

10-00-005-101-445
ELYRIA EAST LITTLE LEAGUE INC.
O.R.V. 259 P. 563

ELYRIA EAST LITTLE LEAGUE INC.
061-101-500-00-01
O.R.V. 749 P. 730

(ORD. NO. 79-266 10-15-79)
N 89°49'00" E 276.02'

VILLAS AT HIGHLAND PARK CONDO.
PHASE 3 P.V. 53 PP. 27-29

CITY OF ELYRIA
(ORD. NO. 90-272)
CARLISLE TWP.
N 00°04'20" W

10-00-005-101-062
MARY K. NOONAN
O.R.V. 637 P.885
3.75 AC.

CARLISLE TWP.

(PARCEL ANNEXED TO CITY OF ELYRIA BY RES. NO. 94843)
HELEN N. COLLINS D.V. 1123 P. 208
CITY OF ELYRIA 10-00-005-101-013
S 00°11'00" E
(ORD. NO. 95-42)

**PROPOSED ANNEXATION
TO THE
CITY OF ELYRIA
4.3492 ACRES**

10-00-005
-101-063
CITY OF ELYRIA
O.R.V. 166 P. 82

CHESTNUT RIDGE HTS.
SUBD. NO. 1
P.V. 29 PP. 70,71
S/L 35 S/L 34

RALPH FOX
O.R.V. 735 P. 427

VILLAS AT HIGHLAND
PARK CONDOMINIUMS
PHASE 4 P.V. 53 PP. 59-61

HIGHLAND DEV. CO.
O.R.V. 828 P. 632

HIGHLAND DEV. CO.
O.R.V. 828 P. 634

573.22'

10-00-005
-101-426

10-00-005
-101-540

10-00-005
-101-539

141.64'

88.77'

CHESTNUT RIDGE RD

N 80°05'44" E
60.01'
N 08°40'15" W
60.01'

N 80°05'44" E
140.60'
S 80°05'44" W

CARLISLE TWP.

CITY OF ELYRIA

S 00°11'00" E
60.25'

APPROVED	
LORAIN CO.	
MAP DEPT.	
DATE	12-13-96
PAGE	10-00-0058
BY	R. BELL
VOID AFTER #	21980-X

10-00-005-107-140
HIGHLAND DEVELOPMENT CO.
O.R.V. 782 P. 392
PARCEL NO. 2

10-00-005-107-129
HIGHLAND DEVELOPMENT CO.
O.R.V. 782 P. 392
PARCEL NO. 1

ANNEXATION MAP

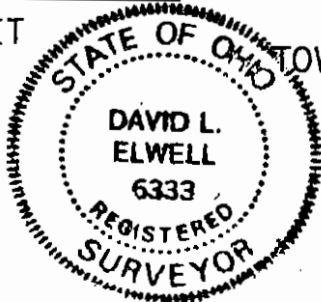
PART OF ORIG. CARLISLE TOWNSHIP
SECTION NO. 5
TOWNSHIP OF CARLISLE COUNTY OF LORAIN
STATE OF OHIO
JUNE 17, 1996

PREPARED BY:

KS ASSOCIATES INC.
ENGINEERS SURVEYORS

100 0 100 200

SCALE IN FEET
1" = 100'



David L. Elwell
REGISTERED SURVEYOR NO. 6333

600 ← 100 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800

ORDINANCE NO. 97-23

Sponsored by:

STRATEGIC PLANNING

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

AN ORDINANCE ACCEPTING THE PETITION OF ROBERT D. YOST, MARY K. NOONAN, AND HELEN N. COLLINS, FOR ANNEXATION TO THE CITY OF ELYRIA OF 4.3492 ACRES OF LAND, SITUATED IN CARLISLE TOWNSHIP, AND DECLARING AN EMERGENCY.

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

SECTION 1: That the petition of Robert D. Yost, Mary K. Noonan, and Helen N. Collins, approved by the Lorain County Commissioners under Resolution 96-831 and received by the Clerk of Council's office on October 18, 1996 for the annexation to the City of Elyria of 4.3492 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 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 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

CERTIFICATION
I HEREBY CERTIFY THAT THIS IS AN EXACT AND TRUE COPY OF Ordinance 97-23

Arthur J. Weber
ARTHUR J. WEBER, CLERK OF COUNCIL
CITY OF ELYRIA, OHIO
DATE 10-20-97

be in full force and effect from and immediately after its passage and approval.

