

ORDINANCE NO. 05-032

INTRODUCED BY: *Mayor Szympanski*

MOTION BY: *Spencer*

SECONDED BY: *Lesche*

AN ORDINANCE ACCEPTING THE ANNEXATION OF APPROXIMATELY 25.58 ACRES OF REAL ESTATE TO THE VILLAGE OF GRAFTON UPON APPLICATION OF THE OWNER, CARRINGTON POINTE ESTATES, INC.

WHEREAS, a petition for the annexation of certain territory consisting of approximately 25.58 acres of land within Grafton Township was duly filed by the property owner, Carrington Pointe Estates, Inc.; and

WHEREAS, the petition was duly considered by the Board of Commissioners of Lorain County, Ohio on May 19, 2005; and

WHEREAS, said Board of Commissioners has approved the annexation of the territory to the Village of Grafton, as hereinafter described; and

WHEREAS, the Board of County Commissioners certified the transcript of the proceedings in connection with the annexation with the map and petition required in connection therewith to the Clerk of Council who received same on July 20, 2005; and

WHEREAS, sixty (60) days from the date of that filing have elapsed in accordance with the provisions of Section 709.04 of the Ohio Revised Code; and

WHEREAS, Council now desires to accept the annexation of the subject territory.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Grafton, County of Lorain, State of Ohio:

SECTION 1. That, the proposed annexation as applied for in the petition of the property owner, Carrington Pointe Estates, Inc., for annexation of territory in the County of Lorain and adjacent to the Village of Grafton, is hereby accepted by the Village of Grafton. The territory to be annexed is described as follows:

Situated in the Township of Grafton, County of Lorain and State of Ohio and known as being part of Original Grafton Township Lots Nos. 3 and 4 and bounded and described as follows:

Beginning at a point in the centerline of Elm Street which is also the lot line of Original Lot Nos. 1 and 3 of Grafton Township at the Township line between Grafton Township and Eaton Township; thence North 89° 34' 40" East along said Township line about 1474.94 feet to a point on the parcel to be annexed, which is also the north boundary line of the Chesapeake Crossing Subdivision recorded in Lorain County Plat Records Volume 62, pages 75 and 76, which point is the principal place of beginning; Thence North 89° 34' 40" East along the northerly line of original Grafton Lot no. 3 and along the northerly line of original Grafton Township Lot no. 4 a distance of 1667.54 feet to a parcel of land conveyed to the State of Ohio (P.P.No. 16-00-004-000-003); Thence South 01° 02' 38" West a distance of 669.95 feet to the Bishop of Cleveland by deed as recorded in Vol. 903, page 304 of Lorain County deed records; Thence South 89° 40' 52" West along said northerly line a distance of 1666.95 feet to the southeasterly corner of the aforesaid Chesapeake Crossing Subdivision; Thence North 01° 00' 00" East along the easterly line of said subdivision, which is also the easterly line of the Village of Grafton a distance of 666.92 feet to the principal place of beginning and containing about 25.58 acres of land, with 19.17 acres in Original Lot No. 3 and 6.41 acres in Original Lot No. 4.

SECTION 2. That, said territory so annexed is hereby zoned R-1A (Single Family, Low-Density Residential), pursuant to Section 1256 of the Codified Ordinances of the Village of Grafton, and is hereby subject to all conditions stipulated under such district and all other regulations and restrictions of the Village of Grafton now or hereinafter promulgated.

SECTION 3. That, the Clerk of Council is hereby authorized and directed to make four (4) copies of this ordinance, to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto and a certificate as to the correctness thereof. The Clerk of Council shall then forthwith deliver one copy to Mark R. Stewart, Lorain County Auditor, one copy to Daniel J. Talarek, Lorain County Treasurer, one copy to Judy Nedwick, Lorain County Recorder, and one copy to J. Kenneth Blackwell, Secretary of State, and shall file notice of this annexation with the Lorain County Board of Elections within thirty (30) days after it becomes effective, and shall do all other things required by law therein.

SECTION 4. That, is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in

such formal action, were in meetings open to the public in compliance with all legal requirements.

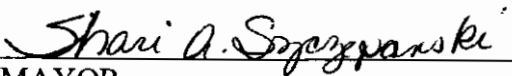
SECTION 5. That, this ordinance shall take effect at the earliest date allowed by law.



