

LORAIN COUNTY

Board Of Commissioners

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Ted Kalo

Lori Kokoski

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440-329-5103

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& Homeland Security Director
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Yvonne Newton
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440-284-1830

Office Services Supervisor
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440-329-5326

Community Development Director
Ronald F. Twining
440-328-2323

Records Center Supervisor
Lynn Wallace-Smith
440-326-4866

Lorain County Transit Manager
Thomas Ferguson
440-329-5545



Doc ID: 017700140004 Type: OFF
Kind: RESOLUTION
Recorded: 10/08/2013 at 12:47:50 PM
Fee Amt: \$0.00 Page 1 of 4
Lorain County, Ohio
Judith M Nedwick County Recorder

File **2013-0481750**

November 23, 2005

City of Oberlin
c/o Eugene F. Simon, Clerk
85 S. Main Street
Oberlin, Ohio 44074

Dear Eugene F. Simon:

Enclosed is a complete transcript of the granted Expedited Type 1 Annexation of 11.1324 acres from Pittsfield Township to the City of Oberlin, Ohio.

This annexation was granted October 20, 2005 by Resolution No. 05-850, Attorney Jon Clark is Agent for Petitioner; Land Concepts Co., Inc., Richard E. Nord.

Sincerely,

Theresa L. Upton
Clerk

tlu
Enclosure

Cc: Attorney Jon Clark
James R. McConnell, Clerk, Pittsfield Township
Mark Stewart, LC Auditor/Attn: Rosemary Wirth
Kenneth P. Carney, LC Engineer
Judy Nedwick, LC Recorder
Tom McNair, Tax Map
Greg Stempowski, Board of Elections
Robin Jones, Director 9-1-1
File

RECEIVED FOR RECORD

2005 DEC 14 A 11:25

JUDITH M. NEDWICK
LORAIN COUNTY
RECORDER

In the matter of granting an Expedited 1 Annexation)
of 11.1324 acres from Pittsfield Township to the City) October 20, 2005
Oberlin, Ohio - Attorney Jon Clark is Agent for)
Petitioner; Land Concepts Co., Inc. Richard E. Nord)

WHEREAS, a petition and map for annexation of 11.1324 acres from Pittsfield Township to the City of Oberlin were filed with the Clerk of Board of Commissioners of Lorain County, Ohio on October 7, 2005 by Attorney Jon D. Clark, Agent for the petitioner; Land Concepts Co., Inc., - Richard E. Nord; and

WHEREAS, the petition, map and description was forwarded to the Engineer and Auditor for their reviews; and

WHEREAS, Ken Carney, Lorain County Engineer by letter dated October 19, 2005 submitted the following:

"We have reviewed the description and map for the proposed Annexation of 11.1324 acres of land in Original Lot #26 of Pittsfield Township to the City of Oberlin, Ohio.

Jon D. Clark is acting Agent for the only Petitioner, Land Concepts Co., Inc.

The description follows the map and both appear to be correct. The Parcel is adjacent to and contiguous with the City of Oberlin.

The previous annexation of properties on the north side of U.S. 20 extended to the north right-of-way line of U.S. 20. This proposed annexation as well as the previous annexation of Permanent Parcel#14-00-026-000-009 immediately to the east extended to the centerline of U.S. 20 which results in a variable width strip of land (47' x 120') between the centerline of U.S. 20 and the north right-of-way line of U.S. 20 that would remain in Pittsfield Township.

The policy adopted by the County Commissioners by Resolution No. 95-235 (copy attached) that if the annexation results in the same political subdivision on both sides of the road that the entire road should be included in the annexation. This would eliminate the potential of jurisdictional questions for emergency services that would be serving this area.

A separate annexation filing may be necessary to annex the strip of U.S. 20 (shown by hatch on the attached exhibit) to Oberlin to satisfy the County policy.

Please call if you have any questions or if additional information is needed.
Sincerely, S/Ken Carney, Lorain County Engineer"

WHEREAS, said petition was filed as an Expedited Type 1 Annexation as authorized under R.C. 709.022 and the Board of Commissioners met on October 20, 2005, the next regular session following filing of the petition;

WHEREAS, Attorney Jon D. Clark said the petition was submitted as an Expedited 1 and requires no hearing.

