

NEW

Sponsored by:

ORDINANCE NO. 2002- 30

STRATEGIC  
PLANNING:

AN ORDINANCE ACCEPTING THE PETITION OF ROBERT D. YOST TRUST, ROBERT D. YOST, TRUSTEE, FOR ANNEXATION TO THE CITY OF ELYRIA OF 7.64 ACRES OF LAND, SITUATED IN CARLISLE TOWNSHIP.

BE ORDAINED BY THE COUNCIL OF THE CITY OF ELYRIA, STATE OF OHIO:

SECTION 1: That the petition of Robert D. Yost Trust, Robert D. Yost, Trustee, approved by the Lorain County Commissioners under Resolution 01-1005 and received by the Clerk of Council's office on November 16, 2001 for the annexation to the City of Elyria of 7.64 acres of land, situated in Carlisle Township, and described in Exhibit "A" attached hereto and made a part hereof as if fully rewritten herein, be and the same is hereby accepted.

SECTION 2: It is hereby determined by the Council of the City of Elyria that the land described in Exhibit "A" shall be a part of Ward 3 of the City.

SECTION 3: That the Clerk of Council shall make three (3) copies containing the petition, the map or plat accompany the Petition, a transcript of the proceedings of the Board of County Commissioners, and resolutions and ordinances in relation to the annexation, with a certificate to each copy that is correct. Such certificate shall be signed by the Auditor or Clerk in his official capacity, and shall be authenticated by the seal of the municipal corporation, if there is any. The Auditor or Clerk shall forthwith deliver one such copy to the County Auditor and one such copy to the County Recorder, who shall make a record thereof in the proper book of records and preserve it. The other copy shall be forwarded by the Auditor or Clerk to the Secretary of State.

**CERTIFICATION**

I HEREBY CERTIFY THAT THIS IS AN EXACT AND TRUE COPY OF Ordinance 2002-30

Arthur J. Weber  
ARTHUR J. WEBER, CLERK OF COUNCIL  
CITY OF ELYRIA, OHIO

2-12-02  
DATE

SECTION 4: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in meetings open to the public, in compliance with Ohio law.

SECTION 5: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 2/4/02 Thomas O. Shores  
Thomas O. Shores, President

ATTEST: Arthur J. Weber APPROVED: 2/4/02  
Arthur J. Weber, Clerk

William M. Grace  
William M. Grace, Mayor

DATE: 2-5-02

Approved as to form:

Terry S. Shilling 1-30-02  
Terry S. Shilling, Law Director

**NO TRANSFER NECESSARY**  
**MARK R. STEWART**  
**LORAIN COUNTY AUDITOR**  
McCallahan 2/20/02  
DEPUTY

CERTIFICATE OF PUBLICATION

I, THE UNDERSIGNED CLERK OF COUNCIL OF THE CITY OF ELYRIA, OHIO, HEREBY CERTIFY THAT THE FULL TEXT OF THE FOREGOING ORDINANCE NO. 2002-30 WAS POSTED IN THREE PLACES WITHIN THE CITY AS DETERMINED BY COUNCIL. AND THAT SUCH PLACES WERE AS FOLLOWS: CITY HALL, CENTRAL FIRE STATION, AND THE POLICE STATION.

DATED: 2/4/02  
Arthur J. Weber  
CLERK OF COUNCIL  
CITY OF ELYRIA, OHIO

Date presented to the Mayor: 2/5/02

EXHIBIT "A"

RECEIVED  
LORAIN COUNTY  
COMMISSIONERS  
2001 MAY 23 A 10:43  
RUXAHN BLAIR  
CLERK

PETITION FOR ANNEXATION

To: Board of County Commissioners  
of Lorain County, Ohio

The undersigned, being the owner seized of a freehold estate in the within described territory, and being a majority of the owners of the real estate as hereinafter more fully described, does hereby petition for the annexation of said territory to the City of Elyria, Lorain County, Ohio, to wit;

Situated in the Township of Carlisle, County of Lorain and State of Ohio. Being known as part of Carlisle Township Sections Nos. 5 and 6 and more definitely described as follows;

Beginning in the centerline of East River Road at the southwesterly corner of an 8.0156 acre parcel conveyed to the Robert D. Yost Trust as recorded in Lorain County Recorder's Instrument No. 20010750485, said point being South 47° 42' 00" East, a distance of 335.0 feet from the intersection of said centerline with the line between Carlisle Township's Sections Nos. 5 and 6;

