

#2.

JOURNAL ENTRY

Decision on a Municipal Owned Land Annexation Petition  
of 155.289 acres from Wellington Township to the Village of Wellington  
Attorney Stephen Bond, Agent

This was the day duly noted for the decision on the Decision on a Municipal Owned Land Annexation Petition of 155.289 acres from Wellington Township to the Village of Wellington - Attorney Stephen Bond, Agent.

Attorney Bond said this annexation is the same area that was brought forth to the board and denied a few weeks ago. This petition that has been filed is substantially reduced territory, which is the two parcels that are the eastern most already owned by the Village. There is only 155 acres and under the new statute 709.016(B) if the only territory to be annexed is contiguous territory owned by a municipal corporation the Board of County Commissioners by resolution shall grant the annexation. Nothing about the other issues that relate to other annexations. The Engineer Office by letter dated March 9, states the parcels proposed to be annexed are adjacent and contiguous to the Village and a letter from March 21, from Engineer's Office that the description does follow the map and both correctly describe the area of land proposed to be annexed. As they have read the statute, they have complied with the only issue there is. The last time, there was a question about road maintenance. Under the statute the road maintenance is not an issue for this type of annexation, nevertheless they have approved a road maintenance agreement and adopted by an ordinance of the Village Council and signed by the Administrator and submitted to Assistant County Prosecutor Innes and approves to the text and have no problem entering into this agreement in order to have this issue not be an issue as well. Based on this, they respectfully request that these two parcels be brought into the Village of Wellington.

Commissioner Blair asked if these two parcels were #1 and #2 as indicated on the map. Mr. Bond said yes.

Assistant County Prosecutor Innes said the statements made by Mr. Bond are correct and the documents that were submitted, even though they have not been required too. The maintenance agreement has been reviewed and sent the original to the Engineers office for their signatures and then it will need the Commissioners signatures once approved. The land is contiguous and the Engineer has indicated the map and legal description are since all requirements are meet the Board of Commissioners are required to approve this annexation.

The following resolution was adopted: