

**CERTIFICATION**

I HEREBY CERTIFY THAT THIS IS AN EXACT AND TRUE COPY OF Ordinance No 2007-88

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

07-05-07  
DATE

Sponsored by:

ORDINANCE NO. 2007- 88

UTILITIES:  
M. Lotko  
T. Callahan  
V. Stewart  
J. Monteleone

AN ORDINANCE PURSUANT TO OHIO REVISED CODE SECTION 709.04 ACCEPTING PETITION FOR ANNEXATION FROM ELYRIA TOWNSHIP TO THE CITY OF ELYRIA OF 16.122 ACRES OWNED BY JOHN VANCO, ET AL.

WHEREAS, John L. Keyse-Walker and Stephanie M. Mercado, as agents for the Petitioners, have petitioned the Board of County Commissioners of Lorain County, Ohio, to annex to the City of Elyria the territory (**TERRITORY**) described in Exhibit "A" attached hereto and incorporated herein; and

WHEREAS, the Lorain county Board of Commissioners pursuant to Lorain County Board of Commissioners Resolution No. 07-212 found that all of the conditions of annexation of the Petition have been met, and the Petition is granted, and further directing the Clerk of the Lorain County Board of Commissioners to enter the Resolution upon the Journal of that Board and to send a certified copy of the record, including all resolutions, the Petition, the map and others on file to the Clerk of this Council; and

WHEREAS, on April 11, 2007, the Clerk of the Lorain County Board of Commissioners forwarded the Clerk of Council a certified copy of the record granting the Petition, including all resolution, the Petition, the map and all other papers on file; and

WHEREAS, Ohio Revised Code Section 709.04 requires that the City of Elyria shall lay the Commissioners' Resolution and the Petition before this Council, which will then accept or reject the Petition for Annexation.

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

SECTION 1: That the Petition for Annexation referred to above, approved by the Lorain County Commissioners under Resolution 07-212, and received by the Elyria Clerk of Council's Office on April 13, 2007, for annexation to the City of Elyria of 16.122 acres of land, situated in Elyria Township, and described in Exhibit "A" attached hereto and made a part hereof as if fully rewritten herein, shall be and the same is hereby accepted and the City of Elyria shall provide **TERRITORY** annexed with the same services that the City regularly and customarily provides to real property located within the City of Elyria and at the rate and fees established by the Council for such services, which services shall include police, fire, water, sanitary sewer, and garbage collection subject to the owners-petitioners, their successors and

Approved as to form:

*Terry S. Shilling* 6-28-07  
Terry S. Shilling, Law Director

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. 2007- 88 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: 7/5/07

*Anthony J. Adams*  
CLERK OF COUNCIL  
CITY OF ELYRIA, OHIO

Date presented to the Mayor: 7/3/07

NO TRANSFER NECESSARY  
MARK R. STEWART  
LORAIN COUNTY AUDITOR  
8-22-07 PPS  
DEPUTY

Thence along the south line of Stout's 11.04-acre parcel and then the south line of the 1.12-acre parcel of land described in Lorain County Document No. 2003-0902178 to Adam T. and Kelly E. Hoyt North 89°56'20" West 1381.48 feet to a pin set in the east line of Murray Ridge Road;

Thence along the east line of Murray Ridge Road South 27°16'48" East 941.29 feet to the principal place of beginning;

Containing within said bounds 16.1227 acres of land, more or less, of which 1.6905 acres lie in Original Lot 5 and 14.4322 acres lie in Original Lot 6, but subject to all legal highways and easements of record as surveyed by Dale Haywood, Registered State of Ohio Surveyor No. 8284, in February 2007.

Bearings are to an assumed meridian and intended to describe angles only. The basis of bearings is South 27°16'48" East for the centerline of Murray Ridge Road.

All pins set are 30" long, 5/8" rebar with cap stamped "HAYWOOD 8284".

Permanent Parcel Nos.: 06-24-006-000-013 and 06-24-005-000-040

Attached hereto is an accurate map of the territory to be annexed.

