

WAYNE COUNTY TAX MAP

Initials Soup FILE# 2020-2432

DATE 11 / 09 / 2020

IDENT. WA-28-NW / WA-28-SW
M, P, G K, M, O

WC.263-B,C,D,F



INSTRUMENT #
202000013796
11.10.2020
ORD. 2020-35

WOOSTER CITY COUNCIL

538 N. Market Street • P.O. Box 1128

Wooster, Ohio 44691-7082

Phone 330-263-5200 • www.woosteroh.com

AMT. PD 2.00 DATE 11 / 10 / 20

JARRA L. UNDERWOOD, AUDITOR

Diane Schreiner DEPUTY

Diane Schreiner

CERTIFICATE

I, Lynne DePaulo, Clerk of Council for the City of Wooster, Ohio, do hereby certify to the Wayne County Auditor that attached hereto are copies of the petition, map, Resolution of Authorization from the Wayne County Commissioners and City of Wooster Ordinance 2020-35, all in relation to the annexation of approximately 25.345 acres on Oak Hill Road and Oldman Road, and contiguous to the corporation limits, with Parcel Numbers 53-01626.000, 53-00145.000, 53-00145.002 and 53-01626.001 (Robert Reynolds, Esq., Agent for Petitioners Wooster City Schools and the City of Wooster).

Lynne DePaulo

Clerk of Council, City of Wooster, OH

10/6/2020

This Conveyance has been examined and the
Grantor has complied with Section 319.202

Of the Revised Code

Fee \$

Exempt ☒

JARRA L. UNDERWOOD, County Auditor

AMENDED
ORDINANCE NO. 2020-35

AN ORDINANCE ACCEPTING THE ANNEXATION OF TERRITORY ON OAK HILL ROAD COMPRISING OF PARCELS 53-01626.000, 53-00145.000, **53-00145.002 AND 53-01626.001** ALL OF WHICH ARE CONTIGUOUS TO THE CORPORATION LIMITS. (Robert Reynolds, Esq., Agent for Petitioners Wooster City Schools and the City of Wooster)

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WOOSTER, OHIO

SECTION 1. The proposed annexation (PPN 53-01626.000, PPN 53-00145.000, **PPN 53-00145.002 AND PPN 53-01626.001**), as agreed, and as approved by the City of Wooster and by the Board of County Commissioners of Wayne County on June 22, 2020, is accepted. The territory to be annexed is described in the agreement, a copy of which is hereto and incorporated by reference.

The certified transcript of the proceedings for annexation, together with an accurate map of the territory, the petition for annexation, the annexation agreement, and other papers relating to the proceedings of the Wayne County Commissioners, are on file with the Clerk of this Council and have been for more than sixty (60) days.

SECTION 2. The Clerk of Council is directed to make three (3) copies of this Ordinance, to each of which shall be attached a copy of the map accompanying the annexation agreement, a copy of the transcript of proceedings of the Board of County Commissioners of Wayne County, and a certificate as to the correctness. The Clerk shall then deliver one copy to the Wayne County Auditor, one copy to the Wayne County Recorder, and one copy to the Secretary of State, and shall file notice of this annexation with the Wayne County Board of Elections within thirty (30) days after it becomes effective; and the Clerk shall do all other things required by law.

SECTION 3. This Council finds and declares that all formal actions concerning and relating to the adoption of this Ordinance occurred in an open meeting of this Council or its committees, in compliance with the law.

SECTION 4. This Ordinance shall take effect and be in full force from and after the earliest date allowed by law.

1st reading 9-8-20 2nd reading 9-21-20 3rd reading 9-21-20

Passed: 9-21, 2020

Vote: 7-0

Attest: Lynne DePaulo
Clerk of Council

Michael G. Bytendyk
President of Council
Michael Bytendyk

Approved: Sept. 22, 2020

Robert F. Breneman
Mayor Robert F. Breneman

Introduced by: Craig Sanders

I hereby certify this is a true and correct copy of the original on file.
Lynne DePaulo
Clerk, Wooster City Council

AFFIDAVIT

Now comes **Robert J. Reynolds**, being first duly sworn, deposes and states as follows:

1. I am the Agent for the Wooster City School District and City of Wooster, Petitioners in a certain petition for annexation filed with the Office of the Wayne County Commissioners on April 8, 2020; and
2. On April 15, 2020, I mailed by regular mail a notice of the filing of the petition for annexation to all of the owners of property within the territory to be annexed and all of the owners of property adjacent and directly across the street from the territory proposed to be annexed, a copy of said notice being attached hereto as Exhibit "A".

FURTHER AFFIANT SAYETH NAUGHT.



Robert J. Reynolds


STATE OF OHIO)
)
COUNTY OF WAYNE) **SS:**

This is a jurat. An oath or affirmation was administered to the signer with regard to the notarial act.

Sworn to and subscribed before me, a Notary Public, by the aforesaid Robert J. Reynolds this 21st day of April, 2020.



