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AN ORDINANCE ACCEPTING THE PETITION OF DALE YOST, AGENT FOR THE PETITIONERS KEITH M. OSKINS, DENISE A. OSKINS, AND HIGHLAND DEVELOPMENT CO., FOR ANNEXATION TO THE CITY OF ELYRIA OF 0.403 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 petition of Dale Yost, Agent for Petitioners Keith M. Oskins, Denise A. Oskins, and Highland Development Co., which petition was approved by Lorain County Commissioners under Resolution No. 94-649 and received by the Clerk of Council's Office on September 8, 1994, for the annexation to the City of Elyria of 0.403 acres of land, situated in Carlisle Township, being a part of Original Carlisle Township Section No. 5, and further described in Exhibit "A" attached hereto and made a part hereof as if fully rewritten herein, being and the same is hereby accepted.

SECTION 2: It is hereby determined by the Council of the City of Elyria that the territory 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 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

OFFICE OF THE CLERK OF COUNCIL

MARK L. STEWART
LORAIN COUNTY AUDITOR
8-24-95
DEPUTY

CERTIFICATION

I HEREBY CERTIFY THAT THIS IS AN EXACT AND TRUE COPY OF Ordinance 95-41

DATE 2/24/95

JACK LESNICK, CLERK OF COUNCIL
CITY OF ELYRIA, OHIO

SECTION 5: That this Ordinance be and hereby is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety 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: 2/20/95

Shirley G. Guinta
Shirley G. Guinta, President

ATTEST: Jack Lesnick
Jack Lesnick, Clerk

APPROVED: 2/20/95

Michael B. Keys
Michael B. Keys, Mayor

DATE: 2-21-95

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. 95-4 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

Date Presented to Mayor: 2-21-95

PETITION FOR ANNEXATION

TO: BOARD OF COUNTY COMMISSIONERS
OF LORAIN COUNTY, OHIO

We, the undersigned, being competent adult individuals 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, do 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, State of Ohio, being known as part of Original Carlisle Township Section No. 5, and more definitely described as follows: Beginning at the northeasterly corner of Sublot No. 27 of Chateau Estates Subdivision No. 2, as recorded in Volume 34, Pages 25 through 27 of Lorain County Plat Records; said point being on the westerly right-of-way line of Bayberry Drive, 60 feet wide; Thence North 89° 46' 8" West along the northerly line of Chateau Estates Subdivision No. 2, a distance of 160.52 feet to a stone monument found at the southeasterly corner of lands conveyed to Edward and Clara Machovina, as recorded in Official Record Volume 905, Page 125 of the Lorain County Records; Thence North 0° 47' 37" East in the easterly line of lands conveyed to Machovina and the easterly line of lands conveyed to Edward E. and Cecilia Kinter, as recorded in Official Record Volume 902, Page 165 of Lorain County Records, a distance of 110.00 feet to a point at the northwesterly corner of lands conveyed to Highland Development Company, as

recorded in Official Record Volume 836, Page 296 of Lorain County Records; Thence South 89° 46' 08" East along Highland Development Company's northerly line, a distance of 158.62 feet to a point; Thence South 0° 12' 11" East along the easterly line of lands conveyed to Highland Development Company and the easterly line of lands conveyed to Keith M. and Denise A. Oskins, as recorded in Official Record Volume 657, Page 416 of Lorain County Records, a distance of 110.00 feet to the point of beginning of this description; Containing within said bounds 0.403 acres, to be the same, more or less, but subject to all legal highways and easements of record.