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ORDINANCE NO. 92-81

Sponsored by:

COMM. DEV.

- T. Shores
- L. Tanner
- M. Ferguson
- R. Reichard

AN ORDINANCE ACCEPTING THE APPLICATION OF WILLIAM E. BROWN, FRANCES B. BROWN AND HIGHLAND DEVELOPMENT CORPORATION FOR ANNEXATION TO THE CITY OF ELYRIA OF 13.7355 ACRES OF LAND, SITUATED IN CARLISLE TOWNSHIP, AND DECLARING AN EMERGENCY.

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

SECTION 1: That the application of William E. Brown, Frances B. Brown and Highland Development Corporation for the annexation to the City of Elyria of 13.7355 acres of land, situated in Carlisle Township, being part of Carlisle Township Section No. 5, and further described as follows, be and the same hereby is accepted:

Situated in the Township of Carlisle, County of Lorain, State of Ohio, being known as part of Carlisle Township Section No. 5 and more definitely described as follows:

Beginning at the intersection of the centerline of Abbe Road and the line between Elyria Township and Carlisle Township. Thence South 1 degree 10' East in the centerline of Abbe Road, a distance of 30.00 feet to a point.

Thence South 89 degrees 21' East in the northerly line of land conveyed to Highland Development Corporation as recorded in Volume 1285, Page 479 of Lorain County Deed Records, a distance of 22.51 feet to a point in the easterly sideline of Abbe Road; said easterly sideline being the existing corporation line of the City of Elyria, said point is the principal place of beginning.

Thence continuing South 89 degrees 21' East in Highland Development Corporation's northerly line a distance of 686.96 feet to Highland Development Corporation's northeasterly corner and a point in the westerly line of land conveyed to Barbara Bacsi as recorded in Volume 340, Page 213 of Lorain County Official Records.

Thence South 0 degree 46' West in Highland Development Corporation's easterly line a distance of 913.90 feet to the northeasterly corner of land conveyed to Floyd T. and Dona M. Payne as recorded in Volume 795, Page 553 of Lorain County Deed Records.

Thence North 89 degrees 42' 30" West in the Paynes' northerly line a distance of 655.99 feet to a point in the easterly sideline of Abbe Road.

Thence North 1 degree 10' West in the easterly sideline of Abbe Road, said line being parallel with and 22.50 feet distance easterly from the centerline of said road, a distance of 249.94 feet to a point in the southerly line of land conveyed to Richard J. and Joanne Gilles as recorded in Volume 787, Page 645 of Lorain County Deed Records

Thence South 89 degrees 34' East in the Gilles southerly line a distance of 167.49 feet to the Gilles' southeasterly corner.

Thence North 1 degree 10' West in the Gilles' easterly line a distance of 100.00 feet to the Gilles' northeasterly corner.

CERTIFICATION
 I HEREBY CERTIFY THAT THIS IS AN EXACT AND
 TRUE COPY OF Ordinance 92-81

JACK LESNICK, CLERK OF COUNCIL
 CITY OF ELYRIA, OHIO
 DATE 4/30/92

City of Elyria, Ohio
 TERRY S. SHILLING
 Solicitor
 328 Broad Street
 Elyria, Ohio 44035
 Phone: (216) 323-5648

ANNEXATION PARCEL
13.7355 ACRES
CARLISLE TOWNSHIP

Situated in the Township of Carlisle, County of Lorain, State of Ohio, being known as part of Carlisle Township Section No. 5 and more definitely described as follows:

Beginning at the intersection of the centerline of Abbe Road and the line between Elyria Township and Carlisle Township. Thence South 1° 10' East in the centerline of Abbe Road, a distance of 30.00 feet to a point.

Thence South 89° 21' East in the northerly line of land conveyed to Highland Development Corporation as recorded in Volume 1285, Page 479 of Lorain County Deed Records, a distance of 22.51 feet to a point in the easterly sideline of Abbe Road; said easterly sideline being the existing corporation line of the City of Elyria, said point is the principal place of beginning.

Thence continuing South 89° 21' East in Highland Development Corporation's northerly line a distance of 686.96 feet to Highland Development Corporation's northeasterly corner and a point in the westerly line of land conveyed to Barbara Bacsi as recorded in Volume 340, Page 213 of Lorain County Official Records.

Thence South 0° 46' West in Highland Development Corporation's easterly line a distance of 913.90 feet to the northeasterly corner of land conveyed to Floyd T. and Dona M. Payne as recorded in Volume 795, Page 553 of Lorain County Deed Records.

Thence North 89° 42' 30" West in the Paynes' northerly line a distance of 655.99 feet to a point in the easterly sideline of Abbe Road.

Thence North 1° 10' West in the easterly sideline of Abbe Road, said line being parallel with end 22.50 feet distance easterly from the centerline of said road, a distance of 249.94 feet to a point in the southerly line of land conveyed to Richard J. and Joanne Gilles as recorded in Volume 787, Page 645 of Lorain County Deed Records.

Thence South 89° 34' East in the Gilles' southerly line a distance of 167.49 feet to the Gilles' southeasterly corner.

Thence North 1° 10' West in the Gillas' easterly line a distance of 100.00 feet to the Gilles' northeasterly corner.

Thence North 89° 34' West in the Gilles' northerly line a distance of 167.49 feet to a point in the easterly sideline of Abbe Road.

Thence North 1° 10' West in the easterly sideline of Abbe Road a distance of 568.51 feet to the principal place of beginning enclosing a parcel containing 13.7355 acres subject to all legal highways.

Thence North 89 degrees 34' West in the Gilles' northerly line a distance of 167.49 feet to a point in the easterly sideline of Abbe Road.

Thence North 1 degree 10' West in the easterly sideline of Abbe Road a distance of 568.51 feet to the principal place of beginning enclosing a parcel containing 13.7355 acres subject to all legal highways.

SECTION 2: It is hereby determined by the Council of the City of Elyria that the territory described in Section 1 above 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 accompanying 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 it 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.

SECTION 4: That it is found and determined that all formal actions of this Council concerning and 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 5: That this Ordinance be and hereby is declared to be an emergency measure, the emergency being the immediate necessity to provide for the public health, peace and welfare of the people of the City of Elyria; wherefore, this Ordinance shall be in full force and effect from and immediately after its

passage and approval.

PASSED: 4/20/92 Shirley G. Quinta
Shirley G. Quinta, President

ATTEST: Jack Lesnick APPROVED: 4/20/92
Jack Lesnick, Clerk

Michael B. Keys
Michael B. Keys, Mayor

DATE: 4-21-92

Approved as to form:
Terry S. Shilling
Terry S. Shilling, Solicitor

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. 92-_____ 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, FOR A PERIOD OF FOURTEEN (14) DAYS, TO-WIT, FROM:

_____ TO _____

DATED: _____

CLERK OF COUNCIL
CITY OF ELYRIA, OHIO

FILM ROLL NO. 58.3

DEBORAH L. ESSEX
LORAIN COUNTY
RECORDER

92 MAY 1 9 28

OR
ESSEX FOR RECORDED
LORAIN COUNTY
VOL. 533 PAGE 202

Mail EOF:
Clerk of Council
City of Elyria
328 Blvd St.
Elyria, O. 44035

P.V. 3+
Pg. 56
51' ml
1 ml/c
messenger
VOL. 533 PAGE 223

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