The name of the person or persons to act as agent for the undersigned petitioner is John L. Keyse-Walker, Esq., [jkeyse-walker@fkwdlaw.com](mailto:jkeyse-walker@fkwdlaw.com) and/or Stephanie M. Mercado, Esq., [smercado@fkwdlaw.com](mailto:smercado@fkwdlaw.com), Fauver, Keyse-Walker & Donovan, 5333 Meadow Lane Court, Elyria, Ohio, 44035-1469, Telephone: (440) 934-3700, Fax: (440) 934-3708.

Also submitted herewith separate from this Petition is a list of all tracts, lots or parcels in the territory proposed to be annexed and all tracts, lots or parcels adjacent to the territory proposed to be annexed or directly across the road. Also submitted with this Petition but not as a part of the Petition is a list for each tract, lot or parcel setting forth the name of the owner, the mailing address of the owner and the permanent parcel number from the County Auditor's permanent parcel numbering system.


- |  |  |
|--|--|
| 06-24-006-000-035<br>Richard F. Wallhead<br>9505 Murray Ridge Road, S.<br>Elyria, OH 44035                       | 06-24-006-000-098<br>Harold A. & Mary E. Beckloff<br>101 Apollo Drive<br>Elyria, OH 44035          |
| 06-24-006-000-004<br>Daniel L. Langford<br>9373 Murray Ridge Road<br>Elyria, OH 44035                            | 06-24-006-000-099<br>Mary K. Bakos<br>9200 Murray Ridge Road<br>Elyria, OH 44035                   |
| 06-24-006-000-045<br>06-24-006-000-014<br>Dale L. Kendrew Szewczyk<br>9328 Murray Ridge Road<br>Elyria, OH 44035 | 06-24-005-000-017<br>Joseph E. & Darlene M. Dicesare<br>9188 Murray Ridge Road<br>Elyria, OH 44035 |
| 06-24-006-000-050<br>Julie A. Shelton<br>100 Mercury Drive<br>Elyria, OH 44035                                   | 06-24-005-000-026<br>Adam T. & Kelly E. Hoyt<br>9179 Murray Ridge Road<br>Elyria, OH 44035         |
| 06-24-006-000-070<br>Brian M. Campell<br>Celeste E. Wransky<br>9260 Murray Ridge Road<br>Elyria, OH 44035        | 06-24-005-000-025<br>Kenneth M. & Rosemarie A. Stout<br>9131 Murray Ridge Road<br>Elyria, OH 44035 |
| 06-24-006-000-071<br>David and Michelle Kaiser<br>9250 Murray Ridge Road<br>Elyria, OH 44035                     | 06-24-006-500-002<br>Lorain Co. Metro Parks<br>12882 Diagonal Road<br>LaGrange, OH 44050           |

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 decision to be placed on their agenda for Thursday, March 29, 2007.

Motion by Kalo, seconded by Kokoski 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. 07-190 is a true copy as it appears in Journal No. 07 on date of March 15, 2007.

  
Theresa L. Upton, Clerk

# LORAIN COUNTY

## Board Of Commissioners

Ted Kalo Betty Blair Lori Kokoski

*see Comm File*

County Administrator  
James R. Cordes  
440-329-5760

Assistant County Administrator  
Ronald F. Twining  
440-329-5530

Clerk of Board  
Theresa Upton  
440-329-5103

Animal Control Officer  
J. A. Salempa Sr.  
440-326-5997

Budget Director  
Lisa Hobart  
440-329-5201

Charles Berry Bridge Supervisor  
Charles Mackin  
440-244-2137

Children & Family Council  
Beverly Wilson  
440-284-4467

Community Development  
William Ulik  
440-328-2323

E-9-1-1 Director  
Robin Jones  
440-329-5444

Emergency Management  
& Homeland Security Director  
Thomas Kelley  
440-329-5117