HOLLY ACKER
Notary Public, State of Ohio
My Commission Expires
July 24, 2020


Notary Public

NOTICE OF FILING OF PETITION FOR ANNEXATION

To: All Owners within the Territory to be Annexed and All Owners of Property Adjacent and Directly Across the Street from the Territory Proposed to be Annexed

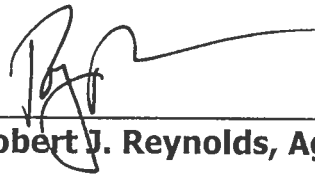
Please take notice that on April 8, 2020, a Petition for Annexation was filed with the Wayne County Commissioners. A map of the territory proposed to be annexed is enclosed with this notice.

A hearing on the petition will be held before the Wayne County Commissioners on June 10, 2020, and a copy of the notice issued by the Board of Wayne County Commissioners, setting the date, time, and place of the hearing, is also enclosed.

The full annexation petition can be reviewed at the Office of the Wayne County Commissioners, 428 W. Liberty Street, Wooster, Ohio 44691.

Any owner who signed the petition may remove their signature from the petition by filing with the Clerk of the Board of County Commissioners a written notice of withdrawal within 21 days after the mailing of this notice.

The undersigned hereby certifies that this notice was mailed on April 15, 2020.



Robert J. Reynolds, Agent for Petitioners

EXHIBIT

A

**SHAFFER, JOHNSTON, LICHTENWALTER
& ASSOCIATES, INC.
ENGINEERS & SURVEYORS**



Boundary description of 25.345 acres for annexation to Wooster City EW 2149C

Situated in the Township of Wayne, T-16N; R-13W, Northwest and Southwest Quarters of Section 28, County of Wayne, and State of Ohio:

Known as being lands conveyed to The Wooster City School District in O.R. 845; Page 1675 and O.R. 891; Page 1276 of Wayne County Official Records, lands conveyed to County of Wayne in Volume 696; Page 571, Volume 709; Page 372 and Volume 709; Page 383 of Wayne County Deed Records and lands conveyed to City of Wooster in Volume 695; Page 751 of said deed records and further bounded and described as follows:

Beginning at the southwest corner of the Northwest Quarter of Section 28, also being in Oak Hill Road:

THENCE WITH THE FOLLOWING SEVEN (7) COURSES:

1. N 00° 23' 48" W, 365.00 feet along the section line and in Oak Hill Road to a point on the Wooster City corporation line;
2. S 89° 52' 24" E, 575.00 feet along said corporation line to a point;
3. S 00° 23' 49" E, 365.00 feet along said corporation line to a point in Oldman Road;
4. S 89° 52' 24" E, 494.53 feet along said corporation line and in Oldman Road to a point;
5. S 00° 22' 01" E, 838.12 feet along said corporation line to a point;

Continued on Page 2

3477 Commerce Parkway, Suite C □ Wooster, Ohio 44691
Ph. (330) 345-6377 □ Fax (330) 345-6725 □ Email: sjl@sjl-inc.com

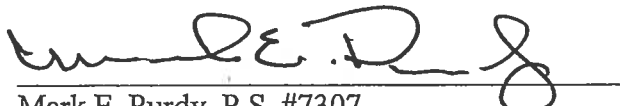
Page 2 (Description of 25.345 ac.)

6. N 89° 40' 59" W, 1068.83 feet along said corporation line, the north line of lands conveyed to Kyle W. Oswald in O.R. 836; Page 781 of Wayne County Official Records, and the north line of lands conveyed to County of Wayne in Volume 709; Page 391 of Wayne County Deed Records to a point at the northwest corner of said Wayne County lands and in Oak Hill Road;
7. N 00° 25' 01" W, 834.58 feet in Oak Hill Road to the place of beginning and containing within said bounds 25.345 acres of land, more or less, and subject to all legal highways and easements of record.

This description was prepared from a survey made by Mark E. Purdy, P.S. #7307 of Shaffer, Johnston, Lichtenwalter & Associates, Inc. in July of 2019.

