



**SERVICE COMMITTEE
TUESDAY JANUARY 10, 2017**

**COMMITTEE MEETING: IMMEDIATELY FOLLOWING THE SAFETY
COMMITTEE MEETING**

**PLACE: COUNCIL CHAMBERS
7232 E. MAIN ST, REYNOLDSBURG, OH 43068**

President: DOUG JOSEPH

Ward Members: Ward I – Stephen M. Cicak
Ward II – Brett Luzader
Ward III – Marshall Spalding
Ward IV - Mel Clemens

At Large Members: Barth R. Cotner
Chris Long
Dan Skinner, Esq.

* * * * *

Agenda is subject to amendment by Committee/Council at the time of the meeting.

All meetings of the Council shall be held in accordance with the general laws of Ohio pertaining to requirements for open meetings of public bodies.

If you wish to speak before City Council concerning a specific topic on the agenda, or about a specific topic not on the agenda, please complete a “Speaker Form” and give to the Clerk of Council. Forms are located in the wooden box on one of the bench seats in the atrium. Copies of the Rules of Discussion are available next to the wooden box.

*April Beggerow
Clerk of Council*

1. Call to Order
2. Approval of Agenda
3. Approval of Minutes
 - a. Service Committee – Committee Meeting – December 19, 2016
4. Discussion
 - a. Election of Chairman; Appointment of Vice Chairman
 - b. Liquor Permit Request- Fink Investments Dba Century City Market
 - c. ORDINANCE TO ACCEPT AN APPLICATION FOR ANNEXATION OF 2.231 +/- ACRES IN ETNA TOWNSHIP (10360 Taylor Road, SW; Stuart and Carolyn Yousey), COUNTY OF LICKING, STATE OF OHIO, TO THE CITY OF REYNOLDSBURG, OHIO, AND DECLARING AN EMERGENCY.

**SERVICE COMMITTEE - MEL CLEMENS
MONDAY DECEMBER 19, 2016**

**COMMITTEE MEETING: IMMEDIATELY FOLLOWING THE PREVIOUS
MEETING**

**PLACE: COUNCIL CHAMBERS
7232 E. MAIN ST, REYNOLDSBURG, OH 43068**

1. Call to Order

PRESENT: Clemens, Cicak, Luzader, Joseph
ABSENT: Spalding

2. Approval of Agenda

Agenda stands approved.

3. Approval of Minutes

a. Service Committee – Committee Meeting – December 12, 2016

Minutes stand approved.

4. Discussion

a. ORDINANCE APPROVING SPECIAL EXCEPTION USE PERMIT #174723 - (6748 E. Main Street; Proposed Use – Auto Sales); Applicant, Augustin Munyemana; Business: IR&BA Coffee, LLC. (Second Reading 12/12/2016).

RESULT:	REFERRED TO COUNCIL [UNANIMOUS]	Next: 12/19/2016 8:00 PM
MOVER:	Mel Clemens, Ward IV	
SECONDER:	Stephen Cicak	
AYES:	Clemens, Cicak, Luzader, Spalding	

Minutes Acceptance: Minutes of Dec 19, 2016 7:30 PM (Approval of Minutes)

Clerk of Council**April Beggerow****7232 E. Main Street****Reynoldsburg OHIO 43068****614-322-6836 Phone****MOTION REQUEST**

DATE: **January 10, 2017****TO:****RE:** Election of Chairman; Appointment of Vice Chairman

Clerk of Council**April Beggerow****7232 E. Main Street****Reynoldsburg OHIO 43068****614-322-6836 phone****Memo**

DATE: January 10, 2017**TO: Service Committee****CC:****RE: Liquor Permit Request- Fink Investments dba Century City Market**

New Liquor Permit request due back 1/17/2017.

NOTICE TO LEGISLATIVE
AUTHORITYOHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

2726699		NEW		FINK INVESTMENTS LLC DBA CENTURY CITY MARKET 1750 BRICE RD REYNOLDSBURG OH 43068
PERMIT NUMBER		TYPE		
ISSUE DATE				
12 14 2016				
FILING DATE				
C1 C2		PERMIT CLASSES		
25	220	B	B39958	
TAX DISTRICT		RECEIPT NO.		

FROM 12/16/2016

PERMIT NUMBER		TYPE	
ISSUE DATE			
FILING DATE			
PERMIT CLASSES			
TAX DISTRICT		RECEIPT NO.	



MAILED 12/16/2016

RESPONSES MUST BE POSTMARKED NO LATER THAN. 01/17/2017

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.
 REFER TO THIS NUMBER IN ALL INQUIRIES **B NEW 2726699**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
 THE HEARING BE HELD ☐ IN OUR COUNTY SEAT. ☐ IN COLUMBUS.

WE DO NOT REQUEST A HEARING. ☐

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title) - ☐ Clerk of County Commissioner

(Date)

☐ Clerk of City Council☐ Township Fiscal Officer

CLERK OF REYNOLDSBURG CITY COUNCIL
 7232 EAST MAIN STREET
 REYNOLDSBURG OHIO 43068

2726699 PERMIT NBR
FINK INVESTMENTS LLC
DBA CENTURY CITY MARKET
1750 BRICE RD
REYNOLDSBURG OH 43068

KATHRYN M BLAINE

12/05/2016 ACTIVE

MAN-MBR

PA2-KEY = END SESSION, CLEAR-KEY = END OPTION, ENTER-KEY = TO CONTINUE

Attachment: 2016-12-16 Fink Investments dba Century City Market (1613 : Liquor Permit Request)

Clerk of Council**April Beggerow****7232 E. Main Street****Reynoldsburg OHIO 43068****614-322-6836 Phone****ORDINANCE REQUEST**

DATE: **January 10, 2017****TO:** **Service Committee****RE:** ORDINANCE TO ACCEPT AN APPLICATION FOR ANNEXATION OF 2.231 +/-
ACRES IN ETNA TOWNSHIP (10360 Taylor Road, SW; Stuart and Carolyn Yousey),
COUNTY OF LICKING, STATE OF OHIO, TO THE CITY OF REYNOLDSBURG,
OHIO, AND DECLARING AN EMERGENCY.

Resolution for Services was passed by Reynoldsburg City Council on September 13, 2016 (Res. 77-16),

Annexation petition was granted by the Licking County Commissioners on November 22, 2016.



LICKING COUNTY BOARD OF COMMISSIONERS

ORIGINAL

CERTIFICATE OF TRANSCRIPT (Reynolds– File 8-2016)

Timothy E. Bubb
Duane H. Flowers
Rick Black

December 22, 2016

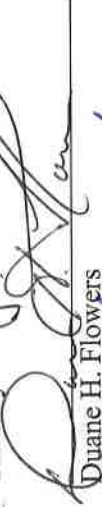
Attached hereto are all of the orders of the Board of County Commissioners; the Regular annexation petition of certain territory in Etna Township to the City of Reynoldsburg containing 2.231 +/- acres, more or less; the annexation map and all other papers on file related to the annexation proceedings that are the subject of order contained within:

ATTACHED HERETO:

1. Commissioner's Resolution 86-203 dated August 16, 2016 accepting petition and map for filing.
2. Petition, map, legal description of property, signed mylar.
3. Proof of Services to Clerks of Twp./City and Adjacent Property Owners.
4. Filing of Proof of Publication of Notice of Hearing with Affidavit of Publication.
5. City of Reynoldsburg Resolution 77-16 dated September 13, 2016 concerning services proposed for the annexation.
6. Copy of Approval letter from Engineer's Office: August 9, 2016.
7. Licking County Planning Commission Annexation Report dated Oct. 18, 2016.
8. Copy of Pre-filing letter from Commissioners Office: Aug. 1, 2016.
9. Establishing appropriation and income account Commissioner's Resolution 86-204.
10. Commissioner's Resolution 88-44 dated November 22, 2016: Granting the petition and map.
11. Copy Certified Mail/Return Receipt Cards – Filing Resolutions.
12. Annexation Hearing Agenda dated October 18, 2016.
13. Annexation Hearing Sign-In Sheet.
13. Fraley Cooper & Associated Invoice regarding transcriptionist services.

Licking County Commissioners


Timothy E. Bubb, President


Duane H. Flowers


Rick Black

City of Reynoldsburg


Clerk


Date

Donald D. Hill County Administration Building

20 S. Second St. Newark, Ohio 43055

740.670.5110 (office) • 740.670.5119 (fax) • www.lcounty.com



Timothy E. Bubb
Duane H. Flowers
Rick Black

CERTIFICATE OF TRANSCRIPT
(Reynolds– File 8-2016)

COPY

December 22, 2016

Attached hereto are all of the orders of the Board of County Commissioners; the Regular annexation petition of certain territory in Etna Township to the City of Reynoldsburg containing 2.231 +/- acres, more or less; the annexation map and all other papers on file related to the annexation proceedings that are the subject of order contained within:

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Licking County Commissioners


Timothy E. Bubb, President


Duane H. Flowers


Rick Black

City of Reynoldsburg

Clerk

Date

Donald D. Hill County Administration Building

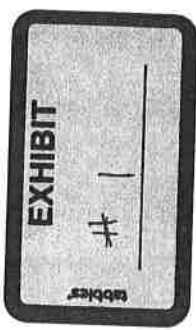
20 S. Second St.

Newark, Ohio 43055

740.670.5110 (office) • 740.670.5119 (fax) • www.lcounty.com

RESOLUTION

IN THE MATTER OF FILING PETITION AND MAP FOR REGULAR ANNEXATION AND
SETTING HEARING DATE & TIME – ETNA TOWNSHIP TO THE CITY OF
REYNOLDSBURG –CHAPMAN, AGENT– (FILE# 8-2016) - (2.231+/- ACRES) – TAYLOR
ROAD



BE IT RESOLVED by the Board of County Commissioners, County of Licking, State of Ohio:

That we did hereby receive and file a **REGULAR** type annexation petition by Chris E. Chapman, 6100 E. Main Street, Suite 108, Columbus, Ohio 43213, Agent for Petitioner, as required by ORC Section 709 to annex certain territory, adjacent and contiguous, containing 2.231 +/- acres, more or less, in Etna Township to the City of Reynoldsburg, also known as File# 8-2016; and,

BE IT FURTHER RESOLVED that the **hearing date for this annexation is set for Tuesday, October 18, 2016 at 1:30 pm and will be held in Room D on the 4th floor of the Donald D. Hill County Administration Building located at 20 South Second Street, Newark, Ohio 43055;** and,

BE IT FURTHER RESOLVED that the file date for this annexation is August 16, 2016.

Beverly Adzic
Beverly Adzic, Clerk
Licking County Commissioners

CC: Michael L. Smith, Auditor
Clerk, City of Reynoldsburg
Clerk, Etna Township Trustees
Chris Chapman, Agent
Mayor- City of Reynoldsburg
William Lozier, County Engineer
Brad Mercer, Planning Department
E-911 Department
Reynoldsburg City Engineer
ODOI
Jared Knerr, Engineer's Office

Sheriff Randy Thorp
Board of Health
Board of Elections
Board of Education
Ken Oswalt, Pros. Atty.
Bryan Long, County Recorder
Tony Stocco, Ass't Pros. Atty.
City of Reynoldsburg Water Department
Etna Township Fiscal Officer
FILE

I, Beverly Adzic, duly qualified clerk of Licking County Commissioners, do hereby certify that the foregoing document is a true and exact copy.

Motion by

seconded by

that the resolution be adopted was carried by the following vote:

YEAS:

Timothy E. Bub *

Michael E. Adzic *

NAYS:

*

*

Timothy E. Bub
Duane H. Flowers
Rick Black

Adopted: August 16, 2016

Beverly Adzic
Bev Adzic, Clerk/Administrator

Date: 7/14/16

To: The Board of County Commissioners of Licking County, Ohio
Licking County Administration Building – 4th Floor
20 South Second Street
Newark, OH 43055



RECEIVED

2016 AUG 16 P 4 46

LICKING COUNTY COMMISSIONERS

PETITION FOR REGULAR ANNEXATION OF 2.231 ACRES IN ETNA TOWNSHIP, THE CITY OF REYNOLDSBURG

(ORC 709)

The undersigned, the owners of real estate within the area hereinafter described in Exhibit "A" and consisting of two and two hundred and thirty one one-hundredths of an acre (2.231 acres) in Etna Township, Licking County, Ohio, adjacent to the City of Reynoldsburg, do hereby respectfully petition the Board of Licking County Commissioners to cause such territory to be annexed to the City of Reynoldsburg under authority of Sections 709.02 to 709.11 of the Revised Code of Ohio.

The number of owners within the area is two (2) in total.

1. Attached to this petition and made part hereof is a full legal description marked Exhibit "A".
2. Attached to this petition and made part hereof is an accurate map of the area to be annexed, marked Exhibit "B".
3. Attached to this petition and made part hereof is a list of parcels in the area to be annexed and adjacent territory that includes name of owner, mailing address of owner and permanent parcel number, marked Exhibit "C".

The undersigned petitioners do hereby designate Chris Chapman, who is located at 6100 East Main Street, Suite 108, Columbus, Ohio 43213, as their agent. His phone number is 614-759-4603; Fax number is 614-868-0029; and his email address is chris@thehelawfirm.com.

Witness our hands this 14th day of July, 2016.

Name

Address

Date

Stuart D. Yousey
Stuart D. Yousey 10360 Taylor Rd SW
Reynoldsburg, Ohio 43068

7-14-2016

Carolyn D. Yousey
Carolyn D. Yousey 10360 Taylor Rd SW
Reynoldsburg, Ohio 43068

7-14-2016

J & J Surveying Services, Inc.

7509 E. Main St.
Suite 104
Reynoldsburg, Ohio 43068

Phone 614\866-9158
Fax 614\866-9132

June 6, 2016

Description of 2.231 acres on Taylor Rd.

SITUATED in the State of Ohio, County of Licking, Township of Etna, and being a part of Lots 4 and 5 of Dexter Heights, Plat Book 8, pg. 9, conveyed to Stuart D. and Carolyn D. Yousey as Tract 2 and Tract 1, respectively, in Deed Book 689, pg. 135, Licking County Recorder's Office;

All records referred to are those of record in the Licking County Recorder's Office, unless otherwise noted;

BEGINNING at the southwest corner of the said Dexter Heights and of the said Lot 5, being a southeast corner of a 13.420 acre tract conveyed to the Board of Education, Reynoldsburg C.S.D. in Instrument (Instr.) No. 200209130034236 and a corner of a 5.700 acre tract conveyed to Terraceview Apartments, LTD in Instr. No. 201309040022621, and referenced by a found 1" iron pipe (2.00 feet, North 03 degrees 49 minutes 46 seconds East);

THENCE North 03 degrees 49 minutes 46 seconds East, a distance of 159.91 feet, along the west line of the said Lots 5 and 4, and an east line of the said 13.420 acre tract, passing the said 1" iron pipe at 2.00 feet, to a set iron pin, being the northwest corner of the said Tract 2 and a corner of the said 13.420 acre tract;

THENCE South 87 degrees 53 minutes 54 seconds East, a distance of 592.32 feet, along the north line of the said Tract 2 and a south line of the said 13.420 acre tract, and crossing the said Lot 4, to a set iron pin, being the northwest corner of a 0.211 acre tract (Parcel 5-WD) conveyed to Etna Township in Instr. No. 201607080006838 and the southwest corner of a 0.074 acre tract (Parcel 7-WD) conveyed to Etna Township in Instr. No. 201507140014604, being 33.00 feet left of Station 18+41.66, as shown on plans for Taylor Rd., LIC-TR169-4.60, on file with the Licking County Engineer;

THENCE with a curve turning to the right, with an arc length of 188.96 feet, a radius of 967.00 feet, a chord bearing of South 19 degrees 27 minutes 39 seconds West, a chord length of 188.66, and a delta angle of 11 degrees 11 minutes 47 seconds, crossing the said Lots 4 and 5, along the west line of the said 0.211 acre tract, to a set iron pin, being the southwest corner of the said 0.211 acre tract, being a point in the south line of the said Lot 5, and a point in a north line of a 10.301 acre tract conveyed to the City of Reynoldsburg in Instr. No. 199906230026426;

THENCE North 85 degrees 45 minutes 21 seconds West, a distance of 541.23 feet, along the south line of the said Lot 5, a north line of the said 10.301 acre tract, and a north line of the said 5.700 acre tract, to the point of beginning, having an area of 97,182 square feet or 2.231 acres, of which 1.589 acres is out of Lot 5 (Tract 1, Parcel No. 012-029502-00.000) and 0.642 acres is out of Lot 4 (Tract 2, Parcel No. 012-029496-00.000), according to a survey by J&J Surveying Services, Inc. on May 31, 2016, under the direct supervision of Raymond J. Wood, P.S. 7745;

The parcel described herein is part of Parcel Nos. 012-029502-00.000 and 012-029496-00.000;

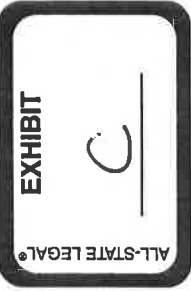
The bearings described herein are based on the Ohio State Plane Coordinate System, South Zone, NAD83 (2011). Said bearings originated from a field traverse which was referenced to said coordinate system by GPS observations and observations of selected stations in the Ohio Department of Transportation Virtual Reference Station Network. The portion of the centerline of Taylor Rd., having a bearing of N 03 degrees 49 minutes 44 seconds E, and monumented as described herein, is designated the "Basis of Bearing" for this survey.

Raymond J. Wood 6/6/16 date
Raymond J. Wood P.S. 7745



PRE-APPROVAL	
LICKING COUNTY ENGINEER	
APPROVED ☒	CONDITIONAL ☐
APPROVED BY:	DATE:
	6-16-16

4.c.a



Stuart D. Yousey and Carolyn D. Yousey
Annexation Application

Parcels to be Annexed

<u>Owner and Mailing Address</u>	<u>Parcel Address and Parcel Number</u>
Stuart and Carolyn Yousey 10360 Taylor Rd SW Reynoldsburg, OH 43068	Lot 4 PT, Dexter Heights Reynoldsburg, OH 43068 012-029496-00.000
Stuart and Carolyn Yousey 10360 Taylor Rd SW Reynoldsburg, OH 43068	Lot 5 PT, Dexter Heights Reynoldsburg, OH 43068 012-029502-00.000

