

# LORAIN COUNTY

## Board Of Commissioners

Betty Blair

Ted Kalo

Lori Kokoski

### Administrator

James R. Cordes  
440-329-5760

Clerk of Board  
Theresa Upton  
440-329-5103

Ombudsman  
Larry Allen  
440-329-5488

Solid Waste Director  
Daniel Billman  
440-329-5442

Children & Family Council Director  
Ken Kelleher  
440-284-4467

Projects Manager  
Karen Davis  
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440-328-2323

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

Lorain County Transit Manager  
Thomas Ferguson  
440-329-5545

September 8, 2006

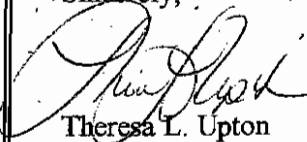
Attorney Erik A. Breunig  
409 East Avenue, Suite B  
Elyria, Ohio 44035

Dear Attorney Breunig:

Enclosed is Resolution No. 06-680, adopted by the Lorain County Board of Commissioners on September 7, 2006 receiving and journalizing a Regular annexation petition of approximately 10.56 acres from Wellington Township to the Village of Wellington – Attorney Erik Breunig and/or James Taylor are Agents for Petitioner - Wellington Eagles No. 2051 Company.

The public hearing has been scheduled for Thursday, October 26, 2006 at 9:30 a.m., Commissioners Public Hearing Room, J. Grant Keys – Administration Building, 226 Middle Avenue, Elyria, Ohio.

Sincerely,

  
Theresa L. Upton  
Clerk

tlu  
Enclosure

Cc: Ken Carney, LC Engineer  
Mark Stewart, LC Auditor / Attn: Rosemary Wirth  
Karen Webb, Clerk, Wellington Village  
Bernie Nirole, Financial Officer, Wellington Township  
File

In the matter of receiving and journalizing a )  
 Regular annexation petition of approximately )  
 10.56 acres from Wellington Township to the ) September 7, 2006  
 Village of Wellington – Attorney Erik Breunig)  
 and/or James Taylor are Agents for Petitioner -)  
 Wellington Eagles No. 2051 Company )

WHEREAS, the Lorain County Board of Commissioners receives and journalizes a petition and map that was received in the Commissioners Office on August 21, 2006 for the proposed regular annexation of approximately 10.56 acres of land in the Township of Wellington to the Village of Wellington, Ohio; and

WHEREAS, Attorney’s Erik Breunig and/or James Taylor are Agents for Petitioner – Wellington Eagles No. 2051 Company; and

WHEREAS, the Petition and legal description reads as follows:

The Undersigned, being all of the property owners in the property to be annexed, such property being contiguous to the Village of Wellington, Ohio hereby petition the Board of Commissioners of Lorain County, Ohio, for annexation of the property described below to the Village of Wellington, Ohio.

Situated in the Township of Wellington, County of Lorain, and State of Ohio. Being known as part of Original Wellington Township Lot No. 23, and more definitely described as follows:

Beginning in the original centerline of the Ashland-Oberlin Road, also known as Ohio Route No. 58, said original centerline being also the westerly line of Original Lot No. 23, at the northwesterly corner of land conveyed to Wellington Eagles #2051 Company, Inc., as recorded in Lorain County Recorder’s Instrument No. 20060133478; said point being southerly, a distance of about 1604.22 feet form the intersection of said original centerline and the centerline of Cemetery Road; said point being also an angel point in the existing corporation line of the Village of Wellington;

Thence easterly in the Wellington Eagles’ northerly line, said line being also the existing corporation line of the Village of Wellington and the southerly line of land conveyed to Eva Holdings, Ltd, as recorded in Lorain County Recorders’ Instrument No. 20010761841, a distance of about 1318.24 feet to appoint in the southwesterly right-of-way line of the Wheeling and Lake Erie Railroad;

Thence southeasterly in the Wellington and Lake Erie Railroad’s southwesterly line, a distance of about 530.69 feet to the Wellington Eagles’ southeasterly corner and the northwesterly corner of land conveyed to Daniel L. Brown as record in Lorain County Recorder’s Instrument No. 20020827177;

Thence westerly in the Wellington Eagles’ southerly lien and in Brown’s northerly line, a distance of about 1756 feet to a point in the original centerline of the Ashland-Oberlin Road and a point in the existing corporation line of the Village of Wellington;

Thence northerly in the original centerline of the Ashland-Oberlin Road and in the existing corporation line of the Village of Wellington, a distance of about 300 feet o the place of beginning;

Enclosing a parcel containing about 105.6 acres of land but subject to all legal highways.

