

Review of Petition to Annex 493.6 +/- acres from Norwich and Brown Townships to the city of Hilliard by Richard C. Brahm, Esq.

CASE #ANX-EXP2-30-08 **(ECONOMIC DEVELOPMENT & PLANNING)**

WHEREAS, the Commissioners of Franklin County, State of Ohio, proceeded to journalize the petition that Richard C. Brahm, Esq. Filed on September 4, 2008 and solicited to and/or been heard by all persons desiring to be reviewed for or against the granting of the Expedited 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 ordinance #08-R-33, passed on September 22, 2008 by the city of Hilliard.

WHEREAS, the territory proposed for annexation is in the Darby Accord and is subject to the environmental and development provisions contained within it;

Resolution No. 0872-08

October 14, 2008

Review of Petition to Annex 493.6 +/- acres from Norwich and Brown Townships to the city of Hilliard by Richard C. Brahm, Esq.

(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 Hilliard, 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 Hilliard, Ohio.

Prepared by: R. Lee Brown

C: Economic Development & Planning Department

SIGNATURE PAGE FOLLOWS

SIGNATURE SHEET

Resolution No. 0872-08

October 14, 2008

REVIEW OF PETITION TO ANNEX 493.6 +/- ACRES FROM NORWICH AND BROWN TOWNSHIPS TO THE CITY OF HILLIARD BY RICHARD C. BRAHM, ESQ. - ANNEXATION CASE #ANX-EXP2-30-08

(Economic Development and Planning)

Upon the motion of Commissioner Paula Brooks, seconded by Commissioner Mary Jo Kilroy:

Voting:

Marilyn Brown, President	Aye
Mary Jo Kilroy	Aye
Paula Brooks	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
 Marilyn Brown, President
 Mary Jo Kilroy
 Paula Brooks

Economic Development & Planning Department
 James Schimmer, Director

Application for
**Annexation
 Petition**

Expedited Type 2
 Pursuant to ORC §709.023

RECEIVED

SEP 04 2008

Per *..DAK...2*

Property Information	
Site Address	Roberts Road and Alton-Darby Creek Road
Parcel ID(s)	See attached list of all included parcel numbers
Total Acreage	493.6 acres
From Township	Brown & Norwich
To Municipality	Hilliard

Property Owner Information	
Name	Homewood Corporation H & G, LLC
Address	James R. Sturgill & Karen S. Sturgill Roniann MacLaughlin
	Board of Education of the Hilliard City School
	Franklin County Board of Commissioners
Phone #	AD Creek, LLC
Fax #	
	<i>See addresses for all owners on the "List of All Tracts . . ."</i>
Email	

Attorney/Agent Information	
Name	Richard C. Brahm, Agent
Address	Plank & Brahm
	145 E. Rich Street, 4 th Floor
	Columbus, OH 43215
Phone #	(614) 228-4546
Fax #	(614) 228-1472
Email	rbrahm@plankbrahm.com

Staff Use Only	
Case #	<i>ANX-EXPII 30-08</i>
Hearing date:	<i>10-14-08</i>
Date filed:	<i>9-4-08</i>
Fee paid	<i>2,670.00</i>
Receipt #	<i>7805</i>
Notifications deadline: 5 days	<i>9-8-08</i>
Svc statement deadline: 20 days	<i>9-23-08</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/plot of property
<input 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> <p>See signatures on attached Petition for Annexation.</p>	
_____	_____
Property Owner	Date
_____	_____
Property Owner	Date

**List of Parcel IDs Included in the
Proposed Annexation of 493.6 Acres in Brown Township and
Norwich Township, Franklin County to the City of Hilliard, Ohio**

120-000055
120-000200
120-000291
120-000292
120-000293
120-000294
120-000295
120-000296
120-000297
120-000298
120-000299
120-000301
120-000302
200-000079
200-000372
200-000621
200-000631
120-000229
200-000112
120-000300
120-000075
200-000057
200-000191