WHEREAS, Assistant County Prosecutor Innes said this Expedited Type 1 annexation does not require a hearing. The petition has been signed by all owners, a map and legal description were received along with the agent and an annexation agreement; and

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 contains an accurate legal description of the perimeter of the territory proposed to be annexed.
2. The Petition contains an accurate map or plat of the territory proposed to be annexed.
3. The Petition contains the name of the person acting as statutory agent for the petitioners.
4. Filed with the Petition is a list of all the tracts, lots or parcels in the territory proposed to be annexed together with all the tracts, lots or parcels located adjacent to the territory to be annexed or directly across the road, including the name and mailing address of each owner and the permanent parcel number of each parcel.
5. Filed with the Petition is an Annexation Agreement between the City of Oberlin and the Board of Trustees of Pittsfield Township.

BE IT FURTHER RESOLVED that:

- I. Upon the findings that all of the conditions of annexation as contained in Revised Code Section 709.022 have been met, the Petition as presented is granted, incorporating the Annexation Agreement between the City of Oberlin and the Board of Trustees of Pittsfield Township.
- II. Herein the annex area will not be excluded from the Township
- III. The Clerk is directed to enter the resolution upon the journal of the Board and send a certified copy of the record (including all resolutions, the petition, the map and all other papers on file to the Clerk of the City of Oberlin.

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

I Theresa L. Upton, Clerk to the Lorain County Board of Commissioners do hereby certify that the above Resolution No. 05-850 is a true copy as it appears in Journal No. 05 on date of October 20, 2005.


Theresa L. Upton, Clerk

Northwest Corner of
Pittsfield Township
Original Lot No. 26

Northeast Corner of
Pittsfield Township
Original Lot No. 26

U. S. Route 20 Kipton East Road (width varies)

CITY OF OBERLIN
TOWNSHIP OF PITTSFIELD

north line of O. L. 26 & centerline of former Kipton Nickle Plate Road (now U. S. Route 20)

north right-of-way line of U. S. Route 20

PPN 14 - 00 - 026 - 000 - 002
LAND CONCEPTS, INC.
Volume 209, Page 59 OFFICIAL RECORDS
11.1324 ACRES

PPN 14 - 00 - 026 - 000 - 009
Mohrman Family Partnership
Inst. # 20040019890

PPN 14 - 00 - 026 - 000 - 013
Darl L. & Doris Hendricks
balance of DEED Volume 738, Page 173

LORAIN COUNTY BOARD OF
COMMISSIONERS
226 MIDDLE AVE
ELYRIA, OH 44035

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ZWICK ASSOCIATES INC

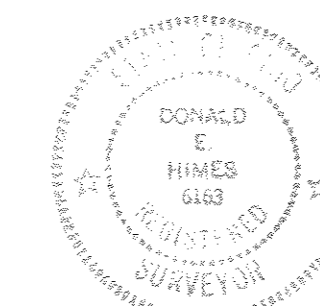
NOTES & REFERENCES:

- 1) STATE OF OHIO, County of Lorain S. H. 886 Sec. A R/W PLANS sheets 9 & 10 of 17 used to establish north & south right-of-way lines of KIPTON EAST ROAD, U. S. Route 20 (Oct. 1937)
- 2) STATE OF OHIO, County of Lorain State Route 50 Right-of-Way Plans used (No. 1968)
- 3) 1985 boundary survey by Kleinoeder-Schmitt used
- 4) 1989 survey by N. R. Hura used

SCALE: 1" = 100'
0' 50' 100' 200'

I declare this plat to be a true representation of an actual field survey made by me in September, 2005. Distances are given in feet and decimal parts thereof. North datum used is the bearing of record for the north line of O. L. 26 and is for the purpose of describing angles only. Property corners were found or set as indicated. All iron pins set are 5/8-inch diameter rebar, 30 inches long, with "ZWICK" cap.

Donald E. Himes
Donald E. Himes, Registered Surveyor No. 8163
September 22, 2005



ZWICK ASSOCIATES, Inc.
Engineers - Surveyors - Planners
8750 Stearns Road, Olmsted Township, Ohio 44138-1743
tel: 440 - 235 - 2729 fax: 440 - 235 - 0604 E-mail: zwick@eng.ohiocoxmail.com

LAND CONCEPTS, Inc.
PLAT OF SURVEY FOR PROPOSED
ANNEXATION TO THE CITY OF OBERLIN
PART OF ORIGINAL PITTSFIELD TOWNSHIP Lot No. 26
COUNTY OF LORAIN, STATE OF OHIO

DATE	DEH	DRAWN	DEH	CHECKED	PDZ
DATE	September 2005	PROPOSED	DATE	DATE	1" = 100'