



LORAIN COUNTY

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440-329-5103

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Community Development Director

Ronald F. Twining
440-328-2323

Records Center Supervisor

Lynn Wallace
440-326-4866

July 22, 2002

Art Weber, Clerk
City of Elyria
328 Broad Street
Elyria, Ohio 44035

Dear Mr. Weber:

Enclosed is a complete transcript on the Annexation of approximately 2.21 acres from Elyria Township to the City of Elyria, Ohio - Attorney John Keyse-Walker, Agent for Lake Avenue Properties.

Lorain County Board of Commissioners adopted Resolution No. 02-551, on July 18, 2002 granting said Annexation.

This is being forwarded for your information and files.

Yours truly,

Roxann Blair,
Clerk

RB/tlu
Enclosure

Cc: Attorney John Keyse-Walker
Mark Stewart, LC Auditor/Attn: Rosemary Wirth
Barbara Baker, Clerk, Elyria Township
Ron Twining, Director, LC Community Development Department
Robin Jones, E9-1-1 Director
Greg Stempowski, Board of Elections
Mary Ann Jamison, LC Recorder
Tom McNair, LC Tax Map
Kenneth P. Carney, LC Engineer/Attn: John Hamilton
File

226 Middle Ave. Elyria, Ohio 44035-5641 Phone: 440-329-5000 or 440-244-6261 Fax: 440-323-3357
www.lorcnty.org

F.1

RESOLUTION NO. 02-551

In the matter of granting the Annexation of)
approximately 2.21 acres from Elyria)
Township to the City of Elyria, Ohio -) July 18, 2002
Attorney John Keyse-Walker, Agent for)
Lake Avenue Properties)

WHEREAS, on September 25, 2001 this Petition for the proposed Annexation of approximately 21.32 acres from Elyria Township to the City of Elyria, Ohio -- Attorney Kristen MacIntosh was submitted; and

WHEREAS, Lorain County Engineer reviewed the accuracy of Petition and Map and by report dated October 1, 2001 the Engineer indicated several discrepancies; and

WHEREAS, the Petition and Map were resubmitted on November 8, 2001 and by letter dated November 27, 2001 from the County Engineer there were no discrepancies. The description followed the map accurately and the parcel is contiguous and adjacent to the City of Elyria, Ohio; and

WHEREAS, the City of Elyria adopted Ordinance No. 2001-211 on December 17, 2001 setting forth services to be provided to this property if the Annexation is granted; and

WHEREAS, Lorain County Board of Commissioners adopted Resolution 01-1125, on December 6, 2001 receiving petition and map and scheduled the first public hearing on February 14, 2002; and

WHEREAS, by letter dated December 18, 2001 by Attorney Kristen MacIntosh amended the acres from 21.32 to 2.21 acres; and

WHEREAS, Lorain County Board of Commissioners adopted Resolution No. 02-136, on February 14, 2002 continued the public hearing until March 7, 2002 due to the Petitioner not being available; and

WHEREAS, Lorain County Board of Commissioners adopted Resolution No. 02-182 on March 7, 2002 continued the public hearing until March 28, 2002 due to ongoing discussions with all parties; and

WHEREAS, Lorain County Board of Commissioner adopted Resolution No. 02-261, on March 28, 2002 continued the public hearing until April 25, 2002 due to ongoing discussions with all parties and Attorney John Keyse-Walker will be representing Lake Avenue Properties now; and

WHEREAS, Lorain County Board of Commissioners adopted Resolution No. 02-303 on April 25, 2002 amended the Petition and Map to 2.21 acres not 21.32 acres and closed the public hearing and the Board is to render a decision by the 90th day. The next scheduled Board meeting would be July 18, 2002, which is the 84th day.