The names of the person to act as agents the undersigned petitioners are James N. Taylor, Esq. or Erik A. Breunig, Esq., of Taylor, Breunig & Robinson Co., L.P.A., 409 East Avenue, Suite B, Elyria, Ohio 44035, Telephone: (440) 323-5700, Fax: (440) 284-2818.

THE WELLINGTON EAGLES NO. 2051  
COMPANY

Date: 8-16-2006

By: James Donaldson, Jr.

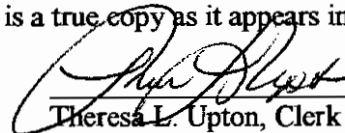
<u>Ownership list</u>		
<u>Permanent Parcel No.</u>	<u>Owner</u>	<u>Address</u>
<u>Subject Parcel:</u>		
18-00-023-000-018	Wellington Eagles #2051 Co., Inc.	228 N. Main Street Wellington, OH 44090
<u>Abutting Parcel:</u>		
18-00-023-000-029	Eva Holdings, Ltd.	P.O. Box 10 Wellington, OH 44090
18-00-023-501-002	Wheeling and Lake Erie Railway Co.	100 E. First Street Brewster, OH 44613
18-00-023-000-019	Daniel L. Brown	23651 Hawley Rd. Wellington, OH 44090
18-00-026-101-248	Blair B. and Carol A. Hodgson	P.O. Box 308 Wellington, OH 44090
18-00-026-101-011	Charles and Delores A. Danese	220 Brittany Blvd. Leesburg, FL 34748

WHEREAS, the County Auditor and Engineer have been notified to review and advise on their findings as to the accuracy of said petition.

NOW, THEREFORE BE IT RESOLVED, the Lorain County Board of Commissioners has scheduled a public hearing on Thursday, October 26, 2006 at 9:30 a.m. (66<sup>th</sup> day).

Motion by Kokoski, seconded by Blair to adopt Resolution. Ayes: All  
Motion carried. \_\_\_\_\_

I, Theresa L. Upton, Clerk to the Lorain County Board of Commissioners do hereby certify that the above Resolution No. 06-680 is a true copy as it appears in Journal No. 06 on date of September 7, 2006.

  
\_\_\_\_\_  
Theresa L. Upton, Clerk



# LORAIN COUNTY

## Board Of Commissioners

Lori Kokoski Ted Kalo Betty Blair

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Lorain County Transit Manager  
Thomas Ferguson  
440-329-5545

August 24, 2006

Mark Stewart  
Lorain County Auditor  
226 Middle Avenue  
Elyria, Ohio 44035

Dear Mr. Stewart:

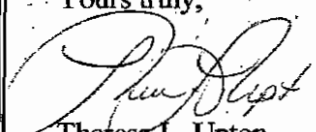
Enclosed is a regular annexation petition and map for the Proposed Annexation of 10.56 acres of land in the Township of Wellington to the Village of Wellington, Ohio.

Attorneys James N. Taylor or Erik A Breunig, are Agents for Petitioners Wellington Eagles No. 2051 Company.

The Board of Commissioners will receive and journalize said petition on September 7, 2006 and a public hearing will be held on Thursday, October 26, 2006, which is the 66<sup>th</sup> day.

Please review and advise your findings as to the accuracy.

Yours truly,

  
Theresa L. Upton  
Clerk

tlu  
Enclosure; Petition and Map  
Cc: File



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August 24, 2006

Kenneth P. Carney  
Lorain County Engineer  
247 Hadaway Street  
Elyria, Ohio 44035

Dear Mr. Carney:

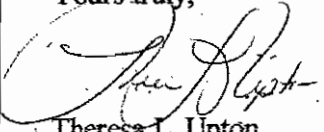
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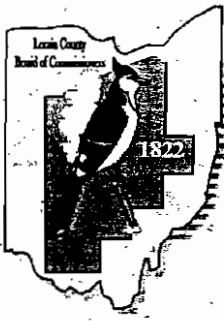
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Please review and advise your findings as to the accuracy.

