

RESOLUTION NO. 05-265

In the matter of granting the Municipal Owned Land)
Annexation Petition of 155.289 acres from Wellington)
Township to the Village of Wellington - Attorney)
Stephen Bond, Agent)

March 31, 2005

WHEREAS, A Municipal Owned Land Annexation Petition and Map were filed in the Board of Commissioners received by the Clerk on March 1, 2005 for the proposed Annexation of approximately 155.289 acres in Wellington Township to the Village of Wellington, Ohio; and

WHEREAS, letters were issued to Mark Stewart, Lorain County Auditor and Kenneth P. Carney, Lorain County Engineer asking for review and accuracy of the Petition and Map (There is no requirement to send these documents to the Auditor or Engineer, but did so as information status); and

WHEREAS, Resolution No. 05-212, adopted March 10 received and journalized this Petition and scheduled a decision on the proposed annexation on Commissioners agenda for March 31, 2005 (which is the 30th day); and

WHEREAS, Engineer by letter dated March 9, found an error in the second paragraph of the description. (The beginning point of the Northeast corner of original lot #36 and southeast corner of original lot #35 is also a point on the center line of Jones Road. South right of way line of Jones Rd is 30' south on west line of parcel of land conveyed to Thomas R. and Nancy A. Brown, which is the principle place of beginning. This would also make Paragraph 13 close correctly; and

WHEREAS, Auditor by letter dated March 14, stated Parcel 18-00-035-000-023 was already annexed to Village in 1987 and there was a discrepancy in the acreage being annexed. When this parcel was annexed in 1987, they included a small portion of parcel 18-00-035-000-023 along with it in error. To correct the error they are annexing the remaining acreage of this parcel to the Village; and

WHEREAS, March 22, Attorney Bond submitted a "revised" legal description. He requests this petition be granted as well as the Jones Road maintenance agreement.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of Lorain County, Ohio, that upon review of the documents submitted, the following findings are made:

The Petition contains the signatures of all the property owners in the territory to be annexed.

1. The Petition set forth that under an ordinance of the municipality the territory describes in the petition was authorized to be annexed.
2. An accurate legal description of the perimeter of the territory proposed to be annexed.