Thence North 1° 25' 00" East in the westerly line of said 8.0156 acre parcel, a distance of 39.68 feet to a point in the northeasterly sideline of East River Road; said point is the principal place of beginning;

Thence continuing North 1° 25' 00" East in the easterly line of said 8.0156 acre parcel, a distance of 598.12 feet to the northwesterly corner thereof and a point in the existing corporation line of the City of Elyria;

Thence South 89° 57' 00" East in said existing corporation line and in the northerly line of said 8.0156 acre parcel, a distance of 264.00 feet to a northeasterly corner thereof;

Thence South 1° 25' 00" West in the easterly line of said 8.0156 acre parcel a distance of 250.05 feet to an angle

point therein;

Thence North 84° 24' 15" East in a northerly line of said 8.0156 acre parcel, a distance of 290.05 feet to a northeasterly corner thereof;

Thence South 12° 49' 00" West in the easterly line of said 8.0156 acre parcel, a distance of 753.43 feet to a point in the northeasterly sideline of East River Road;

Thence North 47° 42' 00" West in the northeasterly sideline of East River Road, a distance of 532.89 feet to the principal place of beginning;

Enclosing a parcel containing about 7.64 acres of land of which 3.58 acres are within Section No. 5 and about 4.06 acres are within Section No. 6, but subject to all legal highways.


Permanent Parcel Number: 10-00-006-107-001

The within territory is adjacent to the said City of Elyria, Ohio.

Petitioner has attached hereto and made a part of this Petition an accurate map showing the boundaries of the territory sought to be annexed marked "Annexation Map."

Petitioner states there is one (1) owner of real estate in the territory sought to be annexed..

Robert D. Yost, 10131 Aspen Court, Elyria, Ohio 44035, is hereby appointed agent for the undersigned Petitioner as required by O.R.C. 709.02 with full power and authority hereby granted to said agent to amend, alter, change, correct, withdraw, refile, substitute, compromise, increase, decrease or delete the area; to do any and all things essential thereto and to take any action necessary for obtaining the granting of this Petition without further expressed consent of the Petitioner.

  
Robert D. Yost, Trustee  
of the Robert D. Yost Trust  
10131 Aspen Court  
Elyria, Ohio 44035

ROBIN PARK SUBDIVISION No. 7  
P.V. 58 PP. 21 & 22

10-00-005-107-365  
ERIC A. & MELINDA L.  
WCCDY  
#970510882

10-00-005-107-364  
STEVEN A. & JULIE A.  
THOMPSON  
#80518130

10-00-005-107-363  
ROY P. COMLEY  
#970477199

10-00-005-107-085  
JEREMIAH J. CURTIN & LORRAINE A. STANA  
D.V. 1300 P. 592

CITY OF ELYRIA  
CARLISLE TWP.  
EAST CORPORATION LINE

10-00-005-107-060  
GREGORY J. & JOY E.  
SMAYERLY  
O.R.V. 317 P. 194

10-00-006-107-001  
ROBERT D. YOST TRUST  
#20010750485  
8.0156 AC.

10-00-005-107-301  
GARY F. & JILL M. BLTZ  
O.R.V. 1267 P. 534

10-00-005-107-302  
DAVID J. & PAMELA L.  
TERRELL  
O.R.V. 1267 P. 57

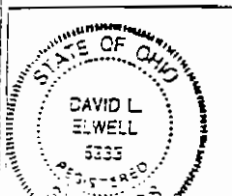
SECTION NO. 5  
SECTION NO. 6

TOTAL AREA TO  
BE ANNEXED  
7.64 AC. ±

3.58± AC. IN SECTION 5  
4.06± AC. IN SECTION 6

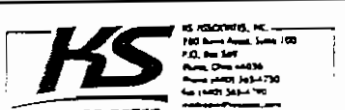
100 0 100 200

SCALE IN FEET  
SCALE: 1" = 100'



*David L. Elwell*  
DAVID L. ELWELL, REGISTERED SURVEYOR NO. 6335

MAP PREPARED FROM RECORD ONLY  
DATE: MAY 17, 2001



ANNEXATION MAP  
OF PART OF  
ORIGINAL CARLISLE TOWNSHIP SECTIONS NO. 5 & 6  
BOUNDED BY CARLISLE COUNTY, OHIO

JOB NO.:  
21156  
DWG. NAME:  
ANNEX