NOW, THEREFORE BE IT RESOLVED, based upon the testimony presented, the Lorain County Board of Commissioners hereby grants the proposed Annexation of approximately 2.21 acres from Elyria Township to the City of Elyria, Ohio - Attorney John Keyse-Walker, Agent for Lake Avenue Properties. All sections of the Ohio Revised Code have been complied with and the land to be annexed is as follows:

Said Revised Petition and Description read as follows:

Situated in the Township of Elyria, County of Lorain, and State of Ohio. Being known as part of Original Elyria Township Lots Nos. 36 and 37, West of Black River and more definitely described as follows:

Beginning at the intersection of the centerline of Lake Avenue (54 feet wide) and the line between Original Lots Nos. 36 and 37;

Thence North 5° 30' 00" West in the centerline of Lake Avenue, a distance of about 250 feet to the northwesterly corner of "Parcel No.2" conveyed to Lake Avenue Properties, Inc. as recorded in Volume 962, Page 840 of Lorain County Official Records; said point being an angle point in the existing corporation line of the City of Elyria;

Thence South 89° 08'00" East in the northerly line of said "Parcel No.2" and in the existing corporation line of the City of Elyria, a distance of 27.17 feet to a point in the easterly sideline of Lake Avenue; said point is the principal place of beginning;

Thence continuing South 89° 08' 00" East in the northerly line of said "Parcel No. 2" and in the existing corporation line of the City of Elyria, a distance of 205.83 feet to the northeasterly corner thereof and an angle point in said corporation line;

Thence South 5° 30' 00" East in the easterly line of said "Parcel No.2 and in the easterly line of "Parcel No.4" and "Parcel No.5" conveyed to Lake Avenue Properties, recorded as aforesaid, and in the southerly extension of said line, and in the existing corporation line of the City of Elyria, a distance of about 250' feet to a point in the line between Original Lots Nos. 36 and 37; said point being also an angle point in said corporation line;

Thence South 89° 08' 00" East in said Original Lot line and existing corporation line, a distance of about 28.45 feet to the northeasterly corner of "Parcel No.1" conveyed to Lake Avenue Properties, Inc. recorded as aforesaid, and an angle point in said corporation line;

Thence South 2° 26' 30" West in the easterly line of said "Parcel No.1" and in the existing corporation line of the City of Elyria, a distance of about 205.05 feet to the southeasterly corner of said parcel;

Thence North 89° 03' 14" West in the southerly line of said "Parcel No. 1", a distance of about 205.81 feet to a point in the easterly sideline of Lake Avenue;

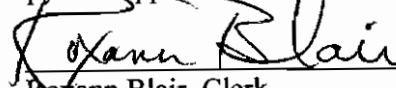
Thence North 5° 30' 00" West in the easterly sideline of Lake Avenue, a distance of about 455.96 feet to the principal place of beginning;

