

ORDINANCE NO. 07-73 AC CMS

AN ORDINANCE AUTHORIZING THE LAW DIRECTOR TO FILE AN ANNEXATION PETITION WITH THE BOARD OF LORAIN COUNTY COMMISSIONERS RELATING TO CERTAIN PORTIONS OF U.S. ROUTE 20 & DECLARING AN EMERGENCY

WHEREAS, certain lands located on the North and South sides of U.S. Route 20, west of State Route 58, have recently been annexed into the City of Oberlin; and

WHEREAS, as a result of those annexations certain portions of U.S. Route 20 in that area have remained in Pittsfield Township, surrounded on both the South and North Side by the City of Oberlin; and

WHEREAS, it is important to the City of Oberlin, and in the best interests of its citizens, for planning, public service & utility purposes, to have all of the U.S. Route 20 Right-of-way in that vicinity within the City limits.

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 Law Director is hereby authorized and directed to prepare, file and prosecute to conclusion an annexation petition for certain property located in Pittsfield Township and more particularly described in Exhibit A attached hereto and incorporated herein by reference, and to take such actions in regard to same as he determines to be reasonable and in the City's best interests, all to be charged as extraordinary expense.

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 immediate preservation of the public peace, health and safety of the citizens of the City of Oberlin, Ohio, or to provide for the usual daily operation of a municipal department, to wit:

“ to authorize the filing of an annexation petition with the Board of Lorain County Commissioners at the earliest possible date to ensure the provision of planning, utility, and public services to the citizens of Oberlin in an efficient manner”

PASSED: 1st Reading – September 04, 2007(E)
2nd Reading –
3rd Reading –

ATTEST:



Belinda B. Anderson
CLERK OF COUNCIL



Daniel Gardner
PRESIDENT OF COUNCIL

POSTED: 09/05/2007

EFFECTIVE DATE: 09/05/2007

S:/ORD07-73 AnnexaationUSRTE20WEST

**Area to be Annexed to the City of Oberlin
2.7531 Acres**

Situated in the Township of Pittsfield, County of Lorain, State of Ohio and known as being part of Original Pittsfield Township Lot No. 15. Also being part of the land conveyed to Wal-Mart Real Estate Business Trust as recorded in Instrument No. 20050106897 of the Lorain County Land Records, part of the land conveyed to Oberlin Land Company as recorded in Instrument No. 20060175404 of the Lorain County Land Records and part of the land conveyed to Continental Land & Building Co. as recorded in Instrument No. 20070188491 of the Lorain County Land Records, being more definitely described as follows;

Commencing at the intersection of the centerline of State Route 58 and the southerly line of Original Pittsfield Township Lot No. 16, said point being distant North 00° 58' 25" East, 29.45 feet from a 1" iron pin found in a monument box on the centerline of State Route 58;

Thence, along said southerly line, South 89° 56' 16" West, 4.16 feet to the southeasterly corner of Original Pittsfield Township Lot No. 15;

Thence, along the southerly line of Original Pittsfield Township Lot No. 15, South 89° 56' 16" West, 209.97 feet to the southeasterly corner of said land conveyed to Continental Land & Building Co. and the **True Point of Beginning** for the parcel herein described;

Thence, continuing along said southerly line, South 89° 56' 16" West, 1655.01 feet to the northwesterly corner of land conveyed to Land Concepts Co. Inc. as recorded in O.R. Volume 209, Page 59 of the Lorain County Land Records;

Thence, along the northerly extension of Land Concepts Co. Inc.'s westerly line, North 00° 14' 14" West, 49.28 feet to the northerly right of way of Kipton East Road, State Route 10, U.S. Route 20;

Thence, along said right of way the following four courses;

North 89° 57' 12" East, 426.56 feet;

Thence, along the arc of a curve which deflects to the left, 714.74 feet, said curve having a radius of 11399.20 feet, a central angle of 03° 35' 33", and a chord of 714.62 feet which bears North 87° 51' 54" East;

Thence North 81° 43' 11" East, 324.37 feet;

Thence North 83° 36' 29" East, 197.35 feet to the easterly line of said land conveyed to Continental Land & Building Co.;

Thence, along Continental Land & Building Co.'s easterly line, South 01° 01' 59" West, 143.15 feet to the point of beginning.

Containing within said bounds 2.7531 acres (119,927 square feet) of land as surveyed by KS Associates, Inc. under the supervision of Trevor A. Bixler, Professional Surveyor, No. 7730 in March 2004.

Bearings are based on Ohio State Plane, North Zone NAD83 (1986) Grid North based on GPS observations performed in January 2003.

