



LORAIN COUNTY COMMISSIONERS

Michelle Hung

Matt Lundy

David J. Moore



cc Staff
file

RECEIVED

FEB 28 2022

**KEN CARNEY
LORAIN COUNTY ENGINEER**

February 24, 2022

City of Oberlin
5 South Main Street
Oberlin, Ohio 44074

Dear Clerk Anderson:

Enclosed is a complete transcript of the granted Municipal Owned Land Annexation of 35.593 acres from New Russia Township to the City of Oberlin, Ohio.

This annexation was granted February 23, 2022 by Resolution No. 22-147, Law Director Jon D. Clark, Agent.

Sincerely,

Theresa L. Upton
Clerk

tlu
Enclosure

Cc: Jon D. Clark, Law Director, Agent
New Russia Township Trustees
Ken Carney, LC Engineer
Craig Snodgrass, LC Auditor
Paul Adams, LC Board of Elections
Jeff Young, Director – 911
Dan Petticord, LC APA
File

a.10

RESOLUTION NO. 22-147

In the matter of granting the Municipal Corporation)
Annexation Petition of approximately 35.593 acres)
from New Russia Township to the City Oberlin.)
Oberlin Law Director Jon Clark, Agent for Petitioner)
City of Oberlin, Lorain County, Ohio)

February 23, 2022

WHEREAS, a Municipal Corporation Annexation Petition of approximately 35.593 acres from New Russia Township to the City Oberlin was filed on February 2, 2022; and

WHEREAS, Resolution #22-114, adopted February 9, 2022 received and journalized said petition and scheduled a decision on the proposed annexation on Commissioners Agenda for February 23, 2022 (which is the 21st day); and

WHEREAS, Oberlin Law Director Jon Clark, is Agent for Petitioner City of Oberlin; and

WHEREAS, letters were issued to the Auditor and Engineer to review the accuracy of the Petition and Map (There is no requirement to send these documents to the Auditor or Engineer, but did so as information status); and

WHEREAS, Auditor issued a certificate of filing on February 16, 2022; and

WHEREAS, Engineer issued a letter on February 9, 2022 stating the report that the petitioner's legal description and map accurately describe the perimeter of the territory that he proposes to annex to the City of Oberlin; and

WHEREAS, City of Oberlin Ordinance No. 21-03 AC CMS, adopted on February 16, 2021 authorized said petition; and

WHEREAS, the legal description is as follows:

EXHIBIT A

KS ASSOCIATES

City of Oberlin
Proposed annexation to the City of Oberlin
Parcel 09-00-079-000-004 and part of Parcel 09-00-079-000-003
Page 1 of 2

Situated in the Township of New Russia, County of Lorain and State of Ohio and known as being part of Original Russia Township Lot No. 79. Also being part of the land conveyed to the City of Oberlin as recorded in Volume 89, Page 447 and Volume 541, Page 93 of the Lorain County Records, being more definitely described as follows:

Commencing at the southwesterly corner of Original Russia Township Lot No. 79, being in the centerline of State Route 511 (width varies);

Thence, easterly along the centerline of State Route 511 and the southerly line of Original Russia Township Lot No. 79, a distance of about 412 feet to the southeasterly corner of land conveyed to Aaron L. Anderson as recorded in Instrument No. 20160597548 of the Lorain County Records and the True Point of Beginning for the parcel herein described;

Thence, leaving the centerline of State Route 511 and the southerly line of Original Russia Township Lot No. 79, northerly along Anderson's easterly line and the easterly line of land conveyed to Lorain County Landfill LLC as recorded in Instrument No. 20080267482 of the Lorain County Records, a distance of about 2,136 feet;

Thence, leaving the easterly line of said land conveyed to Lorain County Landfill LLC, easterly, a distance of about 940 feet to the westerly line of land conveyed to Lorain County Landfill LLC as recorded in Instrument No. 20080267482 of the Lorain County Records;

Thence, southerly along Lorain County Landfill LLC's westerly line, a distance of about 1,608 feet to the northeasterly corner of land conveyed to Ashley M. Henderson as recorded in Instrument No. 20150549504 of the Lorain County Records;

Thence, westerly along Henderson's northerly line and the northerly line of land conveyed to Stephen F. Hoffert, Trustee as recorded in Instrument No. 20200786502 of the Lorain County Records and the northerly line of land conveyed to Stephen F. Hoffert as recorded in Instrument No. 20080253466 and the northerly line of land conveyed to Ronald J. Gresco and Kathy A. Gresco as recorded in Instrument No. 20090285707 of the Lorain County Records and the northerly line of land conveyed to Stephen M. Stankiewicz and Irene R. Stankiewicz as recorded in Instrument No. 20100321316 of the Lorain County Records, a distance of about 954 feet to the northwesterly corner of said land conveyed to Stephen M. Stankiewicz and Irene R. Stankiewicz;

Thence, southerly along Stankiewicz's westerly line, a distance of about 540.35 feet to the centerline of State Route 511;

Thence, westerly along the centerline of State Route 511, a distance of about 25 feet to the point beginning.

Containing within said bounds about 35.593 acres of land.

The above description has been prepared from record information only.

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RECORDED
LORAIN COUNTY
OHIO
CLERK



I, Theresa L. Upton, Clerk to the Lorain County Board of Commissioners do hereby certify that the above Resolution No. 22-147 is a true copy as it appears in Journal No. 2022 on date of February 23, 2022.

Theresa L. Upton
Theresa L. Upton, Clerk

KS ASSOCIATES

City of Oberlin
Proposed Annexation to the City of Oberlin
Parcel 08-00-079-000-004 and part of Parcel 08-00-079-000-003
Page 2 of 2

Trevor A. Bixler, P.S.
Professional Surveyor, Ohio No. 7730
KS ASSOCIATES
Civil Engineers + Surveyors
250 Burns Road, Suite 100
Elyria, OH 44035
440 355 4730
RA2000030242\Legal\Annexation.docx



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NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of Lorain County, Ohio, that upon review of the documents submitted, the following findings are made:

The Petition contains the signatures of all the property owners in the territory to be annexed.

1. The Petition set forth that under an ordinance of the municipality the territory describes in the petition was authorized to be annexed.
2. An accurate legal description of the perimeter of the territory proposed to be annexed.
3. The Petition contains an accurate map or plat of the territory proposed to be annexed.
4. The Petition contains the name of the person acting as statutory agent for the petitioners.

BE IT FURTHER RESOLVED that:

- I. Upon the findings that all of the conditions of annexation as contained in Revised Code Section 709.16 have been met, the Petition as presented is granted.
- II. Herein the annexed area shall not be excluded or removed from the Township
- III. The Clerk is directed to enter the resolution upon the journal of the Board and send a certified copy of the record (including all resolutions, the petition, the map and all other papers on file to the Clerk of the City of Oberlin.

Motion by Lundy, seconded by Moore to adopt Resolution. Upon roll call the vote taken thereon, resulted as: Ayes; Lundy, with objection, Moore & Hung / Nays: None
Motion carried. _____ (discussion was held on the above)