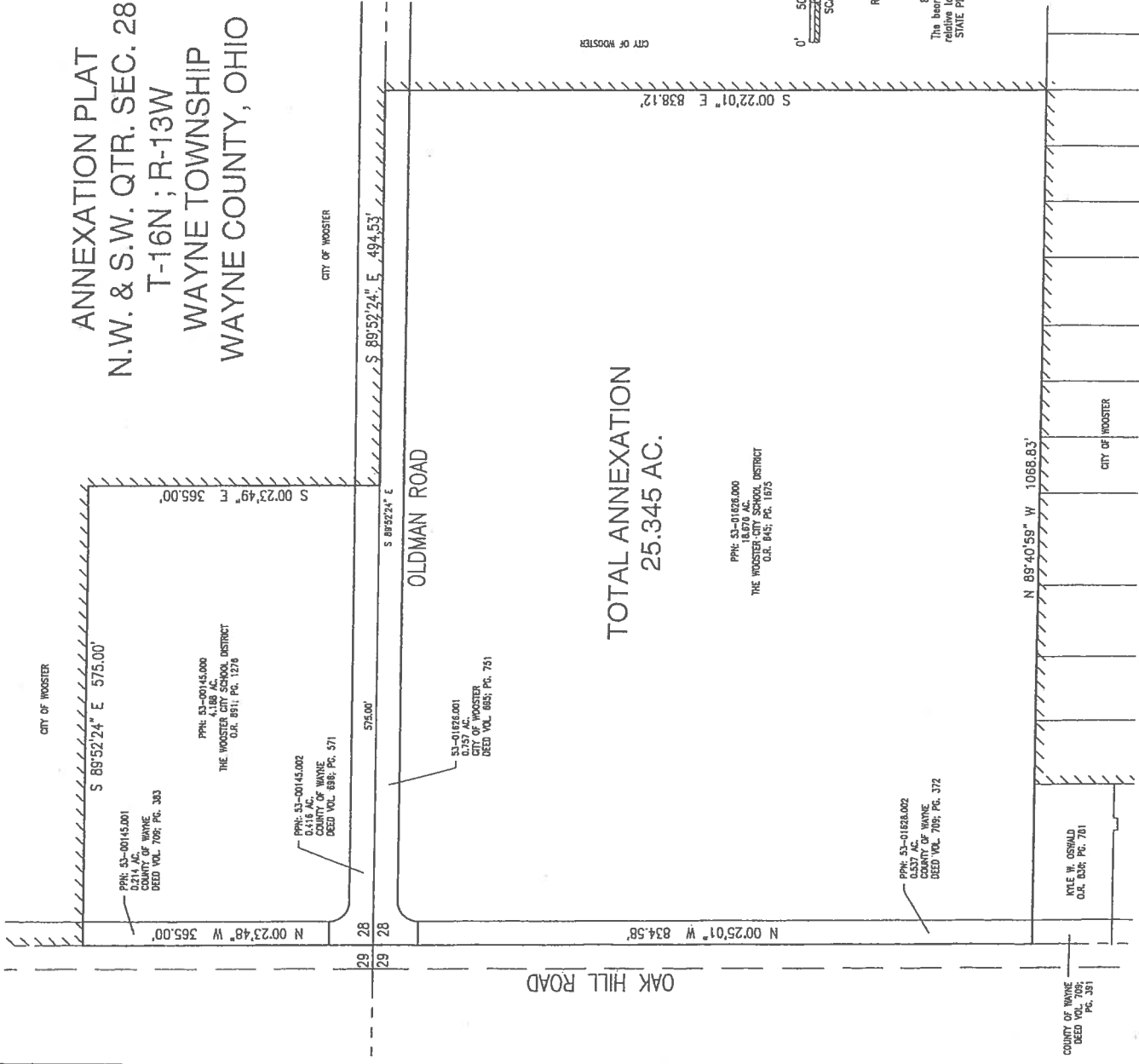
Basis of bearing: The bearings as shown hereon are relative to GRID NORTH of the OHIO STATE PLANE COORDINATE SYSTEM, NAD 83 DATUM.

See Wayne County Survey Records Volume ____; Page ____ for survey.

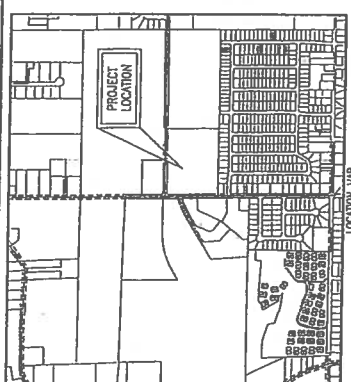

Mark E. Purdy, P.S. #7307



ANNEXATION PLAT N.W. & S.W. QTR. SEC. 28 T-16N; R-13W WAYNE TOWNSHIP WAYNE COUNTY, OHIO



TOTAL ANNEXATION
25.345 AC.



NOTE: SIGN ONLY IN BLACK INK. PRINT NAME BELOW ALL SIGNATURES.
Certified by Wayne County Commissioner:
this ___ day of ___, 20__

Resolution No. ___

BECKY FOSTER
Approved: _____
this ___ day of ___, 20__

RON ANSTUIZ
SUE SHAWL

Ordinance No. ___

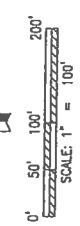
Approved for Recording:
this ___ day of ___, 20__

Wayne County Map Office
JENNIFER WISKARD

Transferred:
this ___ day of ___, 20__

Wayne County Auditor's Office

Filed for record in Wayne Co., Ohio



REFERENCE SURVEY:
'S'-327
'KK'-280

BASIS OF BEARING:
The bearings shown hereon are
relative to the true north of the
STATE PLANE COORDINATE SYSTEM,
NAD 83 DATUM

AUDITOR:	DATE:	AT:
RECORDER:	INSTRUMENT #	
TOTAL:	PLAT VOL.	PAGE
	FEE \$	

By: Mark E. Purdy, P.S. #7307 Date 8-13-19



SHAFER, JOHNSTON, LICHTENWALTER
& ASSOCIATES, INC.
Consulting Engineers & Surveyors
3477 Commerce Parkway, Suite C
Wooster, Ohio 44691
TEL (330) 345-6377 FAX (330) 345-6725 EMAIL jll@sejnc.com



WAYNE COUNTY COMMISSIONERS

Ron Amstutz ★ Rebecca S. Foster ★ Sue A. Smail

April 9, 2020

Atty. Robert J. Reynolds
441 W. Liberty St.
Wooster, OH 44691

RE: Petition for Annexation 2020-A2 Regular

(25.345 acres) from Wayne Twp. to the City of Wooster

Petitioners: Wooster City School District & City of Wooster

Agent for the Petitioners: Robert J. Reynolds

Upon receipt of the above Petition filed April 8, 2020 and according to Ohio Revised Code, this letter serves as notice to the Agent for Petitioners of the Public Hearing date which has been scheduled for Wednesday, June 10, 2020 immediately following the Wayne County Board of Commissioners' 9:00a.m. Session.

