

RESOLUTION NO. 05-408

In the matter of granting a regular Annexation Petition)
of 25.58 acres from Grafton Township to the Village of) May 19, 2005
Grafton. Attorney James N. Taylor, Agent)

WHEREAS, a petition and map for annexation of 25.58 acres from Grafton Township to the Village of Grafton were filed with the Clerk of the Board of Commissioners on March 11, 2005 and letters were issued to County Auditor and Engineer for review and accuracy; and

WHEREAS, by Resolution No. 05-236, adopted March 17, 2005 set up this public hearing; and

WHEREAS, March 14, 2005 an amended legal description was received, based upon the letter dated March 7 from the County Engineer indicating there needed to be added lot dimensions to map and other changes; and

WHEREAS, all persons testifying were given an oath by Assistant County Prosecutor Innes according to law; and

WHEREAS, the evidence presented was tendered through stipulations of the Attorney Bruening acting on behalf of Agent James N. Taylor for Petitioners, indicating a real estate development will be built by Carrington Estates, owner, Darryl Norris, President with no evidence in opposition to the annexation being presented; and

WHEREAS, Attorney McLaughlin, representing the Township had no objections or comments; and

WHEREAS, Carl Anderson, Warden, Grafton Prison stated that the property abuts property owned by the Ohio Department of Rehabilitation and Correction. He has been in contact with the Developer, but would like to go on record stating that the State uses this back area for the firing range and the special response teams practices here as well. There is plenty of noise.

Attorney Bruening said his client is aware and will take any steps necessary in case; and

WHEREAS, Assistant County Prosecutor Innes stated that there was one minor technical flaw with the Engineer's report. This report was not dated until May 18, 2005, which it is to be recorded within 25 days prior to hearing. He would suggest the Board waive this technical flaw; and

Said Legal Description reads 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