PASSED: 1/21/97 Thomas O. Shores
Thomas O. Shores, President

ATTEST: Arthur J. Weber APPROVED: 1/21/97
Arthur J. Weber, Clerk

Michael B. Keys
Michael B. Keys, Mayor

DATE: 1-22-97

Approved as to form:
Terry S. Shilling 1-16-97
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. 97- 25 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:

1/24/97 TO 2/7/97

DATED: 2/20/97
Arthur J. Weber
CLERK OF COUNCIL
CITY OF ELYRIA, OHIO

Date presented to the Mayor: 1/22/97

RECEIVED
CITY OF ELYRIA, OHIO
CLERK OF COUNCIL
1997
NOTARIZED
CERTIFICATION

Resolution No. 96-588 con't.

Thence North 80 deg. 05' 44" East in the existing corporation line of the City of Elyria, a distance of 141.64 feet to an angle point therein;

Thence North 84 deg. 32' 54" East in the existing corporation line of the City of Elyria, a distance of 98.77 feet to a point in the westerly line of land conveyed to Mary K. Noonan, as recorded in Volume 637, Page 885 of Lorain County Official Records; said point being in the existing corporation line of the City of Elyria;

Thence North 0 deg. 04' 20" West in Noonan's westerly line and in the existing corporation line of the City of Elyria, a distance of 573.22 feet to the northwesterly corner thereof;

Thence North 89 deg. 49' 00" East in Noonan's northerly line and the existing corporation line of the City of Elyria, a distance of 276.02 feet to a point in the westerly line of land conveyed to Helen N. Collins, recorded as aforesaid;

Thence South 0 deg. 11' 00" East in Collins' westerly line and in the existing corporation line of the City of Elyria, a distance of 547.66 feet to the place of beginning;

Enclosing a parcel containing 4.3492 acres, but subject to all legal highways.

The within territory is adjacent to the City of Elyria, Ohio.

Petitioners have attached hereto and made a part of this Petition an accurate map showing the boundaries of the territory sought to be annexed marked "Annexation Map."

Petitioners state there are three (3) owners of real estate in the territory sought to be annexed.

Robert D. Yost, 10301 Aspen Court, Elyria, Ohio 44035 is hereby appointed agent for the undersigned Petitioners as required by O.R.C. 709.02 with full power and authority hereby granted to said agent to amend, alter, change, correct, withdraw, refile, substitute, compromise, increase, decrease or delete the area; to do any and all things essential thereto and to take any action necessary for obtaining the granting of this Petition without further expressed consent of the Petitioners.

S/Mary K. Noonan
128 Shadden Road
Elyria, Ohio 44035

S/Helen N. Collins
39130 Chestnut Ridge Road
Elyria, Ohio 44035



10-00-005-101-445
ELYRIA EAST LITTLE LEAGUE INC.
O.R.V. 259 P. 563

VILLAS AT HIGHLAND PARK CONDO.
PHASE 3 P.V. 53 PP. 27-29

(ORD. NO. 79-266 10-15-79)

N 89°49'00" E 276.02'

CITY OF ELYRIA

(ORD. NO. 90-272)

CARLISLE TWP.

N 00°04'20" W

10-00-005-101-062
MARY K. NOONAN
O.R.V. 637 P.885
3.75 AC.

CARLISLE TWP.

S 00°11'00" E

CITY OF ELYRIA 10-00-005-101-013

(PARCEL ANNEXED TO CITY OF ELYRIA BY RES. NO. 94843)
HELEN N. COLLINS D.V. 1123 P. 208

10-00-005-101-190
ELYRIA EAST LITTLE LEAGUE INC.
O.R.V. 749 P. 730

**PROPOSED ANNEXATION
TO THE
CITY OF ELYRIA
4.3492 ACRES**

RALPH FOX
O.R.V. 735 P. 427

VILLAS AT HIGHLAND
HIGHLAND PARK CONDOMINIUMS
PHASE 4 P.V. 53 PP. 59-61

HIGHLAND DEV. CO.
O.R.V. 828 P. 632

HIGHLAND DEV. CO.
O.R.V. 828 P. 634

10-00-005-101-063
CITY OF ELYRIA
O.R.V. 166 P. 82

CHESTNUT RIDGE HTS.
SUBD. NO. 1
P.V. 29 PP. 70,71

S/L 35 S/L 34

10-00-005-101-426
10-00-005-101-540
10-00-005-101-539

141.64' N 80°05'44" E
88.77' N 84°32'54" E
60.01' N 08°40'15" W
140.60' S 80°05'44" W
429.21' S 84°32'54" W
S 00°11'00" E 60.25'