The location for the hearing is scheduled to be the Wayne County Administration Bldg. 2nd floor meeting room at 428 W. Liberty St., Wooster, Ohio 44691.

Diane Austen, Clerk of the Board
Wayne County Commissioners

PROOF OF PUBLICATION

Now comes Robert J. Reynolds, Agent for Wooster City School District and City of Wooster, and hereby files proof of publication of the Notice of Annexation Petition filed herein. Attached hereto is the affidavit from the authorized representative of the Wooster Daily Record evidencing that fact.



Robert J. Reynolds, Agent
441 W. Liberty Street
Wooster, OH 44691
(330) 264-1150
breynolds@reynoldslaw.org

AYNE CO COMMISSIONERS
2020 MAY 18 PM3:53

Gatehouse Media
P.O. Box 918
Wooster, OH 44691
Phone: 330-264-1125
Fax: 330-264-3756

I, Elizabeth Miles, being first duly sworn depose
and say that I am Office Manager of
THE WOOSTER DAILY RECORD

THE WOOSTER DAILY RECORD, a newspaper printed
and published in the city of Wooster, and of
General circulation in the County of Wayne,
State of Ohio, and personal knowledge of the
facts herein stated and that the notice hereto
annexed was Published in said newspaper, commencing on the
1st day of May 2020.

Elizabeth Miles

Elizabeth Miles

Name of Account: Reynolds Law Office

Ad Number: 12645294

Day(s) published: May 1, 2020

Sworn to and described before me this
8 day of May, 2020

Margaret A. Jacobs



MARGARET A. JACOBS

Notary Public, State of Ohio

My Commission Expires Feb. 21, 2021

PUBLIC NOTICE

You will hereby take notice that a Petition for the annexation of 25.345 acres, more or less, located in Township of Wayne, County of Wayne, State of Ohio, to the City of Wooster, County of Wayne, State of Ohio, was filed in the office of the Board of County Commissioners of Wayne County, Ohio, on the 8th day of April, 2020 at 11:14 a.m. The office of the Board of Wayne County Commissioners has scheduled a public hearing on the Petition for Annexation for Wednesday, June 10, 2020 immediately following the Wayne County Board of Commissioners 9:00 a.m. session. The hearing will take place in the Wayne County Administration Building 2nd Floor Meeting Room, 428 W. Liberty Street, Wooster, Ohio 44691. There are two owners of real estate listed on the petition and Robert J. Reynolds is the agent for the petitioners. A map and legal description of the territory to be annexed and a copy of the Petition for Annexation can be reviewed at the office of the Board of Wayne County Commissioners at 428 W. Liberty Street, Wooster, Ohio 44691. This notification is being given pursuant to and in accordance with Ohio Revised Code Section 709.03.
Publish Wooster Daily Record
May 1, 2020

PETITION FOR ANNEXATION

We, the undersigned, being a majority of the owners of real estate in the territory hereinafter described, hereby petition for the annexation of the following described territory to the City of Wooster, Wayne County, Ohio, in the manner provided for by Sections 709.02 to 709.11 of the Revised Code of Ohio.

Petitioners have attached hereto and made a part of this petition a legal description of the perimeter of the territory sought to be annexed, marked as Exhibit "A".

The described territory is contiguous with the City of Wooster, Ohio.

Petitioners have attached hereto and made a part of this petition, an accurate map or plat of the territory sought to be annexed, marked Exhibit "B".

Robert J. Reynolds is hereby appointed agent for the undersigned Petitioners as required by Revised Code Section 709.02(C)(3), with full power and authority hereby granted to said agent to amend, alter, change, correct, withdraw, refile, substitute, compromise, increase or delete the area, to do any and all things essential thereto, and to take any action necessary for obtaining the granting of this Petition. Said amendment, alteration, change, correction, withdrawal, refiling, substitution, compromise, increase or deletion or other things or action for granting of this Petition shall be made in the Petition, description and plat by said agent without further expressed consent of the Petitioners.



Robert J. Reynolds, Agent
441 W. Liberty Street
Wooster, OH 44691
(330) 264-1150
breynolds@reynoldslaw.org

WOOSTER CITY SCHOOL DISTRICT

By: 
Michael Tefs, Superintendent


Date: 3/23/2020

CITY OF WOOSTER

By: 
Robert F. Breneman, Mayor

Date: 3-5-2020

I hereby certify this is a true and correct copy of the original on file.


