

RESOLUTION NO. 97-1118

In the matter of granting proposed Annexation of )  
Approximately 0.24 acres in Carlisle Township to the) December 18, 1997  
City of Elyria, Ohio Michelle Nedwick, Agent for )  
Petitioner; William Hopkins )

WHEREAS, after due and legal notice of this is the date fixed for the Public Hearing on the proposed annexation of approximately 0.24 acres in Carlisle Township to the City of Elyria, Ohio; and

WHEREAS, Commissioner Vasi opened the meeting and turned it over to Michelle Nedwick, Agent to review the proposed Annexation; and

WHEREAS, Assistant County Prosecutor, M. Robert Flanagan administered an oath to everyone present that may be giving testimony during the hearing; and

WHEREAS, the Agent described the property to be annexed owned by William Hopkins, Petitioner. This is the only property left in the Township, the entire surrounding area is within the City of Elyria; and

WHEREAS, Michelle Nedwick, Agent reported that all Sections of the Ohio Revised Code relating to the Annexation proceedings are in compliance; and

WHEREAS, the City of Elyria, by Ordinance No. 97-286, adopted November 17, 1997 indicated the services the City would provide to the territory sought to be annexed if granted.

WHEREAS, Lorain County Engineer reviewed the accuracy of petition and map, and by report dated October 2, 1997 indicated there were no discrepancies. The land is adjacent and contiguous to Carlisle Township; and

WHEREAS, the Commissioner entertained questions and/or comments from property owners and Township Trustees. There were no residents or Trustees present.

NOW, THEREFORE BE IT RESOLVED, by the Lorain County Board of Commissioners that upon the Annexation Petitioner provided and report from the County Engineer's Department which stated there were no discrepancies we do and hereby grant said petition for annexation for the premises as follows:

PETITION FOR ANNEXATION 0.24 ACRES IN CARLISLE TOWNSHIP TO CITY OF ELYRIA

I, the undersigned, being competent adult individual seized of a freehold estate in the within described territory, and being the owners of real property as hereinafter more fully described, do hereby petition for the annexation of said real property to the City of Elyria, Lorain County, Ohio to wit:

Situated in Carlisle Township, County of Lorain, State of Ohio, and Bounded as described below:

Beginning at the intersection of the Southerly right-of-way line of 16<sup>th</sup> Street and the Westerly property line of PPN#10-00-004-101-060.

Thence Southerly along the Westerly property line, also being the corporation line of the City of Elyria, a distance of 15000 feet to a point.

Thence Easterly along the Southerly property line, also being the corporation line of the City of Elyria, a distance of 70.00 feet to a point.

Thence Northerly along the Easterly property line, also being the corporation line of the City of Elyria a distance of 150.00 feet to a point.

Thence Westerly along the Northerly property line a distance of 70.00 feet to the point of the beginning.

Containing within said boundaries the area of land is 0.24 acres.

Permanent Parcel No.:01-00-004-101-060

The above described 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 "Map of Territory to be Annexed to the City of Elyria."

Petitioner states that there is one (1) owner of real property in the above described territory which is sought to be annexed to the City of Elyria.

FURTHER BE IT RESOLVED, the Commissioners hereby determines this is to be for the benefit of the public convenience and welfare, and serves the general good to the territory, and that this property to be Annexed is not unreasonably large.

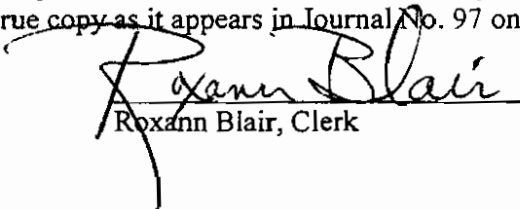
BE IT FURTHER RESOLVED, a certified copy of the final transcript of this Board of County Commissioners relating to the finds and orders of this Board, together with the accompanying map and petition and all other papers pertaining thereto shall be delivered to the City of Elyria, Ohio.

FURTHER BE IT RESOLVED, Commissioner Blair commented that this island was possibly created by a previous Annexation. The property to the east is still in Carlisle Township. The Commissioner said it was unfortunate this gentleman had to go through this procedure, even though he had been assisted by the City of Elyria, because of Elyria's existing policy about "not extending services without annexation." Since this was part of the area that was included in the City of Elyria's facility planning when they made application for federal funding, this raises a question in my mind that this service should have been provided without requiring annexation.