1 The Board of Education of Scioto-Darby Local School District D.B. 2861, Pg. 545

2 Franklin County Commissioners Parcel No. 1W02 1.703 Ac. O.R. 34742 C19

3 Franklin County Commissioners Parcel No. 1W01 0.574 Ac. O.R. 34742 C19

4 Franklin County Commissioners 2.124 Ac. I.N. 200702260032913

5 R. Lee Edwards and Kimberly C. Edwards O.R. 9592 G18

6 Franklin County Commissioners Parcel No. 1W0 0.423 Ac. I.N. 199812070314226

7 Franklin County Commissioners Parcel No. 5740 0.685 Ac. I.N. 199901050002442

8 Homewood Corporation Original 0.847 Ac. O.R. 27952 B03 P.N. 200-000621

9 Franklin County Commissioners Parcel No. 5810 0.317 Ac. I.N. 199812070314210

10 Franklin County Commissioners Parcel No. 6110 0.121 Ac. I.N. 199812070314208

11 Franklin County Commissioners Parcel No. 6310 0.184 Ac. I.N. 199812310337405

12 Garland W. Flowers and Diana L. Flowers I.N. 20010120009103

13 Cassie Flowers I.N. 200106280144367

14 Felice J. Torres I.N. 200702200028880

15 Gretchen K. Clifford O.R. 12654 102

16 Bradley W. Wiegand and Helen E. Wiegand I.N. 200311250378814

17 Robert Matteson I.N. 200703280170472

18 Franklin County Commissioners Parcel No. 6810 0.265 Ac. I.N. 199907250192381

19 Ernest L. Matson and Jacqueline A. Matson I.N. 200212040311063

20 James L. Foster and Julie A. Foster I.N. 200404060075332

21 Jamie R. Rose and Elizabeth Ross I.N. 200410080235269

22 Franklin County Commissioners Parcel No. 7410 0.156 Ac. I.N. 199812403027229

23 Franklin County Commissioners Parcel No. 7510 0.152 Ac. I.N. 199810260271852

24 Franklin County Commissioners Parcel No. 7610 0.156 Ac. I.N. 199812070314204

25 Franklin County Commissioners Parcel No. 7710 0.165 Ac. I.N. 199812160327603

26 Franklin County Commissioners Parcel No. 7810 0.156 Ac. I.N. 199810090258712

27 Franklin County Commissioners Parcel No. 7910 0.156 Ac. I.N. 199812110320157

28 Franklin County Commissioners Parcel No. 8010 0.156 Ac. I.N. 199812070314203

29 Franklin County Commissioners Parcel No. 8110 0.156 Ac. I.N. 199901130009735

30 James R. Sturgill and Karen S. Sturgill Original 5.00 Ac. O.R. 30789 D05

31 Franklin County Commissioners Parcel No. 8310 0.280 Ac. I.N. 199904120089672

32 Franklin County Commissioners Parcel No. 8410 0.839 Ac. I.N. 19981100288836

33 Franklin County Commissioners Parcel No. 2710 0.876 Ac. I.N. 19981100288801

34 Franklin County Commissioners Parcel No. 2510 0.078 Ac. I.N. 199901130009743

35 Franklin County Commissioners Parcel No. 2410 0.078 Ac. I.N. 19981100288799

36 Franklin County Commissioners Parcel No. 2210-2 0.559 Ac. I.N. 199904200097125

37 Franklin County Commissioners Parcel No. 2210-1 0.080 Ac. I.N. 199904200097125

38 Deron E. Mitchell and Amy G. Rhyon I.N. 200009290198521

39 Franklin County Commissioners Parcel No. 2610 0.258 Ac. I.N. 199812310337404

40 Franklin County Commissioners Parcel No. 2210 0.111 Ac. I.N. 199904200097125

41 Jane Ross I.N. 200709090157294

42 George G. Hupp and Charis J. Hupp I.N. 2008060210121336

43 David L. Terrell I.N. 200802190024758

