

ORDINANCE NO. 07-74 AC CMS

AN ORDINANCE AMENDING ORDINANCE 07-55 AC CMS WHICH ACCEPTED THE ANNEXATION OF CERTAIN REAL ESTATE INTO THE CITY OF OBERLIN TO CORRECT AN ERROR IN THE ACREAGE TO BE ANNEXED AND DECLARING AN EMERGENCY

WHEREAS, on June 18, 2007, Oberlin City Council approved Ordinance No. 07-55 AC CMS, which accepted the annexation of certain properties located in Pittsfield Township and owned by Darl L. and Doris Hendricks to the City of Oberlin; and

WHEREAS, said Ordinance contained an error as to the amount of acreage to be annexed as of a result of the Board of County Commissioners deleting certain portions of Ohio Route 58 from the annexation; and

WHEREAS, the City of Oberlin desires to amend Ordinance NO. 07-55 AC CMS to ensure that the correct acreage annexed is reflected in public records.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1: That the amount of acreage being accepted for annexation in the title of Ordinance Number 07-55 AC CMS is hereby amended to read 69.5192 acres.

SECTION 2: That Exhibit A attached to Ordinance Number 07-55 AC CMS, being the legal description of the property being annexed, is hereby modified to exclude the west side of Ohio Route 58 adjacent to the property, in order to conform the actions of the City in regard to the annexation with the actions of the Board of Lorain County Commissioners, a corrected Exhibit A being attached hereto and incorporated herein by reference.

SECTION 3: It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the citizens of the City of Oberlin, or to provide for the usual daily operation of a municipal department, to wit: