

TEMPORARY RESOLUTION NO. 76-15

PERMANENT RESOLUTION NO. _____

A RESOLUTION CONSENTING TO THE ANNEXATION OF 3.284 +/- ACRES IN GREENFIELD TOWNSHIP TO THE CITY OF LANCASTER AND ADDRESSING INCOMPATIBLE USE

BE IT RESOLVED BY COUNCIL OF THE CITY OF LANCASTER, OHIO

SECTION 1. That the City of Lancaster hereby consents to, and is not opposed to the petition for annexation of 3.284 +/- acres herein described by Exhibit A, pursuant to ORC 709.023(D).

SECTION 2. That should the City of Lancaster find that permitted municipal zoning uses of the annexation are incompatible with the uses permitted under current township zoning, the City of Lancaster shall require a buffer zone as set forth in Ohio Revised Code 709.023(C).

SECTION 3. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____ after _____ reading. Vote: Yeas _____ Nays _____

Date Approved: _____

Clerk: _____

President of Council

Offered by: _____

Mayor

Second by: _____

Requested by Law Committee

**PETITION FOR ANNEXATION OF 3.284 +/- ACRES
FROM GREENFIELD TOWNSHIP TO THE CITY OF LANCASTER,
OHIO**

To the Board of Commissioners of Fairfield County, State of Ohio:

Now comes the undersigned Petitioner, being the sole owner of certain real property situated in the County of Fairfield, Township of Greenfield, which property is contiguous and adjacent to the City of Lancaster, to wit, see the legal description attached hereto as Exhibit "A."

The undersigned Petitioner requests that said real property be annexed to the City of Lancaster, in accordance with the statutes of the State of Ohio, specifically §709.023, as a "Type Two" expedited proceeding. There is one (1) owner of real estate in the territory sought to be annexed.

The territory sought to be annexed with this Petition has a total perimeter boundary of 1775.74 linear feet, a minimum of which 1057.53 feet (60%) is contiguous to the City of Lancaster.

No island of unincorporated area is being created by this annexation.

Laura MacGregor Comek, Esq., 300 East Broad Street, Suite 450, Columbus, Ohio, 43215, is hereby authorized to act as Agent for the Petitioner in securing such annexation. Said Petitioner's Agent is hereby authorized to make any or all amendments and/or deletions to the Petition, map, plat or description which, in their absolute and complete discretion, are proper under the circumstances then existing. In addition, the Petitioner's Agent is authorized to make such amendments and/or deletions to the Petition, map, plat or description in order to correct any discrepancy or mistake noted by the County Engineer, or other, in their examination of the Petition, map, plat or description. Amendments to correct the map, plat or description may be made by the presentation of an amended map, plat or description to the Board of County Commissioners on, before or after the date set for hearing of this Petition.

An accurate map approved by the Fairfield County Engineer is attached hereto and made a part of this Petition as Exhibit "B."



WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL IN LAW OR EQUITY FROM THE BOARD OF COUNTY COMMISSIONERS' ENTRY OR ANY RESOLUTION PERTAINING TO THIS SPECIAL ANNEXATION PROCEDURE, ALTHOUGH A WRIT OF MANDAMUS MAY BE SOUGHT TO COMPEL THE BOARD TO PERFORM ITS DUTIES REQUIRED BY LAW FOR THIS SPECIAL ANNEXATION PROCEDURE.

2501 N Memorial Dr. LLC

By: _____

Title: _____

Date: _____

*Owner of Parcel Nos.: 0140097600, 0140113511
3.284 +/- ac. located at 2501 N Memorial Drive., Lancaster, OH 43130

3.284 Ac. Annexation Exhibit

Sections 26 and 35, Township 15, Range 19,
Congress Lands East of Scioto River,
Greenfield Township, Fairfield County, Ohio

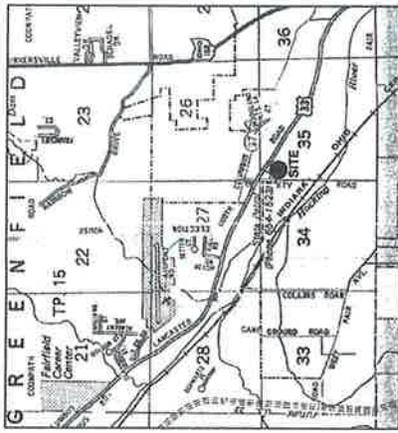
Bearings are based on
the Ohio State Plane
Coordinate System NAD83
(COR896). A bearing of
N 04° 00' 12" E was
held for the centerline of
Ely Road.

A Winder/Kaminsky Properties, Ltd.
D.B. 656, Pg. 796
0.230 Ac.

B Ownership is Winder/Kaminsky
Properties, Ltd. per Fairfield County
Auditor's GIS.

Open-End Mortgage between
Winder/Kaminsky Properties, Ltd.
and The Peoples Banking & Trust Co.
in O.R. 984, Pg. 507 includes this
area not included in deed to
Winder/Kaminsky Properties, Ltd.
in D.B. 656, Pg. 796.

Ownership of this portion appears to
be in the name of Joan Kaminsky
Winder in D.B. 638, Pg. 60.



LOCATION MAP
NO SCALE

LEGEND

- AREA TO BE ANNEXED
- EXISTING CORP LINE
- PROPOSED CORP LINE

LEGEND

- Iron Pipe Found
- Iron Pin Set
- Meghall Found
- Meghall Set
- RR Spike Found
- RR Spike Set
- Monument Box
- Monument

Length of Contiguity: ±1057.53 feet
Total Length of Perimeter: ±1775.74 feet
Percentage of Contiguity: ±80%

No islands of township property are
created by this annexation.

This Survey is based on existing records
from Fairfield County, and from actual field
survey work performed February, 2012 and
February, 2015.



Jonathan E. Phelps
Jonathan E. Phelps
R99, No. 8241
Date: 6/22/2015

City of Lancaster
City of Lancaster
P.G. 1462
7-233 Ac

DRAWN BY: JEP
DATE: 06/22/2015
JOB NO: 14-0017-412
CHECKED BY: JEP

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Gahanna, Ohio 43230
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