ROSEMERE ALLOT. NO.3
S/L 42
10-00-005-107-140
HIGHLAND DEVELOPMENT CO.
O.R.V. 782 P. 392
PARCEL NO. 2
10-00-005-107-129
HIGHLAND DEVELOPMENT CO.
O.R.V. 782 P. 392
PARCEL NO. 1

ANNEXATION MAP

PART OF ORIG. CARLISLE TOWNSHIP
SECTION NO. 5
TOWNSHIP OF CARLISLE COUNTY OF LORAIN
STATE OF OHIO
JUNE 17, 1996

PREPARED BY:
KS ASSOCIATES INC.
ENGINEERS SURVEYORS



SCALE IN FEET
1" = 100'



David L. Elwell
REGISTERED SURVEYOR NO. 6333

CARLISLE
ELYRIA

ORD. 79-266 (10-15-79)
ELYRIA CITY

276.02
CARLISLE TWP.

WINDGATE
CONDO.
PHASE I

#22225

-606
4,04 A.

-018 -604
100 A. 0.53 A

#21274-X

#21990-X

#22345-X

#22129
0.37 A

TWP. CITY

-000
0.56 A.

WATTEWICK AVE.

66.50

71.13

104.62

-055
-056
-057

-054

-4
5.4'

-190
11.32 A.

6

CHESTNUT

10-00-005-B

ORDINANCE NO. 97-23 AC CMS

AN ORDINANCE INDICATING WHAT SERVICES THE CITY OF OBERLIN
WILL PROVIDE TO CERTAIN REAL PROPERTY PROPOSED TO BE ANNEXED
TO THE CITY OF OBERLIN PURSUANT TO SECTION 709.031
OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY

WHEREAS, on January 3, 1997, a petition was filed with the Board of Commissioners of Lorain County, Ohio, to annex approximately 0.59 acres of property located in New Russia Township to the City of Oberlin, and

WHEREAS, said Petition for Annexation is presently pending before the Board of Commissioners of Lorain County, Ohio, and

WHEREAS, Section 709.031 of the Ohio Revised Code requires that the City of Oberlin adopt a statement indicating what services, if any, the City will provide to the territory proposed for annexation, upon annexation.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That the City of Oberlin, Ohio, will provide to the real property set forth in Exhibit A attached hereto, upon completion of annexation proceedings and acceptance by the City, all municipal services presently being provided to the residents of the City of Oberlin, Ohio, such including, but not limited to, electric, water, sewer and garbage service, subject, however, to all municipal ordinances and regulations applicable thereto, and further subject to any restrictions due to plant or line capacity or extension cost, as reflected in Exhibit B and Exhibit C attached hereto.

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or 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 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the citizens of the City of Oberlin, Ohio, to wit:

"to ensure the adoption of the statement required by Section 709.031 of the Ohio Revised Code prior to the annexation hearing to be held before the Board of Lorain County Commissioners"

and shall take effect immediately upon passage.

ORDINANCE NO. 97-23
PAGE 2

PASSED: 1st Reading: February 18, 1997 (E)
2nd Reading:
3rd Reading:

ATTEST:

Eugene F. Simon
Clerk of Council

Francis W. Drummond
Chair of Council

POSTED: February 19, 1997

EFFECTIVE DATE: February 19, 1997

C:\WPDOCS\ORD\97-23

I do hereby certify that the above and foregoing is a true and correct
copy of

Ordinance No. 97-23 ACCORD
as passed by the City Council of the City of Oberlin.

