

FILE COPY

Resolution No. 0977-09

December 15, 2009

Review of Petition to Annex 0.7 +/- acres from Sharon Township to the city of Worthington by Christopher Cline, Esq. Case #ANX-EXP2-22-09 (ECONOMIC DEVELOPMENT & PLANNING)

WHEREAS, the Commissioners of Franklin County, State of Ohio, proceeded to journalize the petition that Christopher Cline, Esq. filed on behalf of James and Elizabeth Janoski on November 9, 2009 and solicited to and/or been heard by all persons desiring to be reviewed for or against the granting of the Expedited Type 2 petition, and having considered all the facts with reference thereto, being fully advised, and

WHEREAS, the Commissioners make the following findings based upon the exhibits and testimony presented at the review of this matter:

1. The petition does meet all the requirements set forth in, and was filed in the manner provided in, section 709.021 of the Revised Code.
2. The persons who signed the petition are owners of the real estate located in the territory proposed for annexation and constitute all of the owners of real estate in that territory.
3. The territory proposed for annexation does not exceed five hundred acres.
4. The territory proposed for annexation shares a contiguous boundary with the municipal corporation to which annexation is proposed for a continuous length of at least five percent of the perimeter of the territory proposed for annexation.
5. The annexation will not create an unincorporated area of the township that is completely surrounded by the territory proposed for annexation.
6. The municipal corporation to which annexation is proposed has agreed to provide to the territory proposed for annexation the services specified in the relevant service resolution #50-2009, passed on November 16, 2009 by the city of Worthington.

CERTIFIED TRUE COPY

By: Anna Thomas Date: 12/17/09

Franklin County Economic Development
& Planning Department

Review of Petition to Annex 0.7 +/- acres from Sharon Township to the city of Worthington by Christopher Cline, Esq. Case #ANX-EXP2-22-09 (ECONOMIC DEVELOPMENT & PLANNING)

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

That, in accordance with the findings made in the preamble, which are incorporated herein, the prayer of the Petition be *approved*, and the territory sought to be annexed by the petition filed herein *shall* be annexed to the city of Worthington, Ohio, in accordance with the law; that the orders and proceedings of this board relating to the Petition, and map and description attached thereto, and all papers on file relating to this matter be delivered forthwith to the Clerk of Council, city of Worthington, Ohio.

Prepared by: R. Lee Brown
C: Economic Development & Planning Department

CERTIFIED TRUE COPY

By: _____ Date: _____
Franklin County Economic Development
& Planning Department

SIGNATURE PAGE FOLLOWS

SIGNATURE SHEET

Resolution No. 0977-09

December 15, 2009

REVIEW OF PETITION TO ANNEX 0.7 +/- ACRES FROM SHARON TOWNSHIP TO THE CITY OF WORTHINGTON BY CHRISTOPHER CLINE, ESQ. CASE #ANX-EXP2-22-09

(Economic Development and Planning)

Upon the motion of Commissioner Marilyn Brown, seconded by Commissioner John O'Grady:

Voting:

Paula Brooks, President	Aye
Marilyn Brown	Aye
John O'Grady	Aye

Board of County Commissioners
Franklin County, Ohio

CERTIFICATE OF CLERK

IT IS HEREBY CERTIFIED that the foregoing is a true and correct transcript of a resolution adopted by the Board of County Commissioners, Franklin County, Ohio on the date noted above.


Debra A Willaman, Clerk
Board of County Commissioners
Franklin County, Ohio



Commissioners
 Paula Brooks, President
 Marilyn Brown
 John O'Grady

Economic Development & Planning Department
 James Schimmer, Director

Application for
**Annexation
 Petition**

Expedited Type 2
 Pursuant to ORC §709.023

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NOV 09 2009

Per *REB* 2

Property Information	
Site Address 6226 Alrojo Street, Worthington, OH 43085	
Parcel ID(s) 250-003674	Total Acreage .7+/-
From Township Sharon	To Municipality City of Worthington

Property Owner Information	
Name James M. and Elizabeth Janoski	
Address 6226 Alrojo Street Worthington, Ohio 43085	
Phone # 795-2224	Fax #
Email	

Attorney/Agent Information	
Name Christopher T. Cline	
Address Blaugrund, Herbert & Martin 300 West Wilson Bridge Rd. #100 Worthington, Ohio 43085	
Phone # 764-0681	Fax # 764-0774
Email ctc@bhmlaw.com	

Staff Use Only
Case # <i>ANY-EXP2 22-09</i>
Hearing date: <i>12/15/09</i>
Date filed: <i>11/9/09</i>
Fee paid <i>N/A REB</i>
Receipt #
Notifications deadline: 5 days <i>11/14/09</i>
Svc statement deadline: 20 days <i>11/22/09</i>