Motion by Vasi, seconded by Ross to adopt Resolution. Ayes: All.

Motion carried.

I, Roxann Blair, Clerk to the Lorain County Board of Commissioners do hereby certify that the above Resolution No. 97-1118 is a true copy as it appears in Journal No. 97 on date of December 18, 1997.

  
Roxann Blair, Clerk

Sponsored by:

STRATEGIC PLANNING

- T. Shores
- M. Lotko
- L. Tanner
- G. Gibbs
- G. Hammond
- H. Larkins
- R. McFrederick
- J. Baird
- E. Rothgery
- E. Burkhard
- F. Bullocks

RECEIVED  
LORAIN COUNTY  
COMMISSIONERS

97 NOV 24 PM 12:11

ORDINANCE NO. 97-286

NON-EMERGENCY

AN ORDINANCE PURSUANT TO OHIO REVISED CODE SECTION 709.031 INDICATING WHAT SERVICES THE CITY OF ELYRIA WILL PROVIDE UPON ANNEXATION TO TERRITORY OWNED BY WILLIAM HOPKINS, AND DECLARING AN EMERGENCY.

WHEREAS, William Hopkins has petitioned the Board of County Commissioners of Lorain County, Ohio, to annex to the City of Elyria a parcel of land, described in Exhibit "A" attached hereto and incorporated herein; and

WHEREAS, the City of Elyria is desirous of having said territory described in Exhibit "A" annexed to the City of Elyria; and

WHEREAS, pursuant to Ohio Revised Code Section 709.031 (A), the Board of Commissioners of Lorain County, Ohio, have set December 18, 1997, at 11:00 a.m. in the Commissioners' Hearing Room, 4th Floor, Lorain County Administration Building, 226 Middle Avenue, Elyria, Ohio, as the time and place for the hearing on the petition of William Hopkins; and

WHEREAS, Ohio Revised Code Section 709.031(B) requires that the City of Elyria adopt by ordinance a statement indicating what services the City of Elyria will provide upon annexation to the City of Elyria.

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

SECTION 1: That the City of Elyria will provide, upon annexation, to the territory described in Exhibit "A", and owned by William Hopkins, which territory is proposed for annexation to the City of Elyria, Ohio, the same services that the City regularly and customarily provides to real estate located within the City of Elyria and at the rates and fees as established by this Council for such services, which services shall include, but not be limited to, police, fire, water, storm and sanitary sewer, and garbage collection.

SECTION 2: That a certified copy of this Ordinance shall be delivered to the Board of Commissioners of Lorain County, Ohio, prior to December 18, 1997.

SECTION 3: 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 5 of the City of Elyria.

