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Clerk-of-Council
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WAYNE COUNTY TAX MAP
Initials SD FILE# 2021-3111
DATE 8 / 20 / 2021
IDENT. CW.02-NE / NO.002

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


CERTIFICATE OF EXPEDITED ANNEXATION FILING

The City of Norton is submitting for filing in the Wayne County Recorder's Office an Expedited Annexation of a 1.9473 area presently located in Chippewa Township and to be known as the "JBG Annexation" with the following supporting documentation:

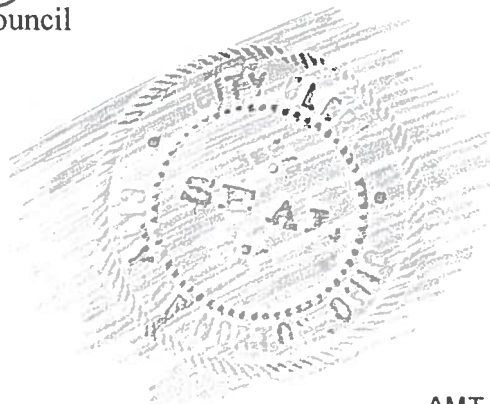
1. Petition from JGB and Associates LTD, annexation description of 1.9473 acre and Annexation Map;
2. Board of Wayne County Commissioners Resolution No. 2020-500 as adopted on November 4, 2020 and certified by Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio;
3. City of Norton Ordinance No. 2-2021 as adopted on January 25, 2021 and approved by Mayor Zita on January 25, 2021 becoming effective on January 25, 2021;
4. All appropriate recording fees as determined by the Wayne County Recorder.


Please note as directed in Ordinance No. 2-2021 Section 2, a copy of the ordinance was provided to Wayne County Auditor, Wayne County Recorder, Summit County Fiscal Officer, Ohio Secretary of State, the Boards of Elections for Wayne County and Summit County. Please advise if other parties require a certified copy of this ordinance.

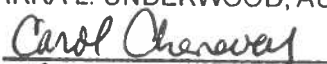
By Order of the Council of the City of Norton.


Kerry Macomber, CMC
Clerk of Council

8-20-21
Date



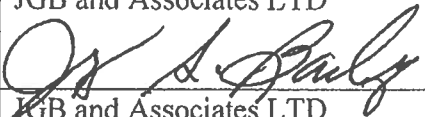
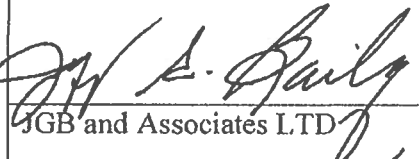
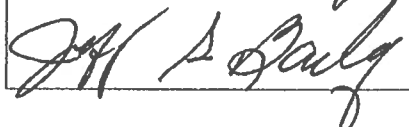

08/20/2021 12:22 PM
Filed for Record in WAYNE County, Ohio
Jane Carmichael Rec Fees: \$82.00
ANEX OR Vol 33 Pgs 22 - 29

AMT. PD \$1.50 DATE 08 / 20 / 2021
JARRA L. UNDERWOOD, AUDITOR
 DEPUTY
Carol Cherney

PETITION FOR ANNEXATION

We (I) the undersigned Petitioner(s) agree to have our (my) property annexed to the City of Norton as an Expedited Type 2 Annexation. Specifically, we (I) request the Board of Commissioners to follow Ohio Revised Code Section 709.023. Petitioner(s) further agree to have Robert M. Fowler or his designee serve as agent on Petitioner(s) behalf.

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.

NAME (PRINTED as on Deed with SIGNATURE below)	TAX MAILING ADDRESS	ACREAGE OR PROPERTY ADDRESS	PARCEL #
JGB and Associates LTD 	5315 S. Hametown Rd Norton, OH 44203	.67 acres	12-02110.000
JGB and Associates LTD 	5315 S. Hametown Rd Norton, OH 44203	.5 acres	12-00070.000
JGB and Associates LTD 	5315 S. Hametown Rd Norton, OH 44203	.769	12-00341.000

ANNEXATION NAME: JGB Annexation

Date: 8-26-20

I hereby certify that the foregoing is a true and accurate copy of Ord. No. 2-2021 Exh A as taken from the records on file in the office of the Norton City Council.

8-20-21
Date


Kerry Macomber - Clerk of Council

Annexation Description
1.9473 Acre

Situated in the State of Ohio, County of Wayne, Original Township of Chippewa, Northeast Quarter of Section 2, Township 18, Range 11, Congress Lands North of the Seven Ranges, and being all of Parcel A,B, and V as conveyed to JGB and Associates, LTD. by Official Record 909, Page 1623 of said county records and bounded and described as follows:

BEGINNING at a 1 inch rebar found at the intersection of centerlines of Eastern Road (County Road 150, width varies) and Hametown Road (County Road 169, 60 feet wide), on the south line of Summit County and the north line of Wayne County, at the northwest corner of Section 1 and the northeast corner of said Section 2;

1) Thence on the centerline of said Hametown Road, the west line of said Section 1, and the east line of said Section 2, **South 0 degrees 41 minutes 13 seconds East**, a distance of **120.00 feet**, to the northeast corner of a parcel conveyed to Paul C. Racine as recorded in Official Record 652, Page 170;

2) Thence on the north line of said Racine parcel, **South 89 degrees 28 minutes 21 seconds West**, a distance of **181.44 feet** to a 1 inch pipe found at the northwest corner of said Racine parcel, passing over a rebar set on the west right of way line of said Hametown Road at 30.00 feet;

3) Thence on the west line of said Racine parcel, **South 0 degrees 40 minutes 24 seconds East**, a distance of **41.77 feet**, to a rebar set at the northeast corner of a parcel conveyed to Summit Properties Management, Inc. as recorded in Official Record 997, Page 160;

4) Thence on the north line of said Summit Properties Management, Inc. parcel, **South 89 degrees 26 minutes 18 seconds West**, a distance of **388.92 feet**, to a rebar set at the southeast corner of a parcel conveyed to BML Properties, LLC, as recorded in Official Record 910, Page 5848, passing over a 1 1/2 inch pipe found at 71.53 feet;

5) Thence on the east line of said BML Properties, LLC, **North 0 degrees 50 minutes 18 seconds West**, a distance of **162.20 feet**, to the centerline of said Eastern Road, the north line of said Section 2, and said County line, passing over a rebar set on the south right of way line of said Eastern Road at 132.20 feet;

4) Thence on the centerline of said Eastern Road, the north line of said Section 2, and said County line, **North 89 degrees 29 minutes 32 seconds East**, a distance of **570.80 feet**, to the **Point of Beginning**, containing 1.9473 acres (84,825 sq.ft.), of which 0.4551 acres (19,823 sq.ft.) are in the right of way, and being all of Wayne County Auditor's Parcel Numbers 12-02110.000, 12-00070.000, 12-00341.000.

All rebar set are 5/8 inch diameter by 30 inch long rebar with cap marked "GPD"

The bearings for this description are based on Grid North, of the Ohio State Plane Coordinate System, North Zone, NAD83(2011) as determined by GNSS measurements tied to the Ohio Department of Transportation's VRS system.

This description was prepared and reviewed under the supervision of Steven L. Mullaney, Professional Surveyor No. 7900 from an actual field survey, in August 2020.



Glaus, Pyle, Schomer, Burns, & DeHaven, Inc.
 dba GPD Group

Steven L. Mullaney 09/11/2020
 Steven L. Mullaney, P.S.
 Ohio Professional Surveyor No. 7900

Resolution

No. 2020-560

Board of Wayne County Commissioners

Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: November 4, 2020

Subject: **Granting of Petition for Annexation (2020-A6 Expedited Type 2)**

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

WHEREAS, the following Petition was received on October 9, 2020; and

Petition for Annexation 2020-A6 Type 2

Chippewa Twp. – City of Norton

Petitioners: JGB & Associates, LTD

Agent for the Petitioners: Robert Fowler

WHEREAS, conditions listed in Ohio Revised Code 709.23(E) have been met; and

WHEREAS, the Wayne County Engineer's Office has confirmed the accuracy of the map/plat in the Petition; and

WHEREAS, Division (D) of Section 709.023 of the Ohio Revised Code provides the legislative authority of the municipal corporation to which annexation is proposed and each township, any portion of which is included within the territory proposed for annexation, with a period of twenty five days after the annexation petition is filed to consent or object to the proposed annexation; and

WHEREAS, failure of said municipal corporation or township(s) to timely file an ordinance or resolution consenting or objecting to the proposed annexation shall be deemed to constitute consent; and

WHEREAS, Division (D) of Section 709.023 of the Ohio Revised Code obligates this Board to grant the proposed annexation if said municipal corporation and township(s) give the consent referenced above; and

WHEREAS, no objections were received from the City of Norton or Chippewa Township during the twenty-five-day objection period.

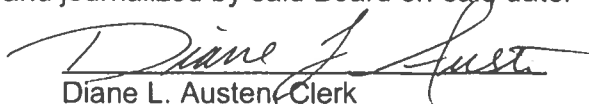
NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Wayne County, Ohio, that the Petition for Annexation referenced above is granted, and the resolution, petition, map, and all other papers on file shall be provided to the City of Norton; and

BE IT FURTHER RESOLVED, a copy of this resolution shall be provided to the Wayne Co. Auditor.

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

CITY OF NORTON

ORDINANCE NO. 2-2021

AN ORDINANCE ACCEPTING THE PETITION FOR ANNEXATION OF LAND BY THE PROPERTY OWNERS IN THE JGB ANNEXATION AREA, LOCATED IN CHIPPEWA TOWNSHIP, WAYNE COUNTY, TO THE CITY OF NORTON; AND DECLARING AN EMERGENCY.

WHEREAS, on October 9, 2020, pursuant to Ohio Revised Code Section 709.023, the property owners seeking the annexation of 1.9473 acres of real property in Chippewa Township, Wayne County, Ohio (the "Property"), contiguous to the City of Norton (the "City"), filed a Petition for Annexation (the "Petition") of their property to the City with the Board of County Commissioners of Wayne County, Ohio, a copy of which is attached hereto as Exhibit "A", notice of which was duly served upon the City as prescribed by law; and,

WHEREAS, pursuant to Ohio Revised Code Section 709.023(C), the City adopted Resolution No. 086-2020 on October 13, 2020, which Resolution indicates the type and scope of services the City will provide to the territory upon annexation to the City; and,

WHEREAS, on November 9, 2020 a certified copy of Resolution No. 086-2020 was received by the office of the Clerk of the Board of Wayne County Commissioners (the "Board of Commissioners"); and,

WHEREAS, the Petition came on for public hearing before the Board of Commissioners on November 4, 2020; and,

WHEREAS, pursuant to an action of the Board of Commissioners after that hearing, the Clerk of the Board of Commissioners entered on the journal of the Board of Commissioners an order approving the annexation according to law, certified the transcript for the proceeding in connection with the annexation and filed it with the Clerk of Council of the City on November 9th, 2020; and,

WHEREAS, pursuant to Ohio Revised Code Section 709.04, the Clerk of Council is required to place before this Council the annexation documents at the next regular meeting of this Council following the expiration of 60 days from the receipt by her; and,

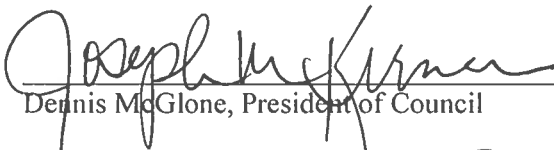
WHEREAS, this Council is required to accept or reject the Petition within 120 days thereafter.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Norton, Summit and Wayne Counties, State of Ohio:

- Section 1. The proposed annexation of 1.9473 acres from Chippewa Township, Wayne County, Ohio to the City, a petition for which was filed with the Board of Commissioners on October 9, 2020, and approved by the Board of Commissioners on November 4, 2020, be and the same is hereby accepted. The Resolution of the Board of Commissioner's approval and the Petition, which graphically depicts and describes the territory that is the subject of the annexation, are attached hereto as Exhibit "A" and incorporated herein. The certified transcript of the proceedings of the Board of Commissioners has been on file with the Clerk of this Council for 60 days.
- Section 2. The Clerk of Council is hereby authorized and directed to make 4 copies of this Ordinance, to each of which shall be attached a copy of the map accompanying the Petition for Annexation, a copy of the transcript of the proceedings of the Board of County Commissioners relating thereto and a certificate as to the correctness thereof. The Clerk of Council shall then deliver one copy to the Wayne County Auditor, one copy to the Wayne County Recorder, one copy to the Summit County Fiscal Officer and one copy to the Secretary of State and shall file notice of this annexation with the Board of Elections of Wayne County and the Board of Elections of Summit County within 30 days after this Ordinance becomes effective, and further the Clerk of Council shall do all other things with respect to the action taken by the Ordinance as may be required by law.
- Section 3. All formal actions of this Council related to this Ordinance and all deliberations of the Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with legal requirements, including section 121.22 of the Ohio Revised Code.
- Section 4. This Ordinance is an emergency measure necessary for the preservation of the public peace, health, safety, convenience, and welfare of the City of Norton and the inhabitants thereof, and permits the City to timely complete the annexation of the Property in furtherance of the authorized purposes of the City, and provided it receives the approval of two-thirds of the members of Council, shall be in full force and effect from and after its passage and approval by the Mayor, or otherwise take effect and be in full force from and after the earliest period allowed by law.

Emergency Vote: 7 Yeas 0 Nays

Date passed: 1-25-2021


Dennis McGlone, President of Council
Date submitted to the Mayor 1-25-2021

Attest: Kerry Macomber
Kerry Macomber, Clerk of Council

Demetrius M. Zita
Mike Zita, Mayor (Acting mayor)

Date approved by the Mayor 1-25-2021

I, Kerry Macomber, Clerk of Council for the City of Norton, Summit and Wayne Counties, Ohio do hereby certify that the foregoing **Ordinance No. 2-2021** was duly and regularly passed by the Council of the City of Norton, Summit and Wayne Counties, Ohio at a meeting held on January 25, 2021.

That this legislation was posted according to law on February 18, 2021 and will become effective on January 25, 2021.

Kerry Macomber
Kerry Macomber, Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor, City of Norton, January 7, 2021.

I hereby certify that the foregoing is a true and accurate copy of Ord. No. 2-2021 as taken from the records on file in the office of the Norton City Council.

8-20-21 Kerry Macomber
Date Kerry Macomber - Clerk of Council