44 Mark E. Gallagher and Teresa A. Gallagher O.R. 3743, Pg. 137

45 Rodney A. Walker I.N. 200410080235269

46 Franklin County Commissioners Parcel No. 1310-1 0.441 Ac. I.N. 199909300247843

47 Franklin County Commissioners Parcel No. 1510 0.351 Ac. I.N. 199809300247843

48 Franklin County Commissioners Parcel No. 1410 0.029 Ac. I.N. 199812070314212

49 Franklin County Commissioners Parcel No. 1310 0.025 Ac. I.N. 19981120289577

50 Franklin County Commissioners Parcel No. 410 0.025 Ac. I.N. 199812070314229

51 Franklin County Commissioners Parcel No. 1210 0.025 Ac. I.N. 199812070314232

52 Franklin County Commissioners Parcel No. 1110 0.025 Ac. I.N. 199812070314224

53 Franklin County Commissioners Parcel No. 910 0.024 Ac. I.N. 199812070314223

54 Franklin County Commissioners Parcel No. 810 0.028 Ac. I.N. 199812070314219

55 Franklin County Commissioners Parcel No. 710 0.028 Ac. I.N. 199812070314221

56 Franklin County Commissioners Parcel No. 610 0.025 Ac. I.N. 199812070314222

57 Ronianna MacLaughlin I.N. 200607060131888 P.N. 120-000300

58 Franklin County Commissioners Parcel No. 510 0.025 Ac. I.N. 19981120289577

59 Franklin County Commissioners Parcel No. 410 0.025 Ac. I.N. 199812070314229

60 Franklin County Commissioners Parcel No. 310 0.025 Ac. I.N. 199812070314228

61 Franklin County Commissioners Parcel No. 210 0.022 Ac. I.N. 19981200318343

62 Franklin County Commissioners Parcel No. 110 0.024 Ac. I.N. 199812070314206

63 Homewood Corporation 0.435 Ac. I.N. 200306190183928 P.N. 200-000631

64 Homewood Corporation 0.185 Ac. I.N. 200803050033791 P.N. 200-000075

65 Homewood Corporation 0.518 Ac. I.N. 200803050033792 P.N. 200-000372

66 AD Creek, LLC I.N. 199911070287529

67 Michael H. Diabato Patricia L. S. Diabato P.N. 050-009283

68 Lakewood at Derby Homeowners Assoc. Inc. P.N. 050-009191

69 Lakewood at Derby Homeowners Assoc. Inc. P.N. 050-009392

70 Lakewood at Derby Homeowners Assoc. Inc. P.N. 050-009523

71 Lakewood at Derby Homeowners Assoc. Inc. P.N. 050-009381

72 Lakewood at Derby Homeowners Assoc. Inc. P.N. 050-009392

73 City of Columbus P.B. 56, Pg. 40

74 Roy R. Rowe and Gisela Rowe D.B. 3613, Pg. 227 P.N. 200-001848

RECEIVED

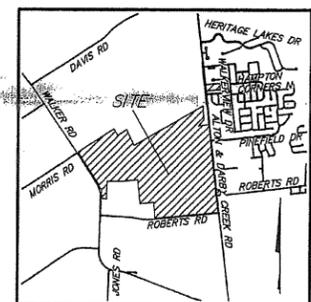
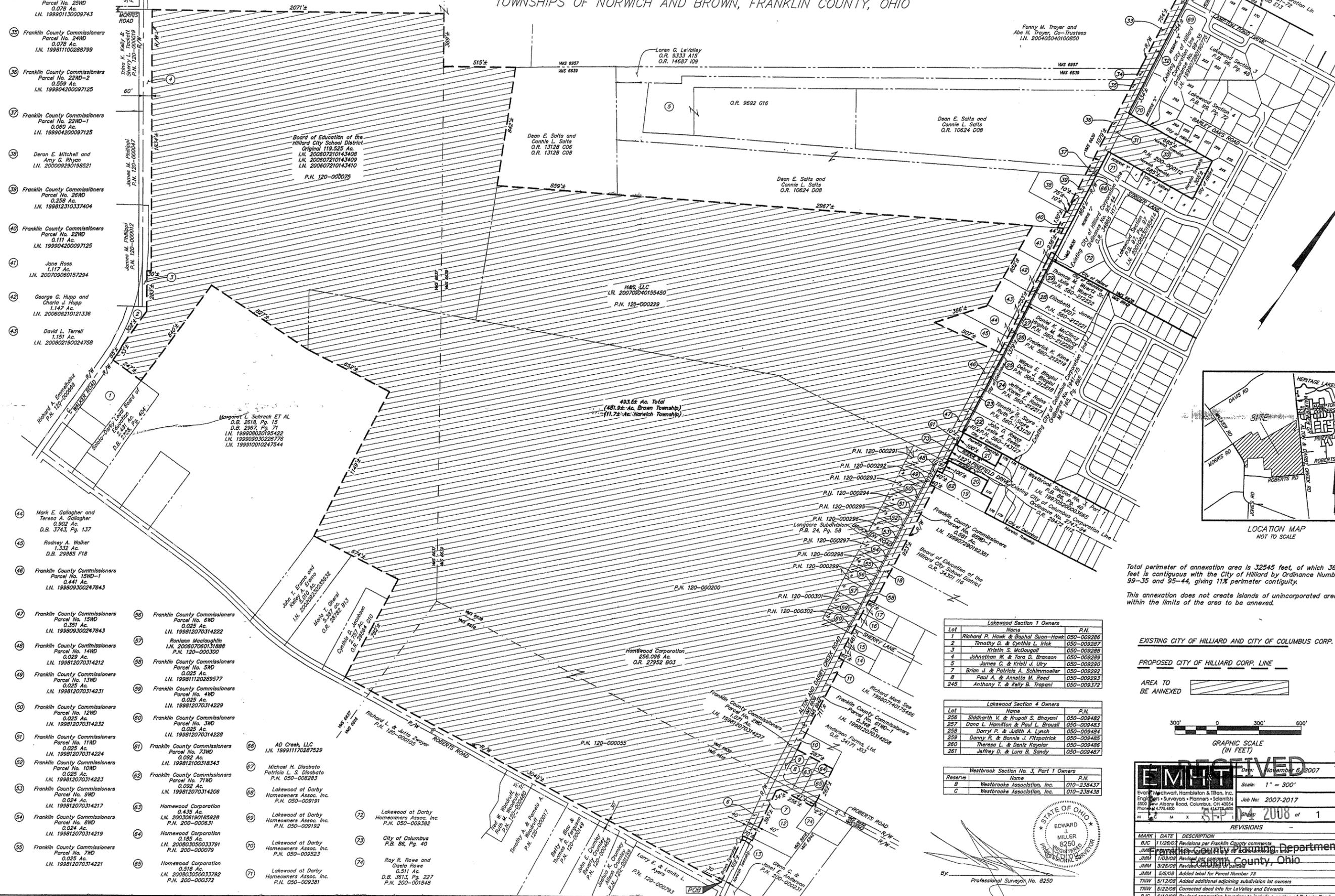
JUN 2 0 2008

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

Juanita W. Johnson, Trustee
I.N. 200402170033573

ANNEXATION
PLAT & DESCRIPTION
ACCEPTABLE
DEAN C. RINGLE, P.E., P.S.
FRANKLIN COUNTY ENGINEER
By *BB* Date *6/26/08*

PROPOSED ANNEXATION OF 493.6± Ac. TO THE CITY OF HILLIARD FROM NORWICH AND BROWN TOWNSHIPS, FRANKLIN COUNTY OHIO VIRGINIA MILITARY SURVEY NOS. 6637, 6616, 6639, 6642, 6638 AND 6957 TOWNSHIPS OF NORWICH AND BROWN, FRANKLIN COUNTY, OHIO



Total perimeter of annexation area is 32545 feet, of which 3627 feet is contiguous with the City of Hilliard by Ordinance Numbers 99-35 and 95-44, giving 11% perimeter contiguity.

This annexation does not create islands of unincorporated areas within the limits of the area to be annexed.