Contiguous Property Owners and Parcel Numbers

<u>Owner and Mailing Address</u>	<u>Parcel Address and Parcel Number</u>
Terraceview Apartments LTD 6950 Americana Pkwy Suite A Reynoldsburg, OH 43068	10564 Taylor Rd SW Reynoldsburg, OH 43068 013-027582-00.000
Reynoldsburg City School Dist. Board of Education 7244 E Main Street Reynoldsburg, OH 43068	Taylor Rd SW Reynoldsburg, OH 43068 013-027582-00.003
Gerald and Debra Saffo 7244 E Main Street Reynoldsburg, OH 43068	10479 Taylor Rd SW Reynoldsburg, OH 43068 012-027528-00.000

AFFIDAVIT OF STUART D. YOUSEY

THE STATE OF OHIO, *FRANKLIN* COUNTY,

I, STUART D. YOUSEY, being duly sworn, hereby state as follows:

1. My name is Stuart D. Yousey.
2. I am the owner of the property located at:
Lot 4 PT, Dexter Heights
10360 Taylor Rd SW, Reynoldsburg, OH 43068
Reynoldsburg, OH 43068, 012-029496-00.000
3. I am the owner of the property located at:
Lot 5 PT, Dexter Heights
10360 Taylor Rd SW, Reynoldsburg, OH 43068
Reynoldsburg, OH 43068, 012-029502-00.000
4. I represent and warrant that I am the current owner of the aforementioned parcels as defined in O.R.C. 709.02(E).
5. As the owner of the aforementioned parcels, I represent and warrant that on the date the petition for annexation was filed with the City of Reynoldsburg, I had legal title to the parcels and had the authority to sign the petition to request that these parcels be annexed into the City of Reynoldsburg.

FURTHER AFFIANT SAYETH NAUGHT.

Stuart D. Yousey
Stuart D. Yousey
10360 Taylor Road, SW
Reynoldsburg, OH 43068

Sworn to and subscribed in my presence on July 14, 2016.

WITNESS MY HAND AND OFFICIAL SEAL.

Sherre M. Morales
NOTARY PUBLIC



AFFIDAVIT OF CAROLYN D. YOUSEY

THE STATE OF OHIO, *FRANKLIN* COUNTY,

I, STUART D. YOUSEY, being duly sworn, hereby state as follows:

1. My name is Carolyn D. Yousey.
2. I am the owner of the property located at:
Lot 4 PT, Dexter Heights
10360 Taylor Rd SW, Reynoldsburg, OH 43068
Reynoldsburg, OH 43068, 012-029496-00.000
3. I am the owner of the property located at:
Lot 5 PT, Dexter Heights
10360 Taylor Rd SW, Reynoldsburg, OH 43068
Reynoldsburg, OH 43068, 012-029502-00.000
4. I represent and warrant that I am the current owner of the aforementioned parcels as defined in O.R.C. 709.02(E).
5. As the owner of the aforementioned parcels, I represent and warrant that on the date the petition for annexation was filed with the City of Reynoldsburg, I had legal title to the parcels and had the authority to sign the petition to request that these parcels be annexed into the City of Reynoldsburg.

FURTHER AFFIANT SAYETH NAUGHT.

Carolyn D. Yousey
Carolyn D. Yousey
10360 Taylor Road, SW
Reynoldsburg, OH 43068

Sworn to and subscribed in my presence on July 14, 2016.

WITNESS MY HAND AND OFFICIAL SEAL.

Sherre M. Morales
NOTARY PUBLIC



SITUATED IN THE STATE OF OHIO, COUNTY OF LICKING,
TOWNSHIP OF ETNA, AND BEING PART OF LOTS 4 AND 5
OF DEXTER HEIGHTS, PLAT BOOK 8, PG. 9, CONVEYED
TO STUART D. AND CAROLYN D. YOUSEY AS TRACT 2
AND TRACT 1, RESPECTIVELY, IN DEED BOOK 689, PG.
135. LICKING COUNTY RECORDERS OFFICE.

BOARD OF EDUCATION
REYNOLDSBURG C.S.D.
13.420 ACRES
INSTR. NO.
200209130034236
PARCEL NO.
013-027582-00.003

STUART D. AND
CAROLYN D. YOUSEY
TRACT 1
D.B. 689, PG. 135
PARCEL NO.
012-029502-00.000

DEXTER HEIGHTS,
P.B. II, PG. 9
LOT 4

BOARD OF EDUCATION
REYNOLDSBURG C.S.D.
13.420 ACRES
INSTR. NO.
200209130034236
PARCEL NO.
013-027582-00.003

S 87°53'54" E
392.52'

LOT 4

AREA TO BE ANNEXED
97,182 SQ. FT.
2.231 ACRES

AREA OUT OF LOT 2
68,317 SQ. FT.

N 85°45'21" W
541.23'

TERRACEVIEW APARTMENTS, LTD
5.700 ACRES
INSTR. NO. 2013090+0022621
PARCEL NO. 013-027582-00,000

The within map marked Exhibit "B" and made a part of the petition of annexation filed with the Board of Commissioners of Licking County, Ohio, on _____ 20____, under Chapter 709 of the Ohio Revised Code, is submitted as an accurate map of the territory in said petition described under the requirements of said Chapter 709 of the Ohio Revised Code.

The Council for the City of Reynoldsburg, Ohio, by Ordinance No. _____ Passed this _____ day of _____ 20____, did accept this territory shown hereon for annexation to the City of Reynoldsburg, Ohio, a Municipal Corporation.

Mayor, City of Reynoldsburg

Clerk, City of Reynoldsburg

Transferred this ____ day of _____, 20__, upon the
duplicates of this office.

Containing 2.231 acres

Transfer Fee \$_____

Licking County Auditor

Received for Record _____, 20____, at
_____, (AM-PM) and recorded _____, 20____, in plain
ordinance, petition, etc. in Plant Book Volume _____, page _____.

Plot Fee \$_____
Ordinance, etc. Fee \$_____

Licking County Recorder

Agent for Petitioners

The Board of County Commissioners of Licking County, Ohio, having received a petition bearing the signed names and addresses of the parties interested in the annexation to the City of Reynoldsburg, Ohio, of the territory shown hereon and having given due consideration to the prayer of said petition, do hereby grant the same.

Board of Licking County Commissioners

Petition Received _____, 20__

Petition Approved _____, 20__

Licking County Commissioner

Licking County Commissioner

Licking County Commissioner

THIS DRAWING WAS PREPARED FROM A FIELD SURVEY, ANALYSIS OF RECORDED PLATS, RECORDED DEEDS AND SURVEY RECORDS AND IS CORRECT TO THE BEST OF OUR KNOWLEDGE.