Document Submission
The following documents must accompany this application on letter-sized 8 1/2" x 11" paper:
<input checked="" type="checkbox"/> Legal description of property
<input checked="" type="checkbox"/> Map/plat of property
<input checked="" type="checkbox"/> List of adjacent properties

Waiver of Right to Appeal	
<p>WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL IN LAW OR EQUITY FROM THE BOARD OF COUNTY COMMISSIONERS' ENTRY OF 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.</p>	
<i>James M. Janoski</i> _____ Property Owner	<i>Elizabeth D. Janoski</i> _____ Property Owner
<i>11/05/09</i> Date	<i>11/05/09</i> Date

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OCT 15 2009

ANNEXATION
PLAT & DESCRIPTION
ACCEPTABLE
DEAN C. RINGLE, P.E., P.S.
FRANKLIN COUNTY ENGINEER

By BB Date 10/15/09

Franklin County Engineer
Dean C. Ringle, P.E., P.S.

Proposed Annexation from Sharon Township to
City of Worthington

James M. and Elizabeth D. Janoski, Petitioners

ANNEX No _____

Ordinance No. _____

Record: _____

Scale: 1" = 100'

Worthlynn Subdivision No. 2

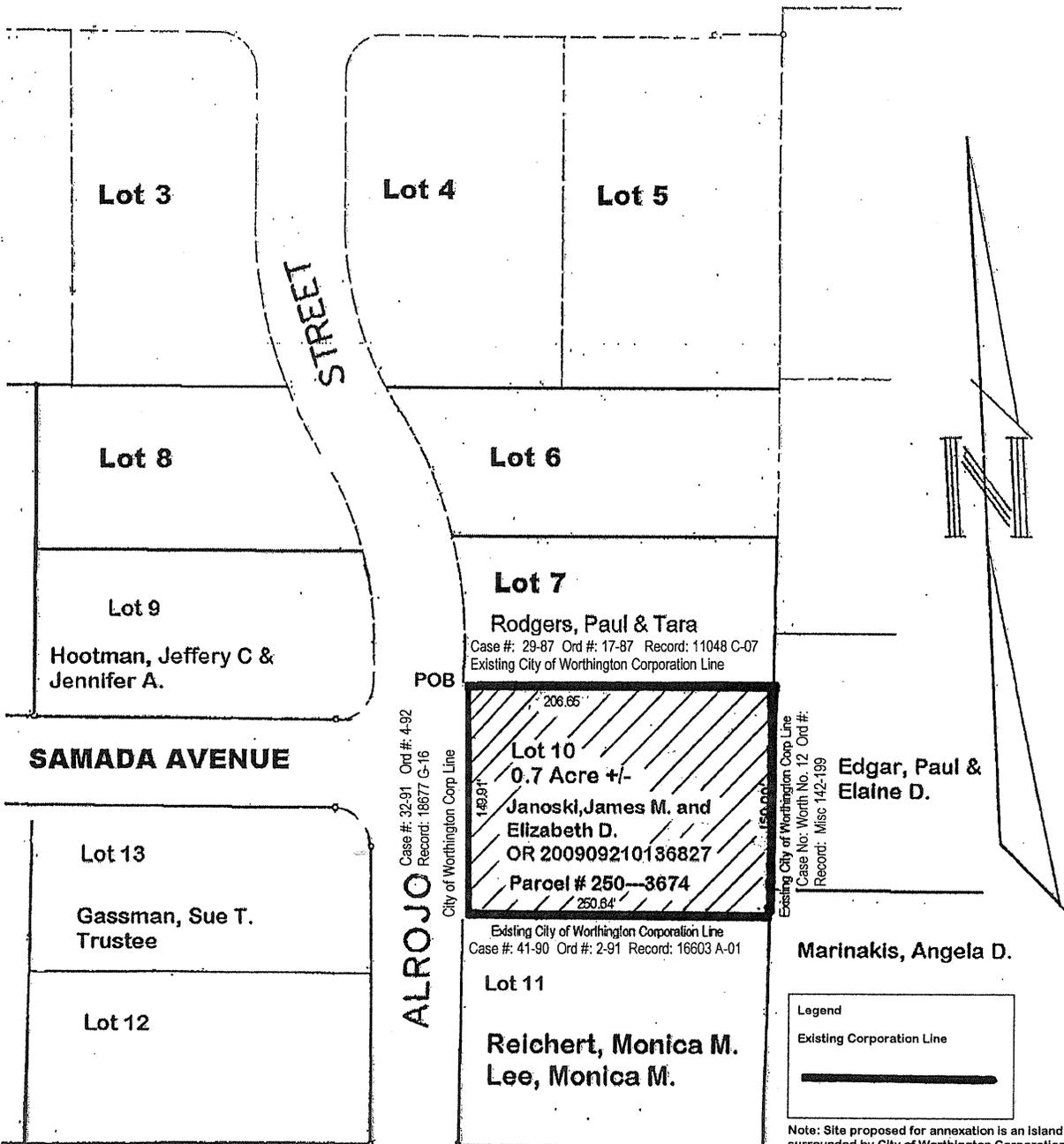
PB 30 Page 33



Area to be Annexed

STATE ROUTE 161

← 296.2' TO E OLENTANGY RIVER ROAD →



ANNEXATION
PLAT & DESCRIPTION
ACCEPTABLE
DEAN C. RINGLE, P.E., P.S.
FRANKLIN COUNTY ENGINEER

RECEIVED

OCT 15 2009

Proposed Annexation from Sharon Township to
City of Worthington, Ohio

By RB Date 10/15/09

Franklin County Engineer
Dean C. Ringle, P.E., P.S.

Petitioners James Matthew Janoski and Elizabeth D. Janoski

Situated in the State of Ohio, County of Franklin, Township of Sharon and being all of Lot No. 10 of Worthlynn Subdivision No 2, as recorded in The Franklin County Recorder's Plat Book 30, page 33; also being all of that tract of land conveyed to James M. Janoski and Elizabeth D. Janoski (Auditors Parcel No. 250-3674) by deed recorded in Instrument 2009092136827 and being further described as follows:

Beginning at the northwest corner of Lot 10 of said Worthlynn Subdivision No. 2, and proceeding easterly along the northern boundary of said Lot 10 and the existing City of Worthington corporation line as established by City Ordinance No.17-87, and recorded in Official Record 11048 C-07, 206.65' to a point being the northeast corner of said Lot 10;

thence southerly along the eastern boundary of said Lot 10 and the existing City of Worthington corporation line as established by City Ordinance No. 32-66, and recorded in Miscellaneous Record 142 page 199, 150.00' to a point being the southeast corner of said Lot 10;