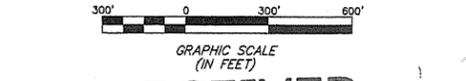
Lakewood Section 1 Owners		
Lot	Name	P.N.
1	Richard P. Hawk & Baphal Swan-Hawk	050-009286
2	Timothy D. & Cynthia L. Irick	050-009287
3	Kristin S. Madougall	050-009288
4	Johnathan W. & Tara D. Branson	050-009289
5	James C. & Kristi J. Ulry	050-009290
7	Brian J. & Patricia A. Schimmoller	050-009292
8	Paul A. & Annette M. Reed	050-009293
245	Anthony T. & Kelly B. Trapani	050-009372

Lakewood Section 4 Owners		
Lot	Name	P.N.
256	Siddharth V. & Krupali S. Bhojani	050-009482
257	Dane L. Hamilton & Paul L. Brousi	050-009483
258	Darryl P. & Judith A. Lynch	050-009484
259	Danny R. & Bonnie J. Filizpatrick	050-009485
260	Theresa L. & Daniz Kayalar	050-009486
261	Jeffrey D. & Lara B. Sandy	050-009487

Westbrook Section No. 3, Part 1 Owners		
Reserve	Name	P.N.
B	Westbrooke Association, Inc.	010-238437
C	Westbrooke Association, Inc.	010-238438

EXISTING CITY OF HILLIARD AND CITY OF COLUMBUS CORP. LINE

PROPOSED CITY OF HILLIARD CORP. LINE



EMIT ENGINEERING, PLANNING & SURVEYING, INC.
5500 W. Albany Road, Columbus, OH 43254
Phone: 614.775.4500 Fax: 614.775.4500

DATE: 6/26/08
JOB NO: 2007-2017
SCALE: 1" = 300'
2008 of 1

MARK	DATE	DESCRIPTION
B/C	1/26/07	Revisions per Franklin County comments
JMM	2/1/07	Revisions per Franklin County Planning Department
JMM	1/28/08	Revised per comments
JMM	3/26/08	Revised per comments
JMM	5/5/08	Added label for Parcel Number 73
TNW	5/12/08	Added additional adjoining subdivision lot owners
TNW	5/22/08	Corrected deed info for LeValley and Edwards
B/C	6/19/08	Revised annexation boundary to include a portion of Roberts Road

REVISIONS



By *[Signature]*
Professional Surveyor, No. 8250

Annexation
Petition
EXHIBIT B

I:\COMDATA\PROJECTS\2007\2017\DWG\2017ANNEX-C2436 LANDSCAPE - NO XREFS - LAST SAVED BY BOHARES [6/19/2008 4:37:53 PM] - PLOTTED BY BOHARES [6/19/2008 4:37:56 PM]

**PROPOSED ANNEXATION
493.6 ACRES**

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

FROM: BROWN TOWNSHIP AND NORWICH TOWNSHIP

By BB Date 6/26/08

TO: CITY OF HILLIARD

Situated in the State of Ohio, County of Franklin, Townships of Brown and Norwich, lying in Virginia Military Survey Numbers 6637, 6616, 6639, 6642, 6638 and 6957, being all of the remainder of the original 119.525 acre tract conveyed to Board of Education of the Hilliard City School District by deeds of record in Instrument Numbers 200607210143408, 200607210143409, and 200607210143410, all of the tract conveyed to H&G, LLC by deed of record in Instrument Number 200709040155450, part of the 256.096 acre tract conveyed to Homewood Corporation by deed of record in Official Record 27952 B03, all of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 11 and 12 of "Longacre Subdivision" of record in Plat Book 24, Page 58, conveyed to Homewood Corporation by deed of record in Official Record 27952 B03, all of the remainder of the original 0.847 acre tract conveyed to Homewood Corporation by deed of record in Official Record 27952 B03, all of the 0.435 acre tract conveyed to Homewood Corporation by deed of record in Instrument Number 200306190185928, all of the remainder of the original 5.00 acre tract conveyed to James R. Sturgill and Karen S. Sturgill by deed of record in Official Record 30769 D05, all of Lot 10 of said "Longacre Subdivision" as conveyed to Roniann Maclaughlin by deed of record in Instrument Number 200607060131888, all of the 0.185 acre tract conveyed to Homewood Corporation by deed of record in Instrument Number 200803050033791, all of the 0.518 acre tract conveyed to Homewood Corporation by deed of record in Instrument Number 200803050033792, all of the 0.423 acre tract conveyed as Parcel Number 1WD to Franklin County Commissioners by deed of record in Instrument Number 199812070314226, all of the 1.071 acre tract conveyed as Parcel Number 2WD to Franklin County Commissioners by deed of record in Instrument Number 199812070314227, all of the 0.025 acre tract conveyed as Parcel Number 3WD to Franklin County Commissioners by deed of record in Instrument Number 199812070314228, all of the 0.025 acre tract conveyed as Parcel Number 4WD to Franklin County Commissioners by deed of record in Instrument Number 199812070314229, all of the 0.025 acre tract conveyed as Parcel Number 5WD to Franklin County Commissioners by deed of record in Instrument Number 199811120289577, all of the 0.025 acre tract conveyed as Parcel Number 6WD to Franklin County Commissioners by deed of record in Instrument Number 199812070314222, all of the 0.025 acre tract conveyed as Parcel Number 7WD to Franklin County Commissioners by deed of record in Instrument Number 199812070314221, all of the 0.024 acre tract conveyed as Parcel Number 8WD to Franklin County Commissioners by deed of record in Instrument Number 199812070314219, all of the 0.024 acre tract conveyed as Parcel Number 9WD to Franklin County Commissioners by deed of record in Instrument Number 199812070314217, all of the 0.025 acre tract conveyed as Parcel Number 10WD to Franklin County Commissioners by deed of record in Instrument Number 199812070314223, all of the 0.025 acre tract conveyed as Parcel Number 11WD to Franklin County Commissioners by deed of record in Instrument Number 199812070314224, all of the 0.025 acre tract conveyed as Parcel Number 12WD to Franklin County Commissioners by deed of record in Instrument Number 199812070314232, all of the 0.025 acre tract conveyed as Parcel Number 13WD to Franklin County Commissioners by deed of record in Instrument Number 199812070314231, all of the 0.029 acre tract conveyed as Parcel Number 14WD to Franklin County Commissioners by deed of record in Instrument Number 199812070314212, all of the 0.351 acre tract conveyed as Parcel Number 15WD and all of the 0.441 acre tract conveyed as Parcel Number 15WD-1 to Franklin County Commissioners by deed of record in Instrument Number 199809300247843, all of the 0.111 acre tract conveyed as Parcel Number 22WD, all of the 0.060 acre tract conveyed as Parcel Number 22WD-1 and all of the 0.559 acre tract conveyed as Parcel Number 22WD-2 to Franklin County Commissioners by deed of record in Instrument Number 199904200097125, all of the 0.258 acre tract conveyed as Parcel Number 26WD to Franklin County Commissioners by deed of record in Instrument Number 199812310337404, all of the 0.078 acre tract conveyed as Parcel Number 24WD to Franklin County Commissioners by deed of record in Instrument Number 199811100288799,