Wayne County Commissioners
Diane L. Auster, clerk

SCHEDULE OF ADJOINING PARCELS
O.R.C. Section 709.02(D)

Name of Property Owner	Mailing Address	Permanent Parcel No.
Board of Education Wooster City	144 N. Market Street, Wooster, OH 44691	67-02873.603 67-02515.000
Kyle W. Oswald	2583 Oak Hill Rd, Wooster, OH 44691	53-01148.000
Suzanne Rumbaugh TOD etal	231 Kinney Drive, Wooster, OH 44691	53-01060.000
Suzanne Rumbaugh TOD etal	1500 S. Honeytown Road, Wooster, OH 44691	67-00781.000
T. Snyder Properties LLC	2058 Autumn Run, Wooster, OH 44691	67-00767.000
Craig A. Herzog Successor Trustee	727 Skylark Drive, Wooster, OH 44691	67-01711.000
Midnight Holdings LLC	4255 Huntington Woods, Wooster, OH 44691	67-00891.000
Terrance J. & Christine D. Carrabine	711 Skylark Drive, Wooster, OH 44691	67-00831.000
Matthew W. Giordano	801 Skylark Drive, Wooster, OH 44691	67-01717.000
Donna L. Gerber	6220 Secrest Road, Wooster, OH 44691	67-01207.000
Super Veal, Inc.	964 Greensview Dr., Wooster, OH 44691	67-01793.000
Donald S. & Cheryl A. Ackerman	657 Skylark Drive, Wooster, OH 44691	67-00431.000
Karen Archer	649 Skylark Drive, Wooster, OH 44691	67-00591.000
Dianna L. & William R. Kauf	637 Skylark Drive, Wooster, OH 44691	67-01360.000
Gregory D. Wilcox	3419 Tamarack Lane, Wooster, OH 44691	67-01355.000
Neil R. & Dawn M. Topovski	2586 Oak Hill Road, Wooster, OH 44691	53-00881.003
Joel A. & Marlane L. Kennedy	2650 Oak Hill Road, Wooster, OH 44691	53-00881.006
John E. & Carolyn F. Amiet	2660 Oak Hill Road, Wooster, OH 44691	53-00881.005
Kenneth E. Shafer & Christine Kovach Co-Trustees	2670 Oak Hill Road, Wooster, OH 44691	53-00881.000
The City of Wooster	538 N. Market St., P.O. Box 1128, Wooster, OH 44691	67-02942.000
Wooster Church of the Nazarene	3100 Oak Hill Road, Wooster, OH 44691	67-02942.001

Submitted By:



Robert A. Reynolds, Agent

**SCHEDULE OF PARCELS FOR ANNEXATION
O.R.C. Section 709.02(D)**

Name of Property Owner	Mailing Address	Permanent Parcel No.
The Wooster City School District	144 N. Market Street, Wooster, OH 44691	53-01626.000 53-00145.000
City of Wooster	P.O. Box 1128, Wooster, OH 44691	53-00145.002 53-01626.001

Submitted By:



**Robert J. Reynolds, Agent for The
Wooster City School District and City of
Wooster**

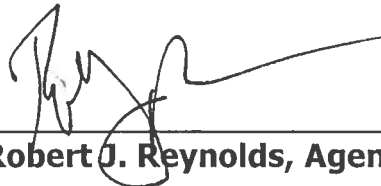
NOTICE OF PETITION FOR ANNEXATION

To: Tammy E. Polen, Clerk
Wayne Township
2463 Oak Hill Rd.
Wooster, OH 44691

Lynne DePaulo, Clerk
Wooster City Council
538 N. Market St.
Wooster, OH 44691

Please take notice that on April 8, 2020 at 11:14 A.M., a Petition for Annexation was filed with the Wayne County Commissioners. A copy of that Petition is attached, together with a copy of all other documents that accompanied the petition.

A hearing on this petition will take place before the Wayne County Commissioners on June 10, 2020, at 9:00 A.M., in the 2nd Floor Meeting Room, Wayne County Administration Building, 428 W. Liberty Street, Wooster, Ohio 44691.



Robert J. Reynolds, Agent for Petitioners

WAYNE CO COMMISSIONERS
2020 APR 28 PM2:27

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Tammy E. Polen, Clerk
Wayne Township
2463 Oak Hill Rd.
Wooster, OH 44691



9590 9402 5229 9122 9819 65

2. Article Number (Transfer from service label)

7016 2140 0000 9247 4766

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X ☐ Agent

B. Received by (Printed Name)

T. POLEN ☐ Address

C. Date of Delivery

4-21-2

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- | | |
|--|---|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input checked="" type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Insured Mail | |
| <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) | |

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Lynne DePaulo, Clerk
Wooster City Council
538 N. Market St.
Wooster, OH 44691



9590 9402 5229 9122 9819 72

2. Article Number (Transfer from service label)

7016 2140 0000 9247 4780

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X ☐ Agent

B. Received by (Printed Name)

Lynne DePaulo ☐ Address

C. Date of Delivery

4/17

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- | | |
|--|---|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input checked="" type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Insured Mail | |
| <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) | |

Domestic Return Receipt



WAYNE COUNTY ENGINEER'S OFFICE
SCOTT A. MILLER, P.E., P.S.
WAYNE COUNTY ENGINEER

June 8, 2020

Board of Wayne County Commissioners
428 West Liberty Street
Wooster, OH 44691

**RE: Annexation 25.345 Acres from Wayne Twp. to the City of Wooster
County Engineer's Report**

Dear Honorable Commissioners:

My office has reviewed the annexation plat and legal description of the 25.345 acre parcel currently under consideration for annexation to the City of Wooster.

