia  
1900 Kanawha Blvd., E.  
Building 1, Room W-400  
Charleston, WV 25305

9590 9402 5927 0049 2285 34

2. Article Number (Transfer from service label)

J 18 113 0 00 1 7975 4594

PS Form 3811, July 2015 PSN 7530-02-000-9053

## SENDER: COMPLETE THIS SECTION

- complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Department of Environmental Protection  
Attn: Secretary Ward  
601 57<sup>th</sup> Street SE  
Building L Room W-400  
Charleston, WV 25304

9590 9402 5927 0049 2287 25

8-1-130 00 1 7975-4594

PS Form 3811, July 2015 PSN 7530-02-000-9053

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Agent

Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below. ☐ No

3. Service Type

a Priority Mail Express®

g Adult Signature Restricted Delivery

g Registered Mail™

☐ Certified Mail™ Restricted Delivery

Registered Mail™ Restricted Delivery

☐ Collect on Delivery Restricted Delivery

Merchandise Signature Confirmation™

☐ Insured Mail

Signature Confirmation™

☐ 1st Class Restricted Delivery

Registered Delivery

Domestic Return Receipt

A. Signature

X

Agent

Addressee

B. Received by (Printed Name)

O. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below. ☐ No

DEC 13 2023

ADMINISTRATIVE SERVICES

g Adult Signature Restricted Delivery

8:51:00 PM

☐ Certified Mail™ Restricted Delivery

Registered Mail™ Restricted Delivery

☐ Collect on Delivery Restricted Delivery

Merchandise Signature Confirmation™

☐ Insured Mail

Signature Confirmation™

☐ 1st Class Restricted Delivery

Registered Delivery

Domestic Return Receipt

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

West Virginia National Guard  
Attn: Adjutant General Crane  
1703 Coonskin Drive  
Charleston, WV 25311

9590 9402 5927 0049 2285 58

18 113 0 00 1 7975 4532

PS Form 3811, July 2015 PSN 7530-02-000-9053

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Agent

Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below. ☐ No

3. Service Type

a Priority Mail Express®

g Adult Signature Restricted Delivery

Registered Mail™

☐ Certified Mail™ Restricted Delivery

Registered Mail™ Restricted Delivery

☐ Collect on Delivery

Merchandise Signature Confirmation™

☐ Insured Mail

Signature Confirmation™

☐ Insured Mail Restricted Delivery

Restricted Delivery

Domestic Return Receipt

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1 Article Addressed to:

West Virginia Television Municipal Home Rule Board  
Attn: Board Members  
PO Box 11360  
Charleston, WV 25339-1360

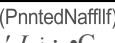
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130 QQQ1 7975 4655

PS Form 3811, July 2015 PSN 7530-02-000-9053

A. Signature

X C.: "C"  ☐ Agent  
0 Addressee

B. Received by (Printed Name)  C. Date of Delivery  
(.;, I'-L i;-C. i 2-Pt< 2.-S

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service type

☐ Adult Signature Restricted Delivery  
☐ Certified Mail®  
☐ Registered Mail™  
☐ Signature Confirmation™  
☐ Restricted Delivery  
☐ Insured Mail  
☐ Registered Delivery  
☐ Priority Mail Express®  
☐ Registered Mail™  
☐ Signature Confirmation™  
☐ Restricted Delivery  
Receipt for Merchandise  
Signature Confirmation™  
Restricted Delivery

(over=

Domestic Return Receipt

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1 Article Addressed to:

West Virginian Department of Health and Human Resources  
Attn: Secretary Young  
One Davis Square  
Suite 100 East  
Charleston, WV 25301

9590 9402 5927 0049 2285 41


1B 113 001 7975 4525

PS Form 3811, July 2016 PSN 7530-02-000-9053

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X  ☐ Agent  
☐ Addressee

B. Received by (Printed Name)  C. Date of Delivery  
J. Beaver 12/14/23

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service type

☐ Adult Signature  
☐ Certified Mail®  
☐ Registered Mail™  
☐ Signature Confirmation™  
☐ Restricted Delivery  
☐ Insured Mail  
☐ Registered Delivery  
☐ Priority Mail Express®  
☐ Registered Mail™  
☐ Signature Confirmation™  
☐ Restricted Delivery  
Receipt for Merchandise  
Signature Confirmation™  
Restricted Delivery

Cover \$500

Domestic Return Receipt

# **Exhibit B**

## **Public Hearing Verification**

**Town of Farmington Home Rule Application**

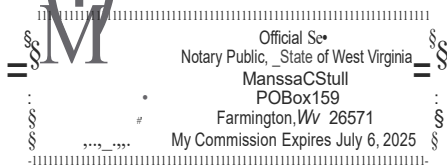
VERIFICATION OF MEEETING MINTUES  
OF THE TOWN OF FARMINGTON

I, the undersigned Clerk of the Town of Farmington, do hereby certify that on January 15, 2024 at 6:00 p.m. a public hearing was held before the regular meeting of the Town of Farmington Council, the subject of said hearing being the proposed Town of Farmington Municipal Home Rule Application and Plan. Thirty (30) days in advance of the public hearing, a notice of the public hearing was published by Class II legal advertisement once each week for two successive weeks and a copy of the proposed Town of Farmington Municipal Home Rule Application Plan was made available for public inspection at that time.