**PROPOSED ANNEXATION
493.6 ACRES**

- 2 -

all of the 0.078 acre tract conveyed as Parcel Number 25WD to Franklin County Commissioners by deed of record in Instrument Number 199901130009743, part of the 0.876 acre tract conveyed as Parcel Number 27WD to Franklin County Commissioners by deed of record in Instrument Number 199811100288801, part of the 0.999 acre tract conveyed as Parcel Number 84WD to Franklin County Commissioners by deed of record in Instrument Number 199811100288836, all of the 0.280 acre tract conveyed as Parcel Number 83WD to Franklin County Commissioners by deed of record in Instrument Number 199904120089672, part of the 0.158 acre tract conveyed as Parcel Number 81WD to Franklin County Commissioners by deed of record in Instrument Number 199901130009735, part of the 0.156 acre tract conveyed as Parcel Number 80WD to Franklin County Commissioners by deed of record in Instrument Number 199812070314203, part of the 0.156 acre tract conveyed as Parcel Number 79WD to Franklin County Commissioners by deed of record in Instrument Number 199812110320157, part of the 0.156 acre tract conveyed as Parcel Number 78WD to Franklin County Commissioners by deed of record in Instrument Number 199810090258712, part of the 0.169 acre tract conveyed as Parcel Number 77WD to Franklin County Commissioners by deed of record in Instrument Number 199812180327603, part of the 0.156 acre tract conveyed as Parcel Number 76WD to Franklin County Commissioners by deed of record in Instrument Number 199812070314204, part of the 0.156 acre tract conveyed as Parcel Number 75WD to Franklin County Commissioners by deed of record in Instrument Number 199810260271852, part of the 0.156 acre tract conveyed as Parcel Number 74WD to Franklin County Commissioners by deed of record in Instrument Number 199811240302729, all of the 0.092 acre tract conveyed as Parcel Number 73WD to Franklin County Commissioners by deed of record in Instrument Number 199812100318343, all of the 0.092 acre tract conveyed as Parcel Number 71WD to Franklin County Commissioners by deed of record in Instrument Number 199812070314206, all of the 0.266 acre tract conveyed as Parcel Number 68WD and all of the 0.581 acre tract conveyed as Parcel Number 68WD-1 to Franklin County Commissioners by deed of record in Instrument Number 199907290192381, all of the 0.184 acre tract conveyed as Parcel Number 63WD to Franklin County Commissioners by deed of record in Instrument Number 199812310337405, all of the 0.121 acre tract conveyed as Parcel Number 61WD and all of the 0.348 acre tract conveyed as Parcel Number 61WD-1 to Franklin County Commissioners by deed of record in Instrument Number 199812070314208, all of the 0.317 acre tract conveyed as Parcel Number 58WD to Franklin County Commissioners by deed of record in Instrument Number 199812070314210, all of the 0.689 acre tract conveyed as Parcel Number 57WD to Franklin County Commissioners by deed of record in Instrument Number 199901050002442, part of the tract conveyed to AD Creek, LLC by deed of record in Instrument Number 199911170287529, part of Alton and Darby Creek Road as dedicated in "Westbrooke Section No. 3 Part 1" of record in Plat Book 86, Page 40, and Instrument Number 199705200003665 and part of Alton and Darby Creek Road and all of Brockton Road as dedicated in said "Longacre Subdivision" (all references are to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