Witness my hand and seal of the City of Oberlin, Ohio, this 4th
day of June, 1997

Eugene F. Simon
City Clerk, City of Oberlin, Ohio

EXHIBIT A

ANNEXATION

Edith M. Ward
547 W. College Street
Oberlin, OH 44074

ORDINANCE NO. 97-23 AC CMS

Situated in the Township of New Russia, County of Lorain, and State of Ohio. Being known as part of Original Russia Township Lot No. 105, and more definitely described as follows:

Beginning in the southerly corporation line of the City of Oberlin, as recorded in Volume 1082, Page 190 of Lorain County Deed Records at its intersection with the westerly sideline of Oberlin Ashland Road, State Route 58; said point being the southeasterly corner of land conveyed to Northern Ohio Telephone Company as recorded in Volume 1321, Page 680 of Lorain County Official Records;

Thence Southerly in the westerly sideline of Oberlin Ashland Road, a distance of 160.86 feet to a point in the northerly line of land conveyed to David R. and Mary E. Henderson as recorded in Volume 1103, Page 539 of Lorain County Deed Records;

Thence Westerly in the Henderson's northerly line, a distance of 158.75 feet to the northwesterly corner thereof;

Thence Northerly, a distance of 165.61 feet to a point in the southerly corporation line of the City of Oberlin, recorded as aforesaid; said point also being in the southerly line of land conveyed to Northern Ohio Telephone Company recorded as aforesaid;

Thence Easterly in the southerly corporation line of the City of Oberlin, a distance of 154.55 feet to the place of beginning;

Enclosing a parcel containing 0.59 acre and being part of a 55.08 acre parcel, but subject to all legal highways.

City of
Oberlin

Exhibit B

85 South Main Street, Oberlin, Ohio 44074

February 12, 1997

Eric Severs, City Solicitor
BankOne Building
Oberlin, OH 44074

RE: Annexation

Dear Solicitor Severs:

Regarding services which would be available to property along Rt. 58 south upon annexation, I would note the following:

WATER A 12" water line extends along Rt. 58 the full width of the property. The most recent flow test on this line showed static pressure of 60 p.s.i. and flow of 700 g.p.m.

SEWER A 12" sewer line extends along Rt. 58 the full width of the property. Design capacity for a 12' line is in excess 1.2 M.G.D.

REFUSE The City operates a full-service municipal refuse and recycling system. These services would be available to the property if annexed.

POLICE The maintains a full-time Police Department consisting of 16 full-time sworn officers, 2 part-time sworn officers, 3 full-time dispatchers, and 6 part-time dispatchers plus a Police Auxiliary. Road officers are on duty at all times and the station is located less than two miles from the property proposed for annexation.

FIRE: The City maintains a Class 5 Fire Department with staffing consisting of 4 full-time and 24 part-time employees. The Fire station is located less than one mile from the property proposed for annexation.

In addition, the City provides a full range of Planning, Zoning, Recreation, and Economic Development related services.

If you have any questions or if you need any additional information, please do not hesitate to contact me.

Sincerely,


Robert DiSpirito
City Manager

Accounts Payable/Income Tax	775-7213	Finance/Utility Billing	775-7211 / 775-7212	Public Works Office	775-7217
Cemetery	775-7252	Fire Department	774-3211	Recreation Department	775-7254
City Manager	775-1531	Municipal Court	775-1751	Street Department	775-7270
Clerk of Council	775-7203	Municipal Light & Power	775-7260	Wastewater Department	775-7280
Code Administrator	775-1531	Planning Commission	775-7250	Water Department	775-7291
Community Services Department	775-7251	Police Department	774-1061	City Hall Fax	775-7208
Economic Development Office	775-7257	Prosecutor's Office	775-7298	Municipal Light & Power Fax	775-1546
				TDD.	775-7244

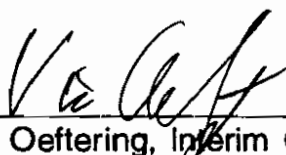
City of
Oberlin
85 South Main Street, Oberlin Ohio 44074

EXHIBIT C

DATE: February 13, 1997
TO: Robert DiSpirito, City Manager
FROM: Vic Oeffering, Interim OMLPS Director
RE: **ANNEXATION**

We do have distribution line on Route 58 going south up to JVS and we should be able to pick up the new load.

Depending on the requirements of the property, we will have to assess if our circuits will require any reinforcements.



Vic Oeffering, Interim OMLPS Director

C:\WPDOCS\FILES\CITYMNGR\ANNEX.MEM