The attached are true, correct and complete copies of the minutes evidencing the public hearing. Also, attached are true, correct and complete copies of the published notices of the public hearing.

Witness the signature of the undersigned Clerk of the Town of Farmington, West

Virginia, and the seal of the Town, this 11 day of Jan 2024.



*Manissa C Stull*

*Cathy Toothman*  
Cathy Toothman  
Clerk

[SEAL]

## Council Meeting Minutes for January 15, 2024

Council members present: Bill Glasscock Mayor, Cathy Toothman (phone), Ron Jenkins, Lurita Jenkins (phone), Tom Sherry (phone), Theresa Midjette and Meredith Banick (phone)

Guests: Randy Watson from Thrasher

Meeting called to order by Mayor Bill Glasscock  
Pledge led by Mayor, Bill Glasscock

Mayor Glasscock requested for a motion to accept the minutes from the Council meetings in December

Ron Jenkins made motion to accept minutes from December.  
Meredith Banick seconded. All in favor. Motion carried.

Mayor Glasscock requested a motion to approve the balance sheet.

Lurita Jenkins made motion to accept the balance sheet.  
Teresa Midjette seconded. All in favor. Motion carried.

Mayor Glasscock discussed all outstanding bills that have been paid.

Mayor Glasscock requested a motion to approve the second and final reading of the Home Rule Ordinance.

Lurita Jenkins made a motion to approve the second and final reading of the Home Rule Ordinance.  
Teresa Midjette seconded. All in favor. Motion carried.

The 3 new bank accounts for water reserve account, opioid settlement account and Fund 026 have been opened.

We were approved for the grant for the demolition of the dilapidated structures.  
Waiting on direction for next steps

Tim Fluharty, Code Enforcement Officer gave an update on the homes in Farmington that are in violation. He has done a total of 28 violations. 25 were written violations and 3 were verbal. 4 of those violations are in compliance. Tim

is searching for the owner of 5113 Morgantown Ave. 1309 and 1311 Mill St. are being worked on getting cleaned up

Mayor Glasscock requested a motion to adjourn.

Meredith Banick made a motion to adjourn.

Lurita Jenkins seconded. All in favor. Motion carried.

Meeting Adjourned



Bill Glasscock, Mayor



Cathy Tooten, Clerk/Recorder



# **Exhibit C**

## **Ordinance Authorizing Submission of Plan**

### **Town of Farmington Home Rule Application**

AN ORDINANCE AUTHORIZING THE TOWN OF FARMINGTON TO SUBMIT ITS MUNICIPAL HOME RULE PROGRAM APPLICATION AND PLAN TO THE MUNICIPAL HOME RULE BOARD.

BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF FARMINGTON:

Section 1. The Mayor, as the certifying official, is hereby directed to make submission to the Municipal Home Rule Board of the Town of Farmington Application and Plan to the Municipal Home Rule Program (the "Home Rule Application"), pursuant to the rules and regulations found in West Virginia Code § 8-1-5a, generally, and § 8-1-5a(f), particularly (collectively, the "Act"). A copy of the Application to the West Virginia Home Rule Program is available for review at the Office of the Recorder of the Town of Farmington (the "Town") and is intended to be read as a part hereof.

Section 2. This Ordinance was presented to and passed on first reading by the Town Council on September 18, 2023.

Section 3. The Town had published notice of the public hearing on the Home Rule Application as required by the Act.

Section 4. A copy of the Home Rule Application and this Ordinance has been available to the public and may be inspected by the public at the office of the Town Clerk Recorder, 1314 Mill Street, Farmington, West Virginia.

Section 5. On January 15, 2024 at 6:00 p.m. in the Town Council Chambers, 1314 Mill Street, Farmington, West Virginia, the Town conducted a public hearing, during which interested parties had the opportunity to appear and their comments be heard and considered.

Section 6. Following said public hearing on January 15, 2024, the Town Council shall conduct the second reading of this ordinance which shall be considered for final roll call vote.

Section 7. This ordinance shall be effective from and after the date of its passage.