BEGINNING at the intersection of the northerly right-of-way line of Roberts Road and the westerly right-of-way line of Alton Darby Creek Road;

Thence Westerly, a distance of approximately 3048 feet, with said northerly right-of-way line, across said 256.096 acre tract, to a point in the westerly line of said 256.096 acre tract;

Thence with the perimeter of said 256.096 acre tract, the following courses and distances:

Northerly, a distance of approximately 782 feet, to a point;

Westerly, a distance of approximately 674 feet, to a point;

Northerly, a distance of approximately 1149 feet, to a point;

**PROPOSED ANNEXATION
493.6 ACRES**

- 3 -

Westerly, a distance of approximately 652 feet, to a point;

Thence with the perimeter of said original 119.525 acre tract, the following courses and distances:

Westerly, a distance of approximately 827 feet, to a point;

Southerly, a distance of approximately 840 feet, to a point;

Westerly, a distance of approximately 247 feet, to a point in the easterly right-of-way line of Walker Road;

Thence with said easterly right-of-way line, the following courses and distances:

Northerly, a distance of approximately 85 feet, to a point;

Northerly, a distance of approximately 33 feet, to a point;

Northerly, a distance of approximately 302 feet, to a point;

Northerly, a distance of approximately 283 feet, to a point;

Easterly, a distance of approximately 30 feet, to a point;

Northerly, a distance of approximately 1834 feet, to a point;

Thence with the perimeter of said original 119.525 acre tract, the following courses and distances:

Easterly, a distance of approximately 2071 feet, to a point;

Southerly, a distance of approximately 369 feet, to a point;

Easterly, a distance of approximately 515 feet, to a point;

Southerly, a distance of approximately 842 feet, to a point;

Thence with the perimeter of said H&G, LLC tract, the following courses and distances:

Easterly, a distance of approximately 859 feet, to a point;

Easterly, a distance of approximately 2967 feet, to a point;

Southerly, a distance of approximately 652 feet, to a point;

Southwesterly, a distance of approximately 386 feet, to a point;

Easterly, a distance of 507 feet, to a point in the centerline of said Alton and Darby Creek Road, the line common to said Brown Township and said Norwich Township;

**PROPOSED ANNEXATION
493.6 ACRES**

- 4 -

Thence with the centerline of said Alton and Darby Creek Road, the line common to said Brown Township and said Norwich Township, the following courses and distances:

Northerly, a distance of approximately 753 feet, to a point;

Northerly, a distance of approximately 236 feet, to the southeasterly corner of said Parcel Number 22WD;

Westerly, a distance of approximately 44 feet, with the southerly line of said Parcel Number 22WD to the southwesterly corner thereof, being in the westerly right-of-way line said Alton and Darby Creek Road.

Thence with said westerly right-of-way line, the westerly lines of said Parcel Numbers 22WD, 26WD, 22WD-1, 22WD-2, 24WD, 25WD and 27WD, the following courses and distances:

Northerly, a distance of approximately 130 feet, to a point;

Easterly, a distance of approximately 10 feet, to a point;

Northerly, a distance of approximately 75 feet, to a point;

Westerly, a distance of approximately 10 feet, to a point;

Northerly, a distance of approximately 1079 feet, to a point;

Northerly, a distance of approximately 754 feet, to a point;

Thence Easterly, a distance of approximately 70 feet, partially across said Parcel Number 27WD and partially with the northerly line of said Parcel Number 84WD, to an angle point of the existing City of Hilliard Corporation Line, as established by Ordinance Number 91-72, of record in Official Record 17980 E13, and being an angle point in the existing City of Hilliard Corporation Line, as established by Ordinance Number 99-35, of record in Instrument Number 199907280190775;

Thence with the westerly line of said existing City of Hilliard Corporation Line (99-35), across said Parcel Number 84WD, the following courses and distances:

Southerly, a distance of approximately 754 feet, to a point;

Southerly, a distance of approximately 334 feet, to an angle point of said existing City of Hilliard Corporation Line (99-35), in the line common to said Parcel Numbers 84WD and 83WD;

Thence Easterly, a distance of approximately 685 feet, with said existing City of Hilliard Corporation Line (99-35), partially with the line common to said Parcel Numbers 84WD and 83WD, and with the northerly line of said original 5.00 acre tract, to an angle point in said existing City of Hilliard Corporation Line (99-35), the northeasterly corner of said 5.00 acre tract;

Thence Southerly, a distance of approximately 305 feet, partially with said existing City of Hilliard Corporation Line (99-35) and partially with the existing City of Hilliard Corporation Line, as established by Ordinance Number 95-44, of record in Official Record 34865 H17, with the easterly line of

**PROPOSED ANNEXATION
493.6 ACRES**

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said original 5.00 acre tract, to the southeasterly corner thereof, being an angle point in said existing City of Hilliard Corporation Line (95-44);

Thence Westerly, a distance of approximately 685 feet, with said existing City of Hilliard Corporation Line (95-44), partially with the southerly line of said original 5.00 acre tract and partially with the southerly line of said Parcel Number 83WD to an angle point in said existing City of Hilliard Corporation Line (95-44);

Thence Southerly, a distance of approximately 864 feet, with said existing City of Hilliard Corporation Line (95-44), to an angle point in said line, also being an angle point in the existing City of Columbus Corporation Line as established by Ordinance Number 1941-75, of record in Miscellaneous Record 165, Page 895, being in the northerly line of said Parcel Number 81WD;

