

CITY OF OBERLIN, OHIO

ORDINANCE No. 15-51 AC CMS

AN ORDINANCE ACCEPTING THE ANNEXATION OF APPROXIMATELY 0.7229 ACRES OF REAL ESTATE TO THE CITY OF OBERLIN UPON APPLICATION OF JAMES HORNING

WHEREAS, a Petition for the annexation of certain territory containing approximately 0.7229 acres of land within New Russia Township was duly filed by the property owner, James Horning; and

WHEREAS, the Petition was duly considered by the Board of Commissioners of Lorain County, Ohio, on June 2, 2015; and

WHEREAS, said Board of Commissioners has approved the annexation of the territory to the City of Oberlin, as hereinafter described; and

WHEREAS, the Board of Commissioners certified the transcript of the proceedings in connection with the annexation with the map and petition required in connection therewith to the Clerk of Council who received same on July 16, 2015; and

WHEREAS, sixty (60) days from the date of that filing have now elapsed in accordance with the provisions of Section 709.04 of the Ohio Revised Code.

NOW THEREFORE, BE IT ORDAINED BY the Council of the City of Oberlin, County of Lorain, State of Ohio, a majority of all members elected thereto concurring:

SECTION 1. That the application of the property owner, James Horning, for the annexation of the territory described in **Exhibit A** attached hereto and incorporated herein by reference, in the County of Lorain and located adjacent to the City of Oberlin, an accurate map of which territory together with the petition for its annexation and other papers relating thereto, and a certified copy of the transcript of the proceedings of the Board of County Commissioners of Lorain County in relation thereto, are on file with the Clerk of Council of the City of Oberlin, be and the same is hereby accepted.

SECTION 2. That said territory so annexed is hereby zoned R-1A/Residential District, pursuant to Section 1329.03 of the Codified Ordinances.

SECTION 3. That the Clerk of Council is hereby authorized and directed to make three (3) copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto and a certificate as to the correctness thereof. The Clerk of Council shall then forthwith deliver one copy to Craig Snodgrass, Lorain County Auditor, one copy to Judy Nedwick, Lorain County Recorder, and one copy to the Ohio Secretary of State, and shall file notice of this annexation with the Lorain County Board of Elections within thirty (30) days after it becomes effective, and shall do all other things required by law therein.

SECTION 4. 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 5. That this Ordinance shall be effective from and after the earliest date allowed by law.

PASSED: 1st Reading: September 21, 2015 (S) (Effective in 30 days)

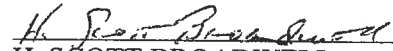
2nd Reading: _____

3rd Reading: _____

ATTEST:



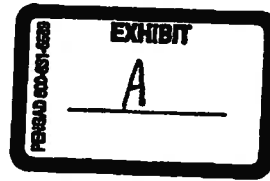
BELINDA B. ANDERSON, MMC
CLERK OF COUNCIL



H. SCOTT BROADWELL
PRESIDENT OF COUNCIL

POSTED: 9/22/2015

EFFECTIVE DATE: 10/21/2015



Legal Description

Situated in the County of Lorain, in the State of Ohio and being known as part of New Russia Township Original Lot No. 106 and being further bounded and described as follows:

Beginning at an iron pin found in a monument box at the intersection of the centerlines of Hamilton Street (60 feet wide) and State Route 58 (variable width), said iron pin being the Northwestern corner of Original Lot No. 106;

Thence, South 01 degrees 27'35" East a distance of 661.09 feet along the centerline of said State Route 58 and the Westerly line of said Original Lot No. 106, to a point thereon being a point on a Southerly Corporation line of the City of Oberlin;

Thence, North 87 degrees 18'45" East a distance of 46.51 feet along said Southerly Corporation line, to an iron pin set on the Easterly right-of-way line of said State Route 58, said iron pin also being a point on the Southerly line of land conveyed to WGI Properties, LLC by deed recorded in document no. 20090316898 of Lorain County Recorder's Records on November 17, 2009, and being the Principal Place of Beginning;

Thence continuing North 87 degrees 18'45" East a distance of 318.08 feet along said Southerly Corporation line and the Southerly line of said land conveyed to WGI Properties, LLC, to the Southeast corner thereof, being a point on the Westerly line of a parcel of land conveyed to WGI Properties, LLC by deed recorded in document no. 20090295369 of Lorain County Recorder's Records on May 15, 2009, said Westerly line also being the Corporation line of the City of Oberlin;

Thence, South 01 degrees 32'19" East a distance of 99.00 feet along said Westerly line of a parcel of land conveyed to WGI Properties, LLC and the Corporation line of the City of Oberlin, to a point thereon, being the Northeast corner of Parcel No. 1 of land conveyed to Wilma C. Hunt, Trustee by deed recorded in document no. 20140503765 of Lorain County Recorder's Records on May 6, 2014,

Thence, South 87 degrees 18'47" West a distance of 318.22 feet along the Northerly line of said Parcel No. 1 of land conveyed to Wilma C. Hunt, Trustee and the Northerly line of Parcel No. 2 of land conveyed to Wilma C. Hunt, Trustee by deed recorded in document no. 20140503765 of Lorain County Recorder's Records on May 6, 2014, to an iron pin set on the Easterly right-of-way line of said State Route 58,

Thence, North 01 degrees 27'35" West a distance of 99.00 feet along said Easterly right-of-way line of State Route 58, to the Principal Place of Beginning, containing 0.7229 Acres as surveyed by Thomas A. Simon, Registered Professional Surveyor No. S-7775 in February, 2015. Basis of bearings is the monumented centerline of State Route 58 (South 01 degrees 27'35" East) Iron pins set are 5/8" diameter, 30" long with plastic caps "T. Simon, S-7775".

Permanent Parcel No.: 09-00-106-000-058

THOMAS SIMON & ASSOCIATES, INC.
 PROFESSIONAL LAND SURVEYORS
 150 SOUTH OLIVE STREET
 ELYRIA, OHIO 44035
 (440)327-2925

SURVEY FOR:
JAMES HORNUNG
FOR ANNEXATION PURPOSES

ORIGINAL LOT 106	CITY OF	DATE: 3:2015	SCALE: 1" = 100'
ORIGINAL SECTION	VILLAGE OF	DWN BY 745	
TRACT	COUNTY OF LORAIN	JOB NO. 2015-008	
TOWNSHIP OF NEW RUSSIA	STATE OF OHIO	PARCEL NO.	

Dimensions shown on this plat are expressed in feet and decimal parts thereof. All bearings are to an assumed meridian and are used to describe angles only. Permanent monuments were found or set as indicated, all of which I certify to be correct.

Thomas A. Simon

Thomas A. Simon, Registered Professional Surveyor No. S-7775