Golden Acres Administrator  
Jeri Dull  
440-988-7210

Human Resources Department  
440-329-5150

IT Director  
Ernie Smith  
440-329-5786

Lorain County Transit  
Pamela Novak  
440-328-2490

Maintenance Director  
Dennis Shawver  
440-329-5326

Office on Aging Director  
Patricia Littleton  
440-329-4818

Office Services Supervisor  
Jennifer Demich  
440-329-5115

Purchasing Director  
Yvonne Newton  
440-329-5240

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

Solid Waste Director  
Daniel Billman  
440-329-5442

Special Projects Manager  
Karen Davis  
440-329-5102

Workforce Development Director  
Vivian Alexander  
440-284-1830

December 14, 2007

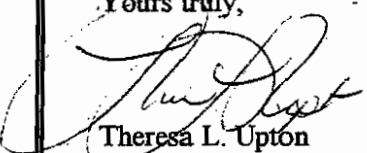
Terry Shilling, Law Director  
City of Elyria  
131 Court Street, Suite 201  
Elyria, Ohio 44035  
Attn: Michael E. Szekely, Prosecutor

Dear Law Director Shilling:

Enclosed is Resolution No. 07-899 adopted by the Lorain County Board of Commissioners on December 13, 2007 accepting petition request as filed by City of Elyria and adopt resolution confirming boundaries of Elyria Township of 16.122 acres with the present corporation limits of the City of Elyria, Ohio.

This is being forwarded for your information and files.

Yours truly,

  
Theresa L. Upton  
Clerk

tlu  
Enclosure

Cc: Ken Carney, LC Engineer  
Judy Nedwick, LC Recorder  
Ted Spillman, LC Tax Map  
Mark Stewart, LC Auditor  
Jose Candalerio, Director, LCBOE/Attn: Alex Heyd  
Robin Jones, Director, E911  
Barbara Baker, Financial Officer, Elyria Township  
File

BEGINNING in the centerline of Murray Ridge Road (width varies) at the intersection within in the line common to Original Lots 5 and 6;

Thence along the centerline of Murray Ridge Road South 27°16'48" East 876.62 feet to the northwest corner of the 0.40-acre parcel of land described in Lorain County Deed Volume 1081 Page 162, Parcel #2 to the City of Elyria;

Thence along the north line of the City of Elyria's 0.40-acre parcel South 89°52'29" East 33.79 feet to a pin set in the east line of Murray Ridge Road and the PRINCIPAL PLACE OF BEGINNING of the land herein described;

Thence continuing along the north line of the City of Elyria's 0.40-acre parcel South 89°52'29" East 298.03 feet to an iron pin found in the west line of the 2.17-acre parcel of land described in Lorain County O.R. Volume 672 Page 879 to the Lorain County Metropolitan Park District;

Thence along the west line of the Metropark's 2.17-acre parcel North 37°57'32" east 1060.0-2 feet to a pin set at the southeast corner of the 11.04-acre parcel described in Lorain County document No. 2005-0094632 to Kenneth M and Rosemarie A. Stout;

Thence along the south line of Stout's 11.04-acre parcel and then the south lien of the 1.12-acre parcel of land described in Lorain County document NO. 2003-0902178 to Adam T. and Kelley E. Hoyt North 89°56'20" West 1381.48 feet to a pin set in the east line of Murray Ridge Road;

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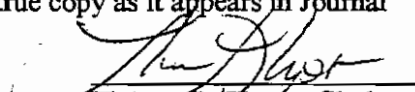
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All pins set at 30" long, 5/8" rebar with cap stamped "HAYWOOD 8284".  
Permanent Parcel Nos.: 06-24-006-000-013 and 06-24-005-000-040

FURTHER BE IT RESOLVD, that copies of this Resolution be forwarded to the City of Elyria, Elyria Township, Lorain County Engineer, Lorain County Recorder, Lorain County Tax Map, Lorain County Auditor, Lorain County Board of Elections and 9-1-1 Department.

Motion by Kalo, seconded by Kokoski 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. 07-899 is a true copy as it appears in Journal No. 07-2 on date of December 13, 2007.

  
Theresa L. Upton, Clerk