Thence Southerly, a distance of approximately 1379 feet, with said existing City of Columbus Corporation Line (1941-75), being across said Parcel Numbers 81WD, 80WD, 79WD, 78WD, 77WD, 76WD, 75WD and 74WD, to an angle point in said existing City of Columbus Corporation Line (1941-75), being in the line common to said Parcel Numbers 74WD and 73WD;

Thence Easterly, a distance of approximately 10 feet, with said existing City of Columbus Corporation Line (1941-75), being the line common to said Parcel Numbers 74WD and 73WD, to a point in the Easterly right-of-way line of said Alton and Darby Creek Road, being the common corner of said Parcel Numbers 74WD and 73WD;

Thence Southerly, a distance of approximately 100 feet, with said easterly right-of-way line, the easterly line of said Parcel Number 73WD, to the southeasterly corner of said Parcel Number 73WD, being in the existing City of Columbus Corporation Line, as established in Ordinance Number 2747-94, of record in Official Record 28472 H12;

Thence with said existing City of Columbus Corporation Line (2747-94), the following courses and distances:

Westerly, a distance of approximately 10 feet, with the southerly line of said Parcel Number 73WD, to a point;

Southerly, a distance of approximately 122 feet, across said Alton and Darby Creek Road, to a point in the northerly line of said Parcel Number 71WD;

Easterly, a distance of approximately 10 feet, with the northerly line of said Parcel Number 71WD, a point in the easterly right-of-way line of said Alton and Darby Creek Road, the northeasterly corner of said Parcel Number 71WD;

Thence with the perimeter of said Parcel Number 71WD, the following courses and distances:

Southerly, a distance of approximately 100 feet, with the easterly right-of-way line of said Alton and Darby Creek Road, to a point;

Westerly, a distance of approximately 40 feet, across said Alton and Darby Creek Road, to a point in the centerline of said Alton and Darby Creek Road, being the line common to said Brown Township and said Norwich Township, being the southwesterly corner of said Parcel Number 71WD;

**PROPOSED ANNEXATION
493.6 ACRES**

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Thence Southerly, a distance of approximately 110 feet, with the centerline of said Alton and Darby Creek Road, the line common to said Brown Township and said Norwich Township, to the northwesterly corner of said Parcel Number 68WD-1;

Thence Easterly, a distance of 40 feet, with the northerly line of Parcel Number 68WD-1, to the easterly right-of-way line of said Alton and Darby Creek Road, the northeasterly corner of said Parcel Number 68WD-1,

Thence Southerly, a distance of approximately 923 feet, with said easterly right-of-way line, the easterly lines of said Parcel Numbers 68WD-1 and 68WD, to the southeasterly corner of said Parcel Number 68WD;

Thence Westerly, a distance of approximately 40 feet, across said Alton and Darby Creek Road, with the southerly line of said Parcel Number 68WD, to a point in the centerline of said Alton and Darby Creek Road, being the line common to said Brown Township and said Norwich Township, being the southwestly corner of said Parcel Number 68WD;

Thence Southerly, a distance of approximately 461 feet, with the centerline of said Alton and Darby Creek Road, the line common to said Brown Township and said Norwich Township, to the northwesterly corner of said Parcel Number 63WD;

Thence Easterly, a distance of approximately, 40 feet, with the northerly line of said Parcel Number 63WD, to a point in the easterly right-of-way line of said Alton and Darby Creek Road, being the northeasterly corner of said Parcel Number 63WD;

Thence Southerly, a distance of approximately 711 feet, with the easterly right-of-way line of said Alton and Darby Creek Road, being the easterly lines of Parcel Numbers 63WD, 61WD-1 and 61WD to the common corner of said Parcel Numbers 61WD and 58WD and the remainder of said original 0.847 acre tract;

Thence Easterly, a distance of approximately 287 feet, with the northerly lines of said original 0.847 acre tract, said 0.435 acre tract and said 0.185 acre tract, to the northeasterly corner of said 0.185 acre tract;

Thence Southerly, a distance of approximately 262 feet, with the easterly lines of said 0.185 acre tract and said 0.518 acre tract, to the southeasterly corner of said 0.518 acre tract, in the centerline of Roberts Road;

Thence Westerly, a distance of approximately 2 feet, with the centerline of said Roberts Road, the southerly line of said 0.518 acre tract, to the northeasterly corner of said Parcel Number 57WD;

Thence with the perimeter of said Parcel Number 57WD, the following courses and distances:

Southerly, a distance of approximately 41 feet, to a point in the southerly right-of-way line of said Roberts Road;

Westerly, a distance of approximately 256 feet, with the southerly right-of-way line of said Roberts Road, to a point;

**PROPOSED ANNEXATION
493.6 ACRES**

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Southwesterly, a distance of approximately 34 feet, with the southerly right-of-way line of said Roberts Road, to a point in the easterly right-of-way line of said Alton Darby Creek Road;

Southerly, a distance of approximately 393 feet, with said easterly right-of-way line, to a point;

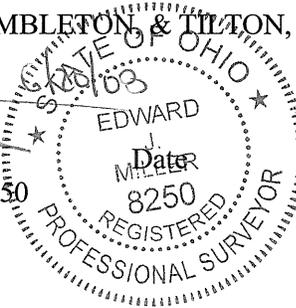
Thence Westerly, a distance of approximately 70 feet, across said Alton and Darby Creek Road, with the southerly lines of said Parcel Numbers 57WD and 1WD, to a point in the westerly right-of-way line of Alton and Darby Creek Road;

Thence Southerly, a distance of approximately 362 feet, with the westerly right-of-way line of said Alton and Darby Creek Road, to the POINT OF BEGINNING, containing approximately 493.6 acres, more or less, of which 481.9 acres are located in Brown Township and 11.7 acres are located in Norwich Township.