The annexation plat and legal description is accurate and correct pursuant to Ohio Revised Code 709.031.

If you have any questions or need additional information, please do not hesitate to contact John Zaranec, P.S. or myself.

Sincerely,

Scott A. Miller, P.E., P.S.
Wayne County Engineer

cc: File

Diane Austen

From: John Zaranec <JMZ@wayne-county-engineer.com>
Sent: Friday, April 10, 2020 2:48 PM
To: Scott A Miller
Cc: Patrick Herron; William Bartos; Diane Austen
Subject: RE: Annexation

Scott,
Both look fine to me.
Thanks JZ

Sent from my Verizon. Samsung Galaxy smartphone

----- Original message -----

From: Scott A Miller <sam@wayne-county-engineer.com>
Date: 4/9/20 9:48 AM (GMT-05:00)
To: John Zaranec <JMZ@wayne-county-engineer.com>
Cc: Patrick Herron <pcherron@wayneohio.org>, William Bartos <wbartos@wayneohio.org>, Diane Austen <dausten@wayneohio.org>
Subject: FW: Annexation

John,

Please review for accuracy of the attached two annexations.

One is a regular annexation: Reynolds Regular Annexation 04-08-2020.pdf

Second is a Type 2 Expedited Annexation: Reynolds Type 2 Annexation 04-08-2020.pdf

Thanks,

Scott

Scott A. Miller, P.E., P.S.
Wayne County Engineer
3151 West Old Lincoln Way
Wooster, OH 44691

Office: 330-287-5500
Cell: 330-641-8405
Fax: 330-287-5520

-----Original Message-----

From: Diane Austen <dausten@wayneohio.org>
Sent: Wednesday, April 8, 2020 3:07 PM
To: Scott A Miller <sam@wayne-county-engineer.com>
Cc: Patrick Herron <pcherron@wayneohio.org>; William Bartos <wbartos@wayneohio.org>
Subject: FW: Annexation

Resolution

No. 2020-184

Board of Wayne County Commissioners
Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: April 15, 2020

Subject: **Resolution to Enter Upon the Wayne County Commissioners' Journal
the Filing of a Petition for Annexation (2020-A2 Regular)**

It was moved by Commissioner Amstutz and seconded by Commissioner Smail that the following resolution be adopted:

Record of the following Petition for Annexation is hereby entered upon the Wayne County Commissioners' Journal.

Petition for Annexation 2020-A2 Regular

25.345 acres from Wayne Twp. to the City of Wooster

Petitioners: Wooster City School District & City of Wooster

Agent for the Petitioners: Robert J. Reynolds

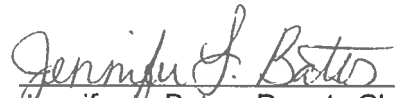
Public Hearing is set on Wednesday, June 10, 2020, immediately following the Commissioners' 9:00a.m. Session at the Wayne County Administration Bldg., 428 W. Liberty St., Wooster, Ohio in the Commissioners' 2nd floor meeting room.

As required by Ohio Revised Code for a Regular Annexation, notice of Public Hearing was mailed to the Agent for the Petitioner(s) within 5 days of Petition filing date.

The vote is as follows: Ron Amstutz yea Rebecca S. Foster yea Sue A. Smail yea

CERTIFICATE

I, Jennifer L. Bates, Deputy Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.


Jennifer L. Bates, Deputy Clerk



WAYNE COUNTY
COMMISSIONERS

Ron Amstutz ★ Rebecca S. Foster ★ Sue A. Smail

April 9, 2020

Atty. Robert J. Reynolds
441 W. Liberty St.
Wooster, OH 44691

RE: Petition for Annexation 2020-A2 Regular

(25.345 acres) from Wayne Twp. to the City of Wooster

Petitioners: Wooster City School District & City of Wooster

Agent for the Petitioners: Robert J. Reynolds

Upon receipt of the above Petition filed April 8, 2020 and according to Ohio Revised Code, this letter serves as notice to the Agent for Petitioners of the Public Hearing date which has been scheduled for Wednesday, June 10, 2020 immediately following the Wayne County Board of Commissioners' 9:00a.m. Session.

The location for the hearing is scheduled to be the Wayne County Administration Bldg. 2nd floor meeting room at 428 W. Liberty St., Wooster, Ohio 44691.

Diane Austen, Clerk of the Board
Wayne County Commissioners

June 10, 2020

The Board of Wayne County Commissioners met for **Public Hearing** with Commissioners Rebecca S. Foster, Sue Smail and Ron Amstutz in attendance regarding **Annexation 2020-A2.**

All those wishing to speak were sworn in by Diane Austen, Clerk of the Board of Commissioners.