First Reading: September 18, 2023

Second Reading  
and Public Hearing: January 15, 2024

TOWN OF FARMINGTON, a municipal corporation

Mayor: 

Recorder: 

# **Exhibit D**

## **Fiscal Impact Statement**

### **Town of Farmington Home Rule Application**

While the Town believes the proposals outlined in its Application and Plan will facilitate development in the Town and provide the opportunity for increased efficiencies in the Town government, the economic impact of such proposals is extremely difficult to quantify. In aggregate, the Town is of the opinion that the implementation of the proposals in the Application and Plan will result in a positive economic impact for the Town, through cost savings, recouping of expenditures and increased development.

# **Exhibit E**

## **Attorney Opinion**

Town of Farmington Home Rule Application

March 28, 2024

West Virginia Municipal Home Rule Board  
West Virginia Home Rule Program  
Charleston, West Virginia

Re: Opinion Regarding the Town of Farmington Home Rule Plan

Ladies and Gentlemen:

We have reviewed the Town of Farmington's Municipal Home Rule Program proposed written application and plan (the "Plan"), which is being submitted to the Municipal Home Rule Board (the "Board") to permit the Town of Farmington (the "Town") to participate in the Municipal Home Rule Program established under West Virginia Code § 8-1-5a.

Based upon our examination of the Plan and understanding of the intent of the proposals included in the Plan, it is our opinion that the contents of the Plan, as proposed, complies with the required statutory requirements under W. Va. Code § 8-1-5a. Specifically, any ordinance, act, resolution, rule or regulation that the Town will enact pursuant to the provisions of the Plan will not be contrary to:

1. Environmental law;
2. Bidding on government construction and other contracts;
3. The Freedom of Information Act;
4. The Open Governmental Proceedings Act;
5. Wages for construction of public improvements;
6. The provisions of W. Va. Code § 8-1-5a; and
7. The proposed Town written Plan.

Finally, as evidenced by the documentation enclosed with the Plan, the Town made available a copy of the Plan for public viewing and published 30-days' notice of a public hearing on the Plan, conducted such public hearing, and enacted an ordinance authorizing the Town to submit the Plan. Further, as evidenced by the documentation enclosed with the Plan, the Town is current in payment of all state fees.

Based upon the foregoing, we opine that the Town's Plan for participation in the West Virginia Municipal Home Rule Program does not violate the provisions of West Virginia Code § 8-1-5a. This opinion is solely for the benefit of the Municipal Home Rule Board and the

West Virginia Municipal Home Rule Board  
March 28, 2024  
Page 2

Town in connection with the Plan.

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STEPTOE & JOHNSON PLLC

# Exhibit F

## State of West Virginia Fees Statement

Town of Farmington Home Rule Application



March 1, 2024

West Virginia Department of Revenue  
West Virginia Home Rule Program  
ATTN: The Honorable Larry Pack, Acting Secretary  
1900 Kanawha Boulevard East  
Building 1, Suite W-300  
Charleston, West Virginia 25305

Re: Statement as to Fees of the State of West Virginia

Ladies and Gentlemen:

The purpose of this letter is to confirm that, to the best of my knowledge, after due inquiry, the Town of Farmington is current on all fees payable by the Town to the State of West Virginia. This statement is being provided comply with the application requirements of the West Virginia Municipal Home Rule Program.

Sincerely,

*JJ;; &J*

William Glasscock  
Mayor



# **Exhibit G**

## **Agreement to Requirements Statement**

Town of Farmington Home Rule Application



March 1, 2024

West Virginia Department of Revenue  
West Virginia Home Rule Program  
ATTN: The Honorable Larry Pack, Acting Secretary  
1900 Kanawha Boulevard East  
Building 1, Suite W-300  
Charleston, West Virginia 25305

Re: Agreement to Provision of Act

Ladies and Gentlemen:

I have reviewed the requirements set forth in W. Va. Code § 8-1-5a and hereby certify that the Town of Farmington agrees to comply with the requirements of that subsection so that it may participate in the Home Rule Program.

Sincerely,

William Glasscock  
Mayor

Taxpayer Services Division  
P.O. Box 885  
Charleston, WV 25323-0885

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WEST VIRGINIA  
TAX DIVISION



Matthew R. Irby, Tax Commissioner

Letter ID: L1469431456  
Issued: 02/28/2025

FARMINGTON CITY OF  
PO BOX 520  
FARMINGTON WV 26571-0520

## West Virginia Tax Division

### Letter of Good Standing

**EFFECTIVE DATE: February 28, 2025**

A review of tax accounts indicates that FARMINGTON CITY OF is in good standing as of the effective date of this document. Please note, this Letter of Good Standing expires on **May 29, 2025**.

The issuance of this Letter of Good Standing shall not bar any audits, investigations, assessments, refund or credits with respect to the taxpayer named above and is based only on a review of the tax returns and not on a physical audit of records.

Sincerely,

Catherine Mitchell, Assistant Director  
Taxpayer Services Division