This description is for annexation purposes only, and is not to be used for deed transfer.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

Edward J. Miller
Professional Surveyor No. 8250



EJM: jmm/March, 2008
493_6 ac annex 72017.doc

RECEIVED

SEP 04 2008

Per *DAM*.....

RECEIVED

SEP 04 2008

Franklin County Planning Department
Franklin County, Ohio

I, Lynne M. Fason Clerk of Council hereby certify that the foregoing is a true copy of Resolution 08-R-33 duly adopted by the Council of the City of Hilliard the 22nd day of September, 2008

RECEIVED

SEP 23 2008

**Resolution
of the
City of Hilliard, Ohio**

Lynne M. Fason
Clerk of Council
City of Hilliard

Resolution No. 08-R-33
Franklin County Planning Department
Franklin County, Ohio

Page: 1 of 2

Adopted: September 22, 2008

A RESOLUTION INDICATING WHAT SERVICES THE CITY OF HILLIARD WILL PROVIDE TO THE 493.6 ± ACRES LOCATED IN BROWN TOWNSHIP AND NORWICH TOWNSHIP, FRANKLIN COUNTY, OHIO, UPON ANNEXATION TO THE CITY, AND TO PROVIDE FOR BUFFER REQUIREMENTS.

WHEREAS, on September 4, 2008, pursuant to Ohio Revised Code Section 709.023, the property owners seeking the annexation of 493.6 ± acres of real property in Brown Township and Norwich Township, Franklin County, Ohio, contiguous to the City of Hilliard, filed a Petition for Annexation of their property to the City of Hilliard with the Board of County Commissioners of Franklin County, Ohio, a copy of which is attached hereto as Exhibit A, notice of which was duly served upon the City of Hilliard as prescribed by law; and

WHEREAS, Ohio Revised Code Section 709.023(C) provides that within twenty days after the date that the petition is filed, the municipal corporation to which annexation is sought shall adopt a Resolution stating what services the municipal corporation will provide to the territory seeking annexation and an approximate date by which it will provide those services; and

WHEREAS, Ohio Revised Code Section 709.023(C) also provides that within that same twenty day period, a municipal corporation shall adopt an ordinance or resolution stating that, if the territory is annexed and becomes subject to zoning by the municipal corporation and that municipal zoning permits uses in the annexed territory that the municipal corporation determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining in the township from which the territory was annexed, the municipal corporation shall require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within the township.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hilliard, Ohio that:

SECTION 1. In the event that the proposed 493.6 ± acres (the "Property") is annexed to the City of Hilliard, Ohio, the City will provide to the Property the full range of municipal services available to the residents of, and to the property within, the City of Hilliard, including but not limited to police protection, mayor's court, public works and street maintenance, residential refuse collection, planning, building, zoning and engineering services, and parks and recreation, all of which can be provided immediately upon the effective date of the annexation as provided by law. The proposed annexation area is included within the boundaries of the area of the City of Hilliard's Water Service Contract and Sewerage Contract with the City of Columbus and those services are provided in accordance with the terms and conditions of those contracts; however, the City of Hilliard shall be under no obligation to extend water or sewer lines to any of the Property at the cost of the City.

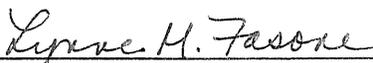
Should it be determined that as a result of the annexation, the boundary line between the township and the City divides or segments a street or highway so as to create a road maintenance problem the City shall, as a condition of the annexation, assume the maintenance of that street or highway or otherwise correct the problem.

SECTION 2. If the Property is annexed and becomes subject to the City of Hilliard zoning and the City zoning permits uses in the annexed territory that the City determines are clearly incompatible with the uses permitted under applicable county or township zoning regulations in effect at the time of the filing of the petition on the land adjacent to the annexed territory remaining in the unincorporated area of Norwich Township and/or Brown Township, then the City of Hilliard will require the owner or owners of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Norwich Township and/or Brown Township.

SECTION 3. The Clerk of Council is hereby directed to forward and file certified copies of this Resolution with the Franklin County Board of County Commissioners and to send a copy to the Agent for the Petitioners for annexation within twenty days following the date that the petition was filed.

SECTION 4. This Resolution is effective upon its adoption.

ATTEST:



 Lynne M. Fasone
 Clerk of Council

SIGNED:



 Brett A. Sciotto
 President of Council

APPROVED AS TO FORM:



 Pamela A. DeDent
 Director of Law

APPROVED:



 Donald J. Schonhardt
 Mayor

08-R-33

Vote:

	Yea	Nay	Abstain
President Sciotto	✓		
Vice President Uttley	✓		
Allison	✓		
Iosue	✓		
McGivern	✓		
Nichter	✓		
Roberts	✓		
Results:	7	0	0