Yours truly,

  
Theresa L. Upton  
Clerk

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August 24, 2006

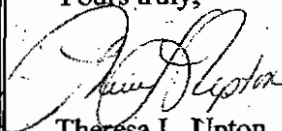
Attorney James N. Taylor  
or Attorney Erik A. Breunig  
Taylor, Breunig & Robinson Co., LPA  
409 East Avenue  
Suite B  
Elyria, Ohio 44035

Dear Attorney Breunig:

A regular annexation petition and map for the Proposed Annexation of 10.56 acres of land in the Township of Wellington to the Village of Wellington, Ohio, of which you are agent, has been forwarded to the Lorain County Auditor and Engineer for their review.

The Board of Commissioners will receive and journalize said petition on September 7, 2006 and a public hearing will be held on Thursday, October 26, 2006, which is the 66<sup>th</sup> day.

Yours truly,

  
Theresa L. Upton  
Clerk

tlu  
Enclosure; Petition and Map  
Cc: File

VILLAGE OF WELLINGTON

ORDINANCE NO. 2006-58

AN ORDINANCE  
ACCEPTING THE PETITION FOR ANNEXATION OF  
CERTAIN REAL PROPERTY OWNED BY WELLINGTON EAGLES NO.2051

Whereas, a petition has heretofore been filed with the Board of County Commissioners of Lorain County, Ohio, for the annexation of certain lands owned by Wellington Eagles No. 2051, sometimes known as permanent parcel no. 18-00-023-000-018, consisting of approximately 10.56 acres of land, and

Whereas, said petition was duly approved by said Board of Commissioners, Now, Therefore,

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WELLINGTON, LORAIN COUNTY, OHIO:

Section 1. That, to the fullest extent legally necessary, this Council hereby formally accepts, approves, ratifies, and confirms the petition for annexation, and the approval of the Board of County Commissioners of Lorain County, Ohio, relative to permanent parcel no. 18-00-023-000-18, consisting of approximately 10.56 acres of land. The Clerk-Treasurer is hereby authorized and directed to notify the Lorain County Auditor, the Lorain County Recorder, and the Ohio Secretary of State of this action as required by law.

Section 2. The Council finds and determines that all formal actions relating to the adoption of this Ordinance have been taken at open meetings of this Council; that the deliberations of this Council and its Committees, resulting in such formal action, took place in meetings open to the public in compliance with all statutory requirements, including the requirements of Section 121.22 off the Ohio Revised Code.

Section 3. That this Ordinance shall take effect at the earliest period allowed by law.

PASSED:

JANUARY 17, 2007

ATTEST:

Karen Webb  
Clerk-Treasurer

Barbara O'Keefe  
Mayor

Approved as to form: \_\_\_\_\_

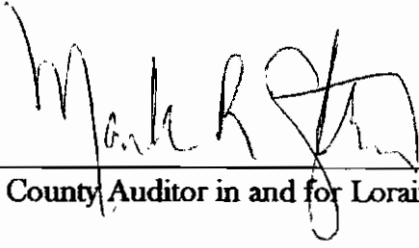
I, Karen Webb, Clerk-Treasurer of the Village of Wellington, do hereby certify that the above copy of Ordinance No. 2006-58 is a true and accurate copy of that Ordinance as passed by the Council of the Village of Wellington, Ohio, on this 17th day of January, 2007. Karen Webb

**CERTIFICATE OF FILING**

State of Ohio            )  
                                  )ss  
Lorain County            )

I, **Mark R. Stewart**, the duly elected, qualified and acting Auditor in and for the  
County and State Aforesaid, do hereby certify that   **Karen Webb**    
the duly elected/appointed, qualified and acting   **Clerk-Treasurer**    
in and for said   **Village of Wellington**   of Lorain County, Ohio and ex-officio  
Fiscal Officer for said District, has this day officially filed in the office of the Auditor of  
Lorain County a certified copy of   **Ordinance No. 2006-58**    
Providing for   **accepting the petition for annexation of certain real property owned by**    
  **Wellington Eagles No. 2051**  