PRESIDENT OF COUNCIL

December 21, 2005

DATE PASSED



MAYOR

December 21, 2005

DATE PASSED



CLERK-TREASURER

December 21, 2005

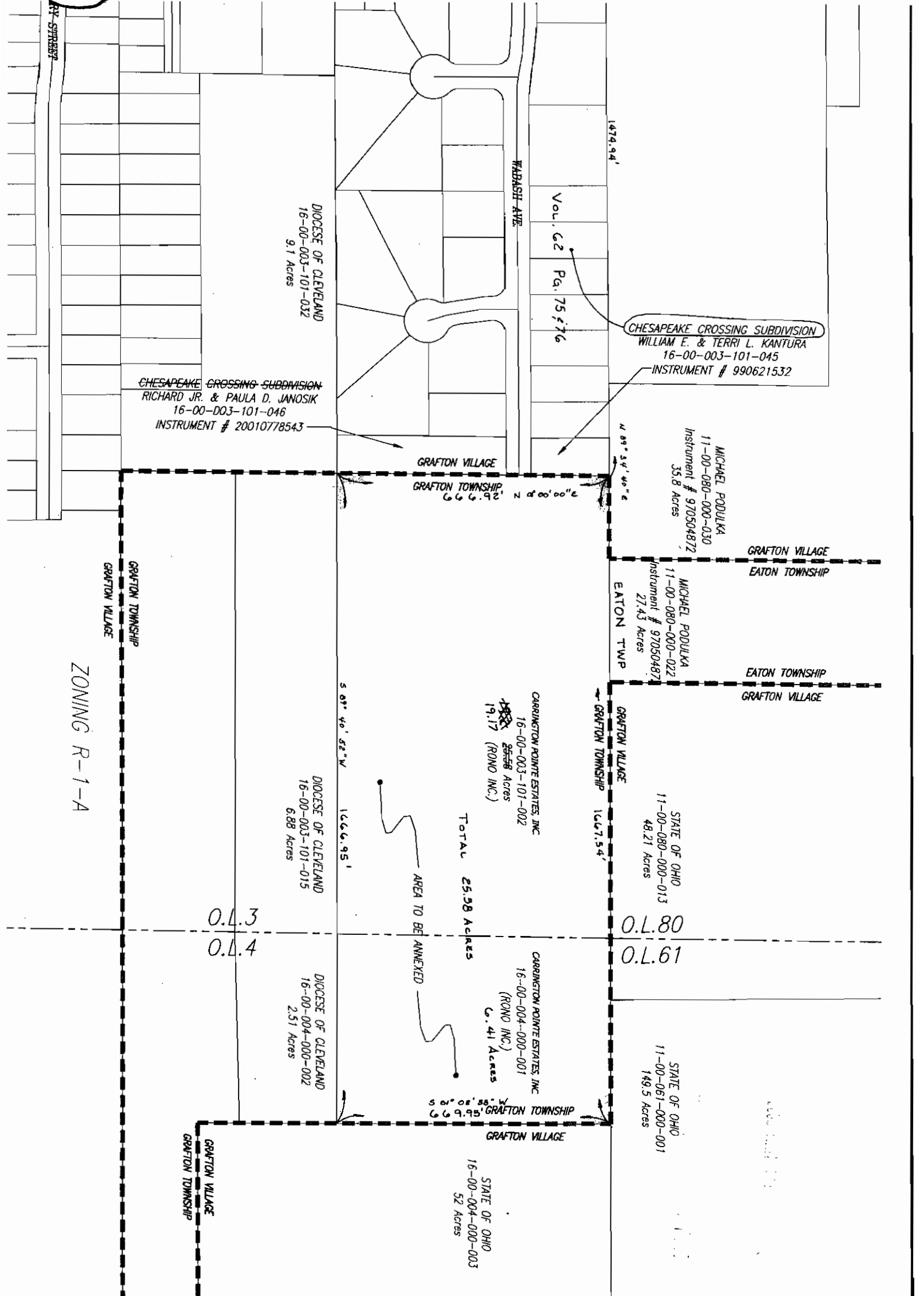
DATE PASSED

APPROVED AS TO FORM BY:



RICHARD G. LILLIE, DIRECTOR OF LAW

1st Reading: November 15, 2005
2nd Reading: December 6, 2005
3rd Reading: December 21, 2005



CHESAPEAKE CROSSING SUBDIVISION
 WILLIAM E. & TERRI L. KANTURA
 16-00-003-101-045
 INSTRUMENT # 990621532

CHESAPEAKE CROSSING SUBDIVISION
 RICHARD JR. & PAULA D. JANOSIK
 16-00-003-101-046
 INSTRUMENT # 20010778543

MICHAEL PODULKA
 11-00-080-000-030
 Instrument # 970504872
 35.8 Acres

MICHAEL PODULKA
 11-00-080-000-022
 Instrument # 970504871
 27.43 Acres

CARRINGTON POINTE ESTATES, INC
 16-00-003-101-002
~~19.17~~ 25.58 Acres
 19.17 (RONO INC.)

TOTAL 25.98 ACRES

AREA TO BE ANNEXED

DIocese OF CLEVELAND
 16-00-003-101-015
 6.88 Acres

DIocese OF CLEVELAND
 16-00-004-000-002
 2.51 Acres

STATE OF OHIO
 11-00-080-000-013
 48.21 Acres

STATE OF OHIO
 11-00-061-000-001
 149.5 Acres

STATE OF OHIO
 16-00-004-000-003
 52 Acres

ZONING R-1-A