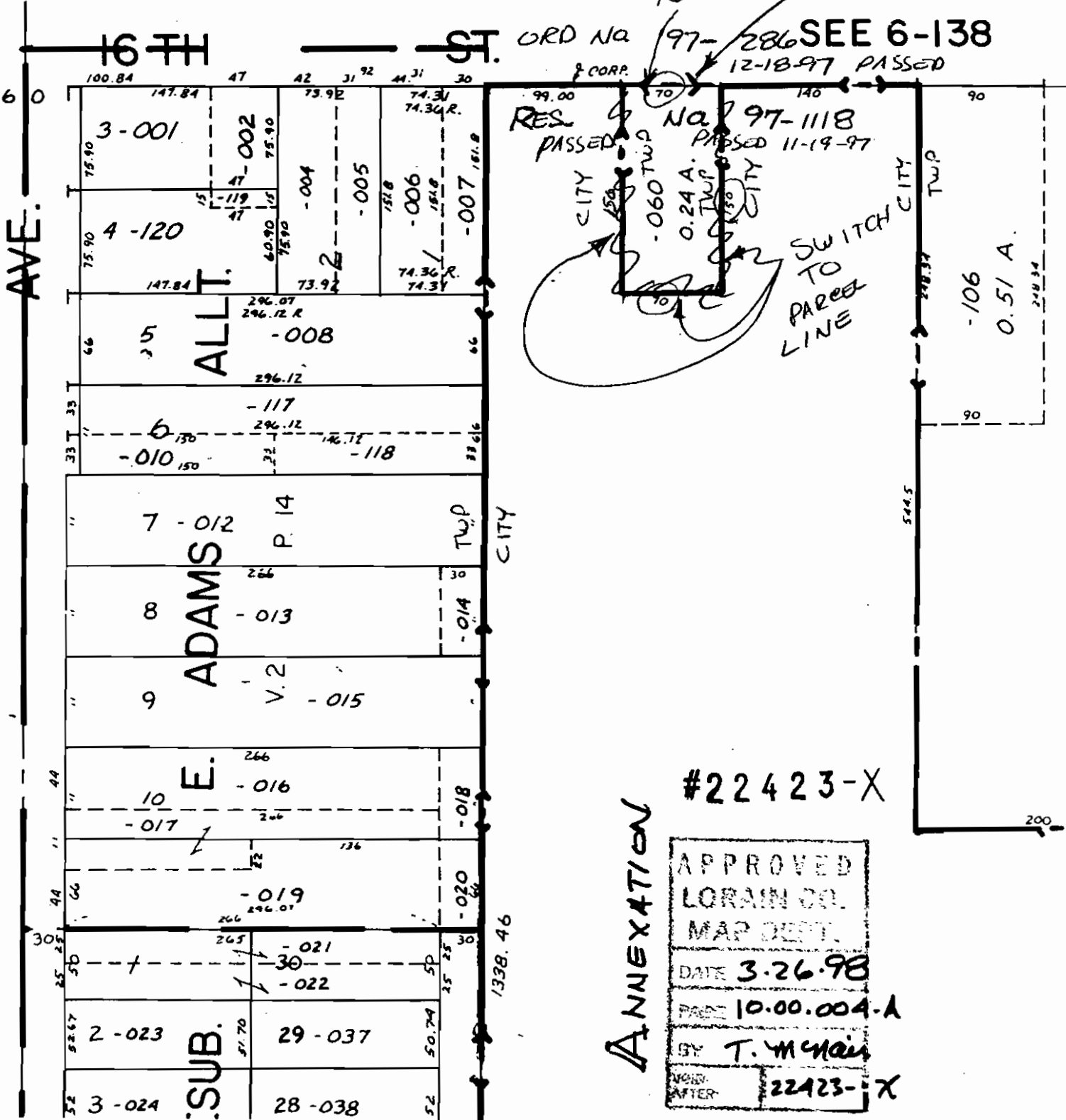
SECTION 4: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in meetings open to the public, in compliance with Ohio law.

CERTIFICATION

I HEREBY CERTIFY THAT THIS IS AN EXACT AND TRUE COPY OF Ordinance 97-286

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

DATE 11-24-97



AVE.

16TH ST.

ST.

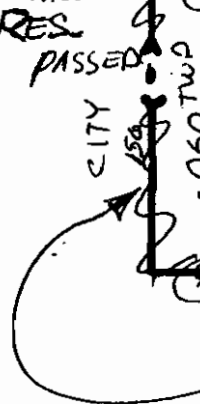
ORD No 97-286 SEE 6-138  
12-18-97 PASSED

#270  
16th St.

ADD CORP. LINE

RES. PASSED  
CITY

ORD No 97-1118  
PASSED 11-19-97



SWITCH TO  
PARCEL  
LINE

CITY

TWP

-106  
0.51 A.

ANNEXATION

#22423-X

APPROVED  
LORAIN CO.  
MAP DEPT.

DATE 3-26-98

PAGE 10.00.004-A

BY T. McHain

USED AFTER 22423-X

200

Sponsored by:  
Strategic Planning

ORDINANCE NO. 98- 88

- E. Burkhard
- H. Larkins
- G. Gibbs
- M. Lotko
- F. Bullocks
- L. Tanner
- W. Grace
- G. Abbey
- R. McFrederick
- E. Rothgery

AN ORDINANCE ACCEPTING THE PETITION OF WILLIAM HOPKINS, FOR ANNEXATION TO THE CITY OF ELYRIA OF .24 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 William Hopkins, approved by the Lorain County Commissioners under Resolution 97-1118 and received by the Clerk of Council's office on January 7, 1998 for the annexation to the City of Elyria of .24 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 5 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.

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 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

I HEREBY CERTIFY THAT THIS IS AN EXACT AND TRUE COPY OF Ordinance 98-88  
Arthur J. Weber  
 ARTHUR J. WEBER, CLERK OF COUNCIL  
 CITY OF ELYRIA, OHIO  
 DATE 6-3-88