

WHEREAS, Assistant County Prosecutor Innes said the Board of Commissioners need to make a determination that all seven (7) conditions set forth in the statute are met 1) person(s) signing the petition are the owners of the property located within territory are owners, 2) territory does not exceed 500 acres, 3) territory is contiguous boundary to the Village, 4) 5% of the perimeter, 5) does not create an unincorporated area completely surrounded by the territory to be annexed, 6) the municipality submitted an ordinance to provide services and 6) no street/highway will be segmented to create a road maintenance item. The Clerk has indicated all technical requirements have been filed. Also there has been no objections to this annexation petition; and

WHEREAS, Attorney Bond, Agent for Petitioner said this type 2 annexation is procedural and the Clerk has indicated all technical requirements have been met. These 2 parcels are owned by the Metroparks and will remain woodland for the reservation; and

WHEREAS, Dan Martin, Director, Lorain County Metroparks said this is 250 acre restoration, one of the finest in the State of Ohio, the on going work with the Village of Wellington has been outstanding and the project is ready to be bids for the construction pending approval today and this project is good for everyone in the county and it will be a spectacular addition to the community and will benefit residents of the township and village and does not have any depreciable impact on anybody's tax base, this is green space; and

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of Lorain County, Ohio, that upon review of the documents submitted and the seven conditions were met:

1. Agent for Petitioners has filed proof of service with the Board of Commissioners that, within five (5) days of filing the Petition, the Agent caused notification pursuant to ORC 790.023(B) to be made to the Clerk of Council of Wellington Village, the Clerk of Wellington Township and to the owners of property adjacent to the territory proposed for annexation or adjacent to the roads adjacent to that territory and located directly across the road from that territory.
2. That the petition meets all requirements set forth in, and was filed in the manner provided in ORC 709.021, including but not limited to an accurate legal description of the perimeter of the territory proposed to be annexed and an accurate map of the territory.  
709.023(E)(1)
3. That the persons who signed the Petition are owners of the property located in the proposed territory to be annexed, and they constitute all the owners in the territory. 709.023(E)(2)
4. The territory proposed to be annexed does not exceed 500 acres.  
709.023(E)(3)
5. The territory proposed to be annexed shares a contiguous boundary with the Village of Wellington for a continuous length of at least 5% of the perimeter of the territory proposed to be annexed.  
709.023(E)(4)