**WITNESS** my hand and Official Seal at Elyria, Ohio, this   **5<sup>th</sup>**   day of  
  **February**  , 2007

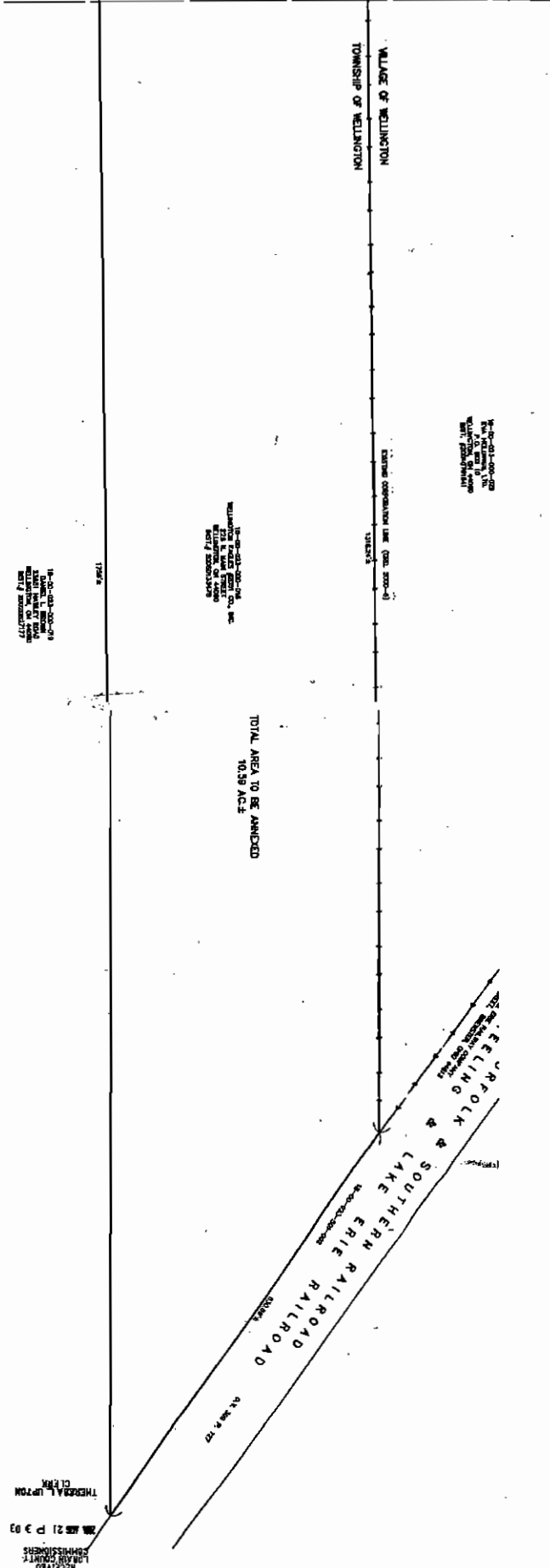
  
\_\_\_\_\_  
County Auditor in and for Lorain County, Ohio



16-00-008-01-01  
 CHARLES S. DELORES & SONS  
 700 WEST 10TH ST.  
 LEONARD, N.J. 07738

16-00-008-01-02  
 BLAIR E. & CAROL A. MOSEBY  
 P.O. BOX 238  
 WELLINGTON, OH 44090

O.L. 26 ASHLAND - OBERLIN ROAD - S.R. 5.8  
 COUNTY, CL. & PL.  
 O.L. 23



DESCRIPTION	BY

**K&S**  
 K&S Associates, Inc.  
 250 Brent Road,  
 Dayton, Ohio 45424  
 P 940.583.4230

ANNEXATION MAP  
 PART OF ORIGINAL WELLINGTON  
 TOWNSHIP LOT NO. 23

SHEET  
 1  
 OF

NOTE: THIS MAP PREPARED FROM RECORD DATA.

RECEIVED  
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**Job No. 06190**  
**June 22, 2006**  
**PROPOSED ANNEXATION TO THE VILLAGE OF WELLINGTON**  
**10.59 ACRES**  
**OWNERSHIP LIST**

<b><i>Permanent Parcel No.</i></b>	<b><i>Owner</i></b>	<b><i>Address</i></b>
<b>SUBJECT PARCEL:</b>		
18-00-023-000-018	Wellington Eagles #2051 Co. Inc.	228 N. Main Street Wellington, OH 44090
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