RAYMOND L. WOOD R.S. 7745 7/25/16
DATE

0' 30' 60' 90' 120'

GRAPHIC SCALE
1" = 30'

PROPOSED LOT ANNEXATION
OF 2.231 ACRES TO THE
CITY OF REYNOLDSBURG

**J. & J. SURVEYING
SERVICES, INC.**
7509 E. MAIN ST., STE. 104
REYNOLDSBURG, OHIO 43068
PH (614) 865-9158
JJSURV@AOL.COM

16-56 A

The Law Firm of
HALLOWES & EBBESKOTTE, LLC
A limited liability company
www.theHELlawfirm.com



Donald B. Hallows
Mark J. Ebbeskotte
Joshua D. DiYanni
Chris E Chapman

6100 East Main Street, Suite 108
Columbus, Ohio 43213
Telephone (614) 759-4603
Facsimile (614) 868-0029

August 24, 2016

Licking County Board of Commissioners
ATTN: Pam Jones
20 South Second Street
Newark, Ohio 43055

Re: **Annexation of 2.231 Acres from Etna Township to The City of
Reynoldsburg
File No. 8-2016**

Dear Ms. Jones:

Please find enclosed the Filing of Proof of Service to Clerks of Twp./City and Adjacent Property Owners for your file regarding the above-captioned matter.

If you have any questions or concerns, please do not hesitate to contact our office.

Very truly yours,

A handwritten signature in cursive script that reads "Angela Reed".

Angela Reed
Legal Assistant to Chris Chapman, Esq.

/asr
Enclosures

LICKING COUNTY COMMISSIONERS

2016 AUG 26 P 12:29

RECEIVED

Attachment: 2016-12-22 Annexation File Yousey Taylor Rd (1625 : Accept Annexation 10360 Taylor Road)

BOARD OF LICKING COUNTY COMMISSIONERS

**IN THE MATTER OF THE
ANNEXATION OF 2.231
ACRES FROM ETNA
TOWNSHIP
TO THE CITY OF REYNOLDSBURG**

FILE # 8-2016

PETITIONERS: STUART D. AND CAROLYN D. YOUSEY

**FILING OF PROOF OF SERVICE TO CLERKS OF TWP./CITY AND ADJACENT
PROPERTY OWNERS**

Now comes the Petitioners, by and through their undersigned Agent and files the following:

- 1) Proof of Service to the Clerks of Etna Township and the City of Pickerington pursuant to RC§ 709.03(B)(1). Attached to this notice are copies of the certified letters sent to the respective Clerks.
- 2) Proof of Service to the adjacent property owners pursuant to RC§ 709.03(B)(2). Attached is the Affidavit of Chris Chapman, Agent for Stuart and Carolyn Yousey.

Respectfully submitted:
HALLOWES & EBBESKOTTE, LLC



Chris Chapman (0091662)

Agent

6100 East Main Street, Suite 108

Columbus, Ohio 43213

Telephone: (614) 759-4603

Facsimile: (614) 868-0029

E-Mail: chris@theHElawfirm.com

RECEIVED

Attachment: 2016-12-22 Annexation File Yousey Taylor Rd (1625 : Accept Annexation 10360 Taylor Road)

The Law Firm of
HALLOWES & EBBESKOTTE, LLC

A limited liability company
www.theHELawfirm.com

Donald B. Hallows
Mark J. Ebbeskotte
Joshua D. DiYanni
Chris E Chapman

6100 East Main Street, Suite 108
Columbus, Ohio 43213
Telephone (614) 759-4603
Facsimile (614) 868-0029



August 24, 2016

Licking County Board of Commissioners
ATTN: Pam Jones
20 South Second Street
Newark, Ohio 43055

Re: **Annexation of 2.231 Acres from Etna Township to The City of
Reynoldsburg
File No. 8-2016**

Dear Ms. Jones:

Please find enclosed the Filing of Proof of Service to Clerks of Twp./City and Adjacent Property Owners for your file regarding the above-captioned matter.

If you have any questions or concerns, please do not hesitate to contact our office.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Angela Reed".

Angela Reed
Legal Assistant to Chris Chapman, Esq.

/asr
Enclosures

RECEIVED

2016 AUG 26 P 12:29

RECEIVED

AFFIDAVIT OF CHRIS CHAPMAN

THE STATE OF OHIO, *FRANKLIN* COUNTY,

I, CHRIS CHAPMAN, being duly sworn, hereby state as follows:

1. Notices to adjacent property owners were sent by regular mail within 10 days after receiving the notice from the Licking County Commissioners for the annexation hearing date for the parcels located at Lot 4 PT Dexter Heights and Lot 5 PT Dexter Heights.

FURTHER AFFIANT SAYETH NAUGHT.


Chris Chapman
6100 E. Main St
Suite 108
Columbus, OH 43213

Sworn to and subscribed in my presence on August 23rd, 2016.

WITNESS MY HAND AND OFFICIAL SEAL.


NOTARY PUBLIC



JOSHUA D DIYANNI
ATTORNEY AT LAW
NOTARY PUBLIC - STATE OF OHIO
MY COMMISSION HAS NO EXPIRATION
SEC. 147.03RC

2016 AUG 26 P 12:30
LICKING COUNTY COMMISSIONERS

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Attachment: 2016-12-22 Annexation File Yousey Taylor Rd (1625 : Accept Annexation 10360 Taylor Road)

The Law Firm of
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Donald B. Hallows
 Mark J. Ebbeskotte
 Joshua D. DiYanni
 Chris E. Chapman

6100 East Main Street, Suite 108
 Columbus, Ohio 43213
 Telephone: 614.759.4603
 Facsimile: 614.868.0029

August 19, 2016

Via Certified Mail #7012 3050 0001 6991 6860, RRR

Eric Snowden
 City of Reynoldsburg
 7232 East Main Street
 Reynoldsburg, Ohio 43068

Re: Annexation of Lot 4 and 5, Dexter Heights

Dear Mr. Snowden:

I am writing to inform you that as the agent for the property owners Stuart and Carolyn Yousey, I have filed a Petition with the Licking County Commissioners office to annex Lot 4 Dexter Heights – Parcel number 012-029496-00.000 and Lot 5 Dexter Heights – Parcel number 012-029502-00.000 into the City of Reynoldsburg.

