

ORDINANCE NO. 97-63 AC CMS

AN ORDINANCE ACCEPTING THE ANNEXATION OF APPROXIMATELY 0.59 ACRES OF REAL ESTATE TO THE CITY OF OBERLIN UPON APPLICATION OF THE OWNER, EDITH M. WARD, AND DECLARING AN EMERGENCY

WHEREAS, a petition for the annexation of certain territory containing approximately 0.59 acres of land within New Russia Township was duly filed by the property owner, Edith M. Ward; and,

WHEREAS, the petition was duly considered by the Board of Commissioners of Lorain County, Ohio, on March 20, 1997; 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 County 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 March 28, 1997.

WHEREAS, sixty (60) days from the date of that filing have now elapsed in accordance with the provision 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, Edith M. Ward, for the annexation of the following described territory in the County of Lorain and adjacent to the City of Oberlin, to-wit:

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.

an accurate map of which territory, together with the petition for its annexation and other papers relating thereto, and a certified 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", single-family dwelling district, pursuant to Section 1329.03 of the Codified Ordinances of the City of Oberlin, and is hereby subject to all conditions stipulated under such district and all other regulations and restrictions of the City of Oberlin now or hereinafter promulgated.

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 Mark R. Stewart, Lorain County Auditor, one copy to Mary Ann Jamison, Lorain County Recorder, and one copy to Bob Taft, 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 is hereby declared to be an emergency measure necessary for the preservation of public peace, health, and safety of the citizens of the City of Oberlin, Ohio, to-wit:

"to accept the annexation of certain real property to the City of Oberlin within the time limitations provided by State law",

and shall take effect immediately upon passage.

PASSED: 1st Reading - June 2, 1997 (E)
2nd Reading -
3rd Reading -

ATTEST:



CLERK OF COUNCIL



CHAIR OF COUNCIL

POSTED: June 3, 1997

EFFECTIVE DATE: June 3, 1997