Supporting Testimony:

Atty. Robert Reynolds (Agent for Petitioners):

Atty. Reynolds explained the following:

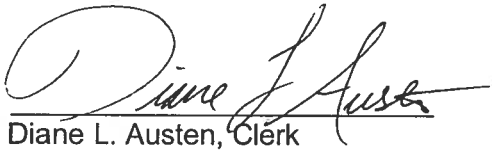
Approximately 18.5 acres of property at the SE corner of the intersection of Oldman and Oakhill Road was a gift to the Wooster City School District (district) from the Noble Foundation in January 2017. January of 2018 the last remaining occupants of the house on the NE corner passed away and the district purchased it from the trust. For a variety of reasons, the district would now like to annex the properties. In the course of doing so, it became known that the properties were not contiguous to one another due to the street between the property being owned by the City of Wooster (city), which is why the city is a part of the Annexation. Atty. Reynolds is Agent for both the city and the district. Agent for Petitioner stated no detriments exist and if approved, the City of Wooster will still own the road and there will be 2 separate lots.

Opposing Testimony:

None

Receiving no other requests to comment; the hearing was adjourned.

Attest:


Diane L. Austen, Clerk

I hereby certify this is a true and correct
copy of the original on file.
Robert Reynolds
Clerk, Wooster City Council

ORDINANCE NO. 2020-11

AN ORDINANCE STATING TO THE WAYNE COUNTY COMMISSIONERS, PURSUANT TO REVISED CODE SECTION 709.023, THE SERVICES WHICH THE CITY OF WOOSTER WOULD BE ABLE TO PROVIDE FOR A MULTIPLE PARCEL SITE KNOWN AS PARCELS 53-00145.000, 53-00145.002, 53-01626.001 AND 53-01626.000 WHICH ARE CONTIGUOUS TO THE CITY OF WOOSTER, AND DECLARING AN EMERGENCY. (Robert Reynolds, Esq., Agent for Petitioners The Wooster City School District and The City of Wooster)

WHEREAS, Robert Reynolds, Esq., agent for Petitioners, has, pursuant to Revised Code Section 709.023, filed a petition with the Wayne County Commissioners seeking annexation of 25.345 acres of land owned by petitioners in Wayne Township, adjacent to the City of Wooster (a map of said area is attached hereto); and

WHEREAS, Revised Code Section 709.023 provides that upon the clerk of the municipal legislative authority receiving notice of a proposed annexation, the municipal legislative authority shall, by ordinance or resolution, adopt a statement indicating what services, if any, the municipal corporation will be able to provide upon annexation of the territory proposed for annexation.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WOOSTER, OHIO:

SECTION 1: That upon annexation to the City of Wooster, the land contained in the petition for annexation would receive the following services from the City of Wooster:

- A. Police protection from the full-time police department of the City of Wooster; and fire protection and emergency squad services from the full-time fire department of the City of Wooster. The projected response time for first arriving fire and emergency units is 4 minutes. Full force travel time would be 10 minutes from stations #1 and #3. These services would be immediately available, and the addition of this area as an R-1 residential district would have little impact to Fire and Police divisions. Higher density commercial or residential development would not affect response times, but could increase call volumes, and require additional safety forces staffing in the future.
- B. A sixteen-inch water line is located along Oak Hill Road, immediately adjacent to the territory proposed for annexation and immediately accessible for extension thereto. The water plant and water resources of the City of Wooster have sufficient capacity to serve this property. This service would be immediately available upon the Petitioners paying the necessary fees and obtaining the necessary permits.
- C. An eight-inch sanitary sewer is located on Monterey Street, approximately 300 feet south of the territory proposed for annexation and immediately accessible for extension thereto. The water pollution control plant has sufficient capacity to serve

this property. This service would be immediately available upon the Petitioners paying the necessary fees and obtaining the necessary permits. Future, higher density development of the site may require upgrades to the sanitary lift station.

- D. The City would also provide miscellaneous other city services, including, but not limited to, residential solid waste pickup, maintenance of dedicated streets and access to parks and recreation facilities. These services would be immediately available.

SECTION 2. This Council finds and declares that all formal actions concerning and relating to the adoption of this resolution occurred in an open meeting of this Council or its committees, in compliance with law.