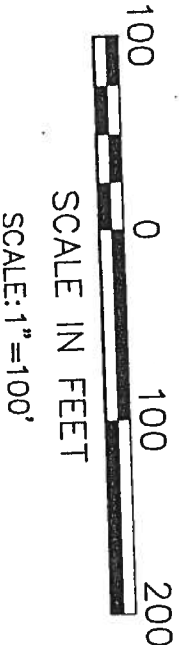
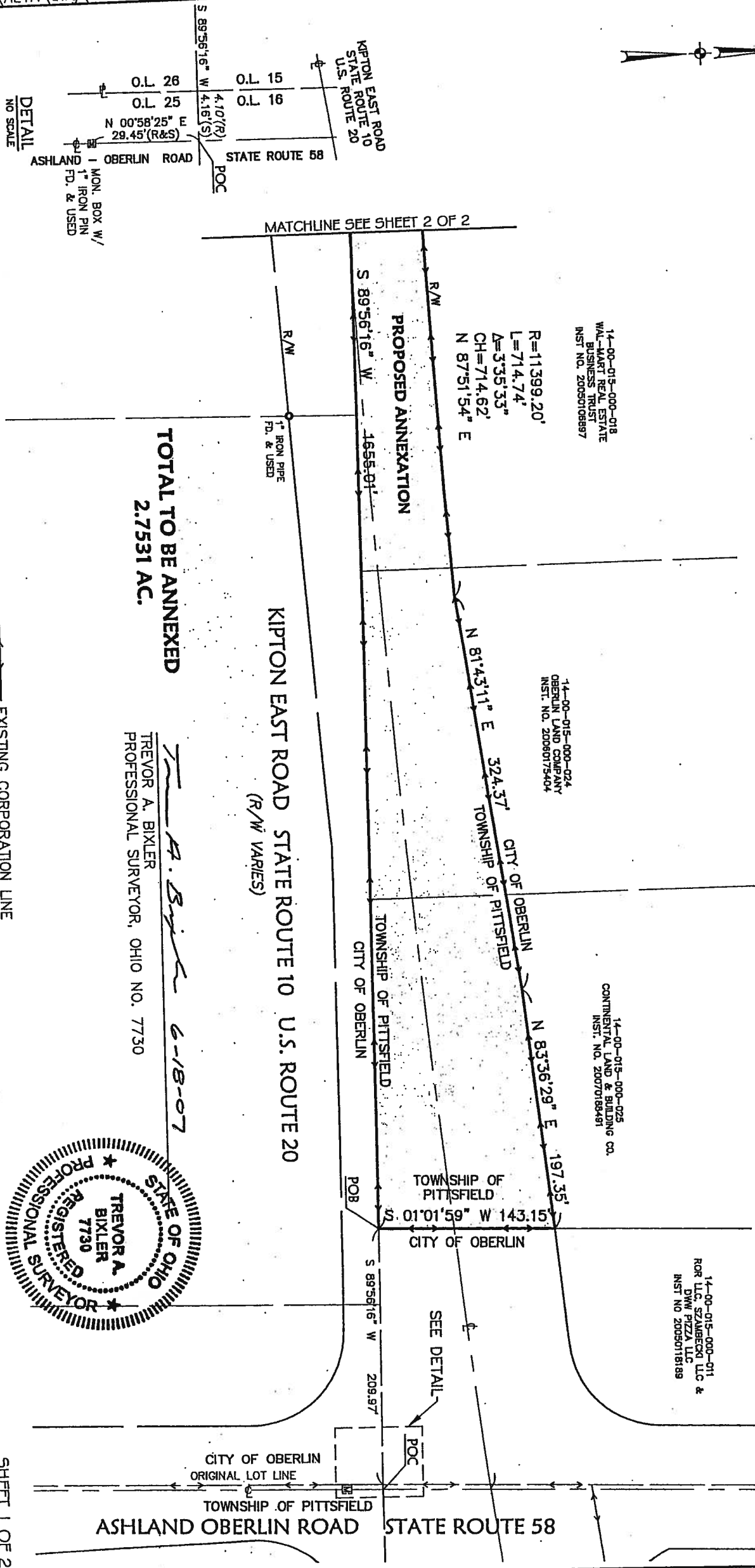
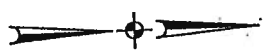
Trevor A. Bixler 6-18-07

Trevor A. Bixler, P.S.
Professional Surveyor, Ohio No. 7730

KS ASSOCIATES
Civil Engineers + Surveyors
260 Burns Road, Suite 100
Elyria, OH 44035
440 365 4730



KS ASSOCIATES



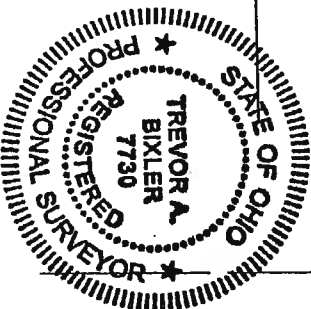
DETAIL
NO SCALE

MATCHLINE SEE SHEET 2 OF 2

**TOTAL TO BE ANNEXED
2.7531 AC.**

**KIPTON EAST ROAD STATE ROUTE 10 U.S. ROUTE 20
(R/W VARIES)**

EXISTING CORPORATION LINE



Trevor A. Bixler
6-18-07
TREVOR A. BIXLER
PROFESSIONAL SURVEYOR, OHIO NO. 7730

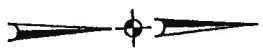
HSS
HSS ASSOCIATES

HSS Associates, Inc.
840 Burns Rd., Suite 100
Glynn, Ohio 44035
Phone (440) 565-4730
Fax (440) 565-4790
mailto:info@hssassoc.com
www.hssassoc.com

PROPOSED ANNEXATION MAP
OF PART OF
ORIGINAL PITTSFIELD TOWNSHIP LOT NO. 15
TOWNSHIP OF PITTSFIELD, COUNTY OF LORAIN, STATE OF OHIO

JOB NO. 06125-07
DWG. NAME
0-ANNEX-02

SHEET 1 OF 2



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2.7531 AC.**