thence westerly along the southerly boundary of said Lot 10 and the existing City of Worthington corporation line as established by City Ordinance No. 2-91 and recorded in Official Record 16603 A-01, 204.64' to a point being the southwest corner of said Lot 10;

thence northerly along the westerly boundary of said Lot 10 and the existing City of Worthington corporation line as established by City Ordinance 4-92 and recorded in Official Record 18677 G016, 149.91' to the place of beginning, containing .7 acres of land, more or less.

The above legal description is prepared for annexation purposes only by Christopher T. Cline, 300 West Wilson Bridge Road, Worthington, Ohio and is not based on an actual field survey.

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NOV 17 2009

Per ..DAY.....

RESOLUTION NO. 50-2009

To Establish the Nature and Extent of Services To be Provided to a 0.7 +/- Acres Tract of Land in Sharon Township, Upon Annexation of Said Tract to the City of Worthington. (6226 Alrojo Street)

WHEREAS, James M. and Elizabeth D. Janoski have filed a petition for the annexation of 0.7 +/- acres in Sharon Township to the City of Worthington; and,

WHEREAS, a hearing is scheduled before the Board of County Commissioners of Franklin County on November 17, 2009; and,

WHEREAS, Section 709.031 of the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory for annexation upon annexation;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

SECTION 1. That the City of Worthington will provide the following services upon annexation:

Police

Police protection would be provided upon annexation. Normal response time is estimated at three to four minutes.

Fire

Fire protection and emergency medical services would be provided by the Worthington Division of Fire and EMS. Normal response time is estimated at approximately five minutes.

Refuse Collection

Residential refuse collection services including recycling and yard waste collection will begin one week after annexation.

Street Maintenance

The City of Worthington currently maintains the portion of Alrojo Street abutting the subject property as the right-of-way is located in the City of Worthington.

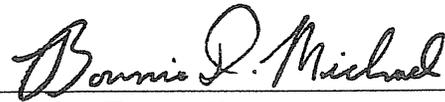
RESOLUTION NO. 50-2009

Water/Sanitary Sewer

Water service would be available to the subject property from a public water line located in the Alrojo Street right-of-way. Sanitary sewer service is not currently available.

SECTION 2. That the Clerk be and hereby is instructed to record this Resolution in the appropriate Resolution Book.

Adopted November 16, 2009



President Pro-Tem of Council

Attest:



Clerk of Council