SECTION 3. This Resolution is hereby declared to be an emergency measure necessary to the immediate preservation of the public health, peace, safety and welfare of the City or providing for the usual daily operation of a municipal department or division, and for the further reason that it is necessary to act pursuant to statute to provide timely notice to the Wayne County Commissioners of services which the City would provide in order to facilitate the orderly process of annexation; wherefore, this Resolution shall be in full force and effect from and immediately after its passage and approval by the Mayor; provided it receives the affirmative vote of at least three-fourths of the members of the Council; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

1st reading 4-20-20 2nd reading → 3rd reading 4-20-20

Passed: 4-30, 2020

Vote: 7-0

Attest:

Lynne DePaulo
Clerk of Council
Lynne DePaulo

Michael G. Buytendyk
President of Council
Michael G. Buytendyk

Approved: April 21, 2020

Robert F. Breneman
Mayor Robert F. Breneman

Introduced by: Craig Sanders

Resolution

No. 2020-297

Board of Wayne County Commissioners

Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: June 17, 2020

Subject: **Approval of a Regular Annexation to the City of Wooster, Wayne County, Ohio (2020-A2 Regular ORC 709.02)**

It was moved by Commissioner Amstutz and seconded by Commissioner Smail that the following resolution be adopted:

WHEREAS, on April 8, Atty. Robert J. Reynolds, on behalf of Petitioners filed with the Board of County Commissioners, Wayne County, Ohio, a Petition for Annexation to the City of Wooster, County of Wayne, pursuant to RC 709.02 which Petition was entered on the journal on April 15, 2020, pursuant to Resolution No. 2020-184; and

WHEREAS, said Petition is valid in that:

1. The Petition conforms to all of the statutory requirements outlined in Chapter 709 of the Ohio Revised Code and contains all of the matters required by RC 709.02.
2. RC 709.02(C)(1) requires signatures from at least 51% of property owner(s), this Petition is signed by 100% of the owner(s) of the territory proposed to be annexed and no signature is dated more than 180 days before the date of the filing of the Petition [RC 709.02(C)(1)].
3. The Petition includes an accurate legal description of the perimeter and an accurate map or plat of the territory proposed for annexation [RC 709.02(C)(2)].
4. The Petition names authorized agent for the Petitioner(s) [RC 709.02(C)(3)].
5. The Petition includes a list of all tracts, lots, or parcels proposed to be annexed; and all tracts, lots or parcels located adjacent to the territory to be annexed or directly across the road when a road is adjacent to the territory to be annexed, including the name and mailing address of the owner of each tract, lot or parcel, and the auditor's permanent parcel number for each tract or parcel [RC 709.02(D)];
6. Any owner that is a firm, trustee or corporation has been signed by a person authorized to sign for that entity [RC 709.02(E)];
7. The City of Wooster has complied with RC 709.03(D) by adopting Ordinance No. 2020-12, which indicates what services it will provide upon annexation, and the approximate date it will provide such services.

WHEREAS, Agent for the Petitioner(s), caused written notice of hearing to be sent to all owners of property adjacent to the property to be annexed and caused a notice of hearing to be published; and

WHEREAS, a hearing on this Petition was held by this Board on June 10, 2020, in the Commissioners' Meeting Room, 428 W. Liberty St., Wooster, Ohio; and

WHEREAS, the record in this matter consists of the following:

- a. The Annexation Petition;
- b. The Notice of Petition for Annexation;
- c. A certification that notice of the filing of the Petition for Annexation was served by publication and by certified mail;
- d. The Ordinance or Resolution from the municipal corporation indicating the services that will be provided;
- e. Digital Recording of Public Hearing prepared by Clerk of the Board of Wayne County Commissioners approved by the Board on June 17, 2020;

WHEREAS, based upon a preponderance of the substantial, reliable and probative evidence found within the record, this Board finds that:

1. The requirements stated in 709.033(A)(1) – (3) have been met, as stated above.
2. The territory proposed to be annexed is not unreasonably large.
3. On balance, the general good of the territory proposed to be annexed will be served, and the benefits to the territory proposed to be annexed and the surrounding areas will outweigh the detriments to the territory proposed to be annexed and the surrounding area RC 709.033(A)(5).
4. No street or highway will be divided or segmented by the boundary line between a township and the municipality as to create a road maintenance problem.


IT IS HEREBY RESOLVED that the Petition for Annexation be granted.

IT IS FURTHER RESOLVED that a certified copy of this Resolution be sent to the City of Wooster Clerk of Council, Fiscal Officer of Wayne Township and to the Agent for the Petitioner(s); and then if no appeal is filed within 30 days, certified copies of this Resolution, Petition, map, Statement of Services and all other papers on file along with the minutes of these proceedings be delivered to the City of Wooster Clerk of Council in accordance with RC 709.033.

The vote is as follows: Ron Amstutz yea Rebecca S. Foster yea Sue A. Smail yea

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.


Diane L. Austen, Clerk

Subject **Revision on Wooster City Map 160**
From Steve Gasbarre <steve.gasbarre@co.wayne.oh.us>
To Wayne County Tax Map Office <mapoffice@co.wayne.oh.us>
Date 2020/12/23 2:25 pm



Hi,

While talking with commissioner Sue Smail a few weeks back I noticed that a recent annexation (now on Wooster Map 263) is partially included on a now blank area of map Wooster City Map 160. A reference to Wooster City Map 263 probably should be referenced in this NW portion of Wooster City Map 160. References to Wooster City Map 263 are already included on Wayne Twp maps 28-NW and 28-SW, though on 28-NW it is 'WC.236', instead of 'WC.263'.

Thanks.

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Steve Gasbarre
GIS Technician
Wayne County Auditor's Office
steve.gasbarre@co.wayne.oh.us
(330) 287-5411