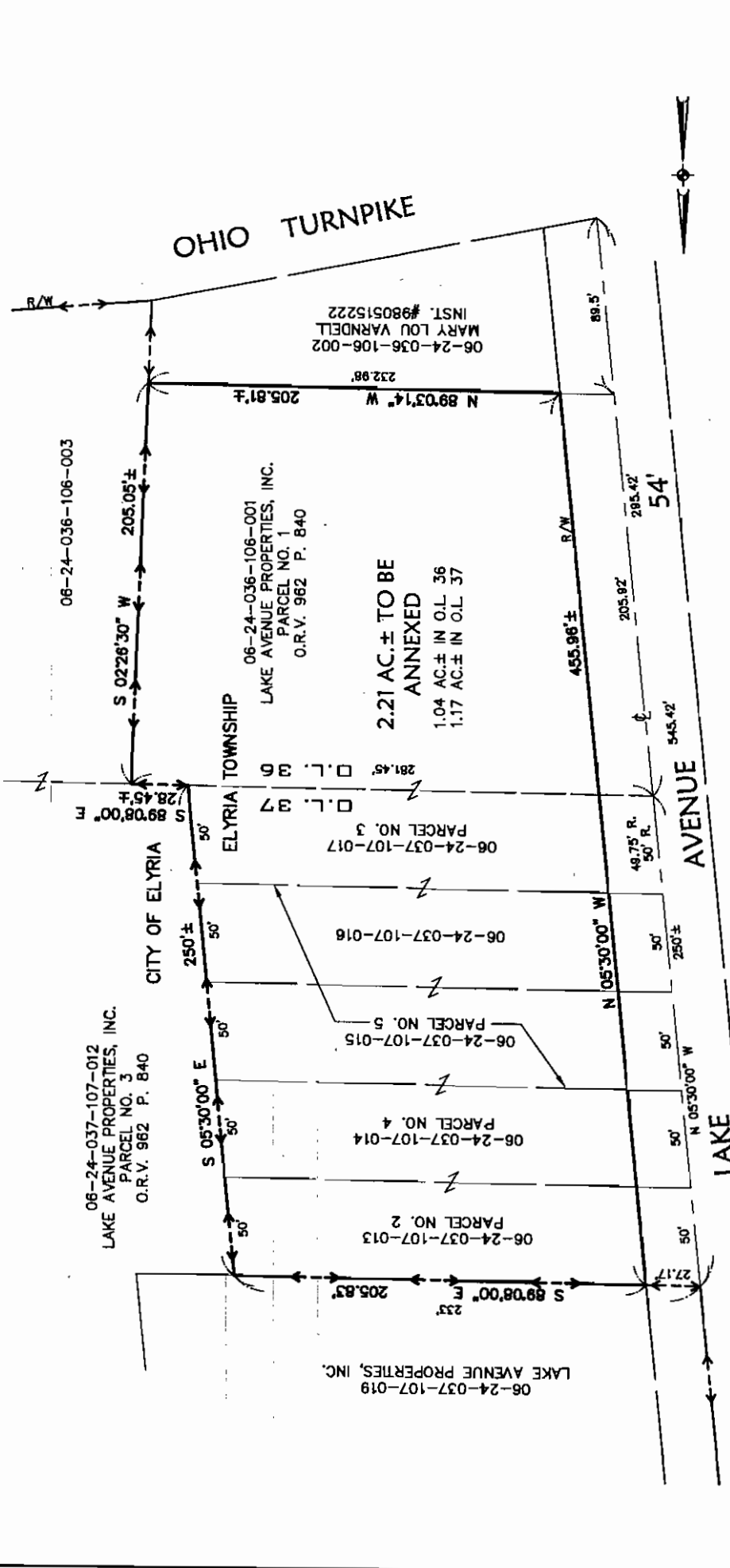
Enclosing a parcel containing about 2.21 acres of which about 1.04 acres are within Original Lot No. 36 and about 1.17 acres are within Original Lot No. 37 but subject to all legal highways.

BE IT FURTHER RESOLVED, a certified copy of the final transcript of this Board of Commissioners relating to the finds and orders of this Board together with the accompanying map and Petition and all other papers pertaining thereto shall be delivered to the City of Elyria, Ohio.

Motion by Vasi, seconded by Blair to adopt Resolution. Ayes: All.
Motion carried. _____ (discussion was held on the above)

I, Roxann Blair, Clerk to the Lorain County Board of Commissioners do hereby certify that the above Resolution No. 02-551 is a true copy as it appears in Journal No. 02 on date of July 18, 2002.


Roxann Blair, Clerk



THIS MAP HAS BEEN PREPARED FROM RECORD ONLY.

←---→ EXISTING CORPORATION LINE

DATE: OCTOBER 26, 2001

SCALE IN FEET
SCALE: 1" = 50'

ANNEXATION MAP

OF PART OF ORIGINAL ELYRIA TOWNSHIP LOTS NO. 36 & 37 WEST OF BLACK RIVER TOWNSHIP OF ELYRIA COUNTY OF LORAIN STATE OF OHIO

JOB NO.: 01318
DWG. NAME: O-ANNEX01

KS ASSOCIATES

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DAVID L. ELWELL, REGISTERED SURVEYOR NO. 6333

David L. Elwell