Please find attached a notice of the hearing for this annexation with the Licking County Commissioners on October 18, 2016 at 1:30pm.

Should you have any questions or concerns, please do not hesitate to contact me.

Respectfully,

Chris E. Chapman

Chris Chapman
 Attorney at Law

CEC
 Enclosure

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2016 AUG 26 P 12:30

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7012 3050 0001 6991 6860

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City, State, ZIP+4	
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The Law Firm of
HALLOWES & EBBESKOTTE, LLC

A limited liability company
www.theHELlawfirm.com

Donald B. Hallows
 Mark J. Ebbeskotte
 Joshua D. DiYanni
 Chris E. Chapman

6100 East Main Street, Suite 108
 Columbus, Ohio 43213
 Telephone: 614.759.4603
 Facsimile: 614.868.0029

August 19, 2016

Via Certified Mail #7012 3050 0001 6991 8574, RRR

John J. Carlisle, President
 Etna Township Board of Trustees
 81 Liberty Street
 Etna, Ohio 43018-0188

Re: Annexation of Lot 4 and 5, Dexter Heights

Dear Mr. Carlisle:

I am writing to inform you that as the agent for the property owners Stuart and Carolyn Yousey, I have filed a Petition with the Licking County Commissioners office to annex Lot 4 Dexter Heights – Parcel number 012-029496-00.000 and Lot 5 Dexter Heights – Parcel number 012-029502-00.000 into the City of Reynoldsburg.

Please find attached a notice of the hearing for this annexation with the Licking County Commissioners on October 18, 2016 at 1:30pm.

Should you have any questions or concerns, please do not hesitate to contact me.

Respectfully,

Chris E. Chapman

Chris Chapman
 Attorney at Law

CEC
 Enclosure

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 2016 AUG 26 P 12:30
 LICKING COUNTY COMMISSIONERS

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Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To _____
 Street, Apt. No.,
 or PO Box No. _____
 City, State, ZIP+4 _____



BOARD OF LICKING COUNTY COMMISSIONERS

**IN THE MATTER OF THE
ANNEXATION OF 2.231
ACRES FROM ETNA
TOWNSHIP
TO THE CITY OF REYNOLDSBURG**

FILE # 8-2016

PETITIONERS: STUART D. AND CAROLYN D. YOUSEY

FILING OF PROOF OF PUBLICATION OF NOTICE OF HEARING (709.03(B)(3))

Now comes the Petitioners, by and through their undersigned Agent and file Proof of Publication of Notice of Hearing pursuant to RC§ 709.03(B)(3). Attached to this notice is the Affidavit of Todd Richards, Sales Assistant for the Newark Advocate, confirming publication of the attached advertisement on September 6, 2016.

Respectfully submitted:
HALLOWES & EBBESKOTTE, LLC

By: 
Chris Chapman (0091662)
Agent
6100 East Main Street, Suite 108
Columbus, Ohio 43213
Telephone: (614) 759-4603
Facsimile: (614) 868-0029
E-Mail: chris@theHELawfirm.com

RECEIVED
SEP - 9 P 4: 58
LIC COUNTY COMMISSIONERS

Attachment: 2016-12-22 Annexation File Yousey Taylor Rd (1625 : Accept Annexation 10360 Taylor Road)

Newark Advocate Media

A GANNETT COMPANY

Advertiser:

HALLOWES & EBBESKOTTE, LLC

6100 E MAIN ST STE 108

COLUMBUS

OH 43213

AFFIDAVIT OF PUBLICATION**Newspaper:** MCO-Nwk-Newark Advocate**LEGAL NOTICE****ATTACHED****STATE OF OHIO****RE:** Order #:0001528304Account #:MCO-N011816
Total Amount of Claim:\$410.56I, Todd Richards, Sales Assistant

for the above mentioned newspaper, hereby certify that the attached

advertisement appeared in said newspaper on the following dates:

08/25/16

Last Run Date :08/25/2016

Subscribed and sworn to me this 6 day of September, 2016

Tom Macklin
NOTARY PUBLIC



Tammy M. Macklin
Notary Public, State of Ohio
My Commission Expires
December 5, 2017

PUBLIC NOTICE

Notice is hereby given that on the 1st day of August, 2016, there was presented to the County of Licking, State of Ohio, a petition for Annexation of 13.420 acres from Elina Township to the City of Columbus, Ohio. By the Majority of the owners of the property bounded and described as follows:

SITUATED In the State of Ohio, County of Licking, Township of Elina, and being a part of Lots 4 and 5 of Dexter Tract 1, D. and Carolyn D. Yoder, conveyed to Stuart D. and Carolyn D. Yoder, Deed Book 489, pp. 135, Licking County Recorder's Office:

BEGINNING at the southwest corner of said 13.420 acre tract, and being a 13.420 acre tract conveyed to the Board of Education, Reynoldsburg C.S.D., in Instrument (Instr.) No. 20029130024236 and a corner of a 5.700 acre tract conveyed to TerraView LLC, in Instrument (Instr.) No. 20139900222621, and referenced by a found 1" iron pipe (2.00 feet, North 03 degrees 49 minutes 46 seconds East);

THENCE North 03 degrees 49 minutes 46 seconds East, a distance of 592.32 feet, along the north line of the said Lot 5 and 4, and on an east line of the said 13.420 acre tract, passing the said 1" iron pipe at 2.00 feet, to a set iron pin, being the northwest corner of the said Tract 2 and a corner of the said 13.420 acre tract;

THENCE South 87 degrees 53 minutes 54 seconds East, a distance of 592.32 feet, along the north line of the said Tract 2 and a south line of the said 13.420 acre tract, and passing the said Lot 4 in the said 13.420 acre tract, to the northwest corner of a 0.211 acre tract (Parcel 5-WD) conveyed to Elina Township in Instr. No. 20160780006838

2016 SEP -9 P 4: 58
RECEIVED
JUNIOR COUNTY COMMISSIONER

RESOLUTION CONCERNING SERVICES TO PROPERTY PROPOSED FOR ANNEXATION ACRES IN ETNA TOWNSHIP (10360 Taylor Road, SW; Stuart and Carolyn Yousey) TO THE CITY OF REYNOLDSBURG AND DECLARING AN EMERGENCY.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF REYNOLDSBURG, COUNTIES OF FRANKLIN, LICKING, and FAIRFIELD, STATE OF OHIO that:

SECTION 1. That the Council of the City of Reynoldsburg, Ohio hereby states that the following services will be extended to the territory proposed for annexation after annexation. All services listed below will be available and provided upon the date the annexation to the City of Reynoldsburg becomes final:

- A. Water: Taylor Road 12" Water Main Extension Phase 1 would serve this property. The water main runs north and south on the east side of the property.
- B. Sewer: Woods at Slate Ridge Phase 5 is a 10" sanitary sewer. This sanitary sewer runs east to west running down the north side of the property.
- C. Police protection by Reynoldsburg Police Department; average response time on emergency calls is 4 minutes; average response time for non-emergency calls is 15 minutes.
- D. Fire protection and emergency medical service will continue to be provided by West Licking Joint Fire District.
- E. Refuse collection by City franchised private hauler currently Rumpke of Ohio, Inc.

SECTION 2. That if this 2.231+/- acre site is annexed and if the City of Reynoldsburg permits uses in the annexed territory that the City of Reynoldsburg determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Etna Township, the Reynoldsburg City Council will 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 Etna Township. The term "buffer" stated herein, includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

SECTION 3. That the Clerk of the City of Reynoldsburg file a certified copy of this resolution hereby adopted, to the Board of Commissioners of Licking County.

SECTION 4. That this resolution is deemed to be an emergency measure necessary for the immediate preservation of the public safety and health, and further so the resolution can be available for the hearing before the Licking County Commissioners; wherefore upon adoption by Council this resolution shall be in effect immediately upon signature by the Mayor.

Doug Joseph
Doug Joseph, President of Council

ATTEST:

April L. Beggerow
April L. Beggerow, Clerk of Council

APPROVED:

Bradley L. McCloud
Bradley L. McCloud, Mayor

DATE

9/13/16

CERTIFICATE

I, April L. Beggerow, Clerk of Council, City of Reynoldsburg, Ohio do hereby certify the foregoing to be a true and correct copy of Resolution No. 77-16 as passed by Council of said City on the 12th day of September, 2016 and as recorded in the Record of Proceedings of said Council.

April L. Beggerow
April L. Beggerow, Clerk of Council

Filed with Mayor: 9/13/16

Published: _____

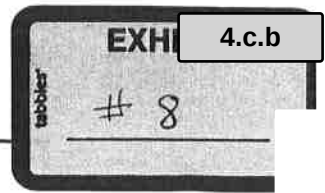
Certified True Copy

April L. Beggerow

OFFICE OF LICKING COUNTY ENGINEER

WILLIAM LOZIER, ENGINEER

Donald D. Hill County Administration Building
20 South Second Street
Newark, Ohio 43055
Phone 740-670-5280
FAX 740-670-5295



8-9-16
Date

Board of Licking County Commissioners
20 South Second Street
Newark, Ohio 43055

Attn: Bev Adzic, Licking County Clerk/Administrator

RE: Annexation Description and Map

2.231 acres
From Etna Twp. to Reynoldsburg City/Village

I have reviewed the description and map/plat for said annexation and find the following:

- | | | |
|--------------------------------------|----|---|
| ☒ Yes | No | The real estate is contiguous to municipality to which the annexation is proposed. (ORC 709.02 (A))
If No explain: _____ |
| ☒ Yes | No | Legal Description of the perimeter is accurate (ORC 709.02 (C)(2))
If No explain: _____ |
| ☒ Yes | No | The map/plat is accurate (ORC 709.02 (C) (2))
If No explain: _____ |
| Yes | No | Creates a divided road for which an HRO is needed.
If Yes explain: <u>N/A</u> |

Respectfully Submitted,

William Lozier
William Lozier, P.E., P.S.
Licking County Engineer

AnnexLetter

Attachment: 2016-12-22 Annexation File Yousey Taylor Rd (1625 : Accept Annexation 10360 Taylor Road)



Licking County Planning Commission

Annexation Report

APPLICATION: 2016-002-ANX (Commissioner's File #8-2016)
DATE: October 18, 2016
APPLICANT: Stuart and Carolyn Yousey
(Chris Chapman; Agent)

ETNA TOWNSHIP to the CITY OF REYNOLDSBURG

Regular Annexation
LICKING COUNTY COMMISSIONERS FILE #8-2016
2.231 Acres

RECEIVED
2016 OCT 14 A 8:36
LICKING COUNTY COMMISSIONERS

Prepared By:
Angela V. Farley
LICKING COUNTY PLANNING COMMISSION

Attachment: 2016-12-22 Annexation File Yousey Taylor Rd (1625 : Accept Annexation 10360 Taylor Road)

BACKGROUND

On August 16, 2016, the Licking County Board of Commissioners adopted a petition and map for the annexation from Chris Chapman, Agent for the Petitioners (Stuart and Carolyn Yousey). The proposal consists of (2.231 acres) in the southwestern corner of Etna Township to be annexed by the City of Reynoldsburg. The proposed annexation includes platted Lots 4 and 5 of the Dexter Heights subdivision. The lots do not have designated street addresses but do have frontage on Taylor Road. Both lots are under the same ownership and are directly bordered on three (3) sides by the City of Reynoldsburg. The total perimeter of this (2.231 acre) annexation area is 1,482.42-feet, of which 1,293.46-feet are contiguous with the City of Reynoldsburg, giving the proposal 87.25% perimeter contiguity.

The Ohio Revised Code establishes several requirements to be used in determining whether an annexation petition should be approved. These can be grouped into five general categories. The first three requirements deal with procedural issues. The petition must include a description and an accurate map, the name of the agent, a statement of the number of property owners in the area to be annexed, and the signatures of the majority of property owners. Further, the agent must ensure that the township and municipal clerks, as well as the public, are notified of the annexation petition within seven days after the County Commissioners set the hearing date. Fourth, the annexing municipality must state the services, if any, that will be provided to the area. Finally, the territory must not be unreasonably large, and the general good of the territory to be annexed must be served as a result of the annexation.

The materials submitted include an accurate map and description. The site to be annexed is retained by two (2) property owners who have signed the petition. This review does not attempt to confirm compliance with notification of filing requirements. The City of Reynoldsburg has approved a resolution indicating the services to be provided to the area upon annexation in Resolution Number 77-16.

The remainder of this report provides a look at the physical nature of the area, the City of Reynoldsburg's ability to service the territory, Etna Township's services to the area, and related planning considerations as they pertain to the general good of the territory.

PHYSICAL CONSIDERATIONS

Land Use

The property in question is located within the Agricultural District (AG) of Etna Township and appears to be undeveloped, vacant land. The incorporated land to the north is owned by the Board of Education Reynoldsburg CSD and contains Slate Ridge Elementary School. Incorporated land to the south is a multi-family apartment complex. Single family homes are located to the east of the subject property within Etna Township.

Flood Hazard Conditions

No portion of this property is located within a flood hazard area as determined by the Federal Emergency Management Agency (FEMA) National Flood Insurance Program Maps. Panel No. 3989C0409J, effective March 16, 2015.

Zoning

While the proposed annexation area is bordered on three (3) sides by the City of Reynoldsburg, all adjacent and nearby property within Etna Township to the North and East is zoned Agricultural. Adjacent properties located within the City of Reynoldsburg, according to the 2009 Zoning Map on the City of Reynoldsburg website, are zoned Residential Multiple (AR-2) to the South, Residence Single (R-3) to the West, and Unzoned to the North. There are also portions of Taylor Road right-of-way to the South that are Unzoned.

(Etna Township Zoning Resolution; Agricultural District)

Article 9, Section 912 PURPOSE

The purpose of the AG District is to preserve and protect the decreasing supply of prime agricultural land. This district also is established to control the indiscriminate infiltration of urban development in agricultural areas, which adversely affects agricultural operators.

When a municipality annexes a territory, the township zoning regulations remain in effect and must be enforced by the township officials until the municipality adopts new zoning regulations for the area (Ohio Revised Code, Section 519.18).

Areas that have been annexed and are identified as “unzoned” on the City of Reynoldsburg 2009 zoning map have never had a zoning district applied directly by Reynoldsburg City Council. However, as of 2016, all unzoned lots within the City shall be interpreted as R-1, as per Section 1161.07 of the City of Reynoldsburg Zoning Code. Section 1161.07 states that: *When a lot developed with an agricultural use or one (1) single family dwelling is attached to City via annexation, it shall be classified as R-1 Single Family Residence District upon passage of the ordinance accepting the annexation.*

Development Plans

Any development plans would follow the City of Reynoldsburg's Planning & Zoning Code, Building Code, and Floodplain Regulations.

SERVICES**CITY OF REYNOLDSBURG**

The City of Reynoldsburg passed Resolution Number 77-16 on September 12, 2016, indicating the services it will provide should the annexation be approved. The City of Reynoldsburg stated that the following services would be available to the territory proposed after annexation; water, sanitary sewer, police, fire, and refuse collection.

Police Protection

The Department of Public Safety, Division of Police provides the City and its residents with adequately staffed and equipped 24-hour police protection. The proposed area for annexation would be primarily served by patrol units with an average emergency response time of 4 minutes for emergency calls and 15 minutes for non-emergency calls. This portion of The City of Reynoldsburg is a member of the Licking County 911 Emergency Service, which provides a direct link for emergency information to police dispatchers. This system provides a quick response to emergency situations.

Fire & Emergency Medical Protection

The West Licking Joint Fire District (WLJFD) currently provides fire and emergency medical services. When annexed, the WLJFD will continue to serve the area. The nearest WLJFD fire station, station #4, is located approximately 2.5 miles from the location of the annexation at 7821 B Taylor Rd. The response time would be three to four minutes.

Water

Water service is available to this property at this time. The Taylor Road 12" Water Main Extension Phase 1 would serve this property. The line runs north and south on the east side of the property.

Sanitary Sewer

The sanitary sewer is available to this property at this time. The Woods at Slate Ridge Phase 5 10" sanitary sewer runs east to west along the north side of the property.

Refuse Collection

The City of Reynoldsburg has franchised with private refuse hauler, Rumpke of Ohio, Inc.

Street Maintenance

Street maintenance services will be provided by the City of Reynoldsburg Street Department upon finalization of the annexation. An agreement should be finalized and entered into by the end of 2016, according to the Etna Township Zoning Inspector.

Schools

The area under consideration for annexation would remain in the Reynoldsburg City School District. School district boundaries do not change with annexation.

ETNA TOWNSHIP**Police**

Police service is currently provided by the Licking County's Sheriff's Office. The sheriff's expected emergency response time ranges between two and twenty (2-20) minutes depending on the time of day, location of officers, and existing call load.

Fire & Emergency Medical Protection

The West Licking Joint Fire District (WLJFD) currently provides fire and emergency medical services. The closest WLJFD fire station is located approximately 2.5 miles from the location of the annexation at 7821 B Taylor Rd.

Street Maintenance

This property is currently within Etna Township and the properties on both sides of this section of Taylor Road are within the township. Etna Township currently maintains this section of Taylor Road.

Schools

The area under consideration for annexation is currently in the Reynoldsburg City School District and would remain in the same district if annexed. School district boundaries do not change with annexation.

PLANNING CONSIDERATIONS**Etna Township's Comprehensive Plan (Planning for Our Future)**

Some of the applicable strategies and goals of the township's comprehensive plan are listed below. The property proposed to be annexed is shown as Residential, in the Southwest Quadrant, on the Etna Township Future Land Use map:

Etna Township, like many other unincorporated areas, has long enjoyed a proud rural history. The rural makeup of this community serves as the fundamental basis for the strong desire within Etna Township to maintain as much of that history as possible. With the passage of time, urban areas extend their reach into the untouched areas of our landscape. The rapid consumption of land has become a necessity in order to respond to a growing population and its need for more goods and services. Etna Township has been

at the threshold of this urban growth for well over a decade. During that span, this community has seen rapid development, resulting in many new homes, as well as industrial and business expansion. These developments have been accompanied by increased infrastructure and the expansion of utilities for their use. With these changes, land that was once farmed has come out of agricultural production in favor of development. If this trend continues, the rural nature of Etna Township will fade. This plan seeks to properly plan for future growth to make sure that doesn't happen. The residents of Etna Township treasure its rural heritage and seek to maintain it far into the future

Southwest Quadrant

The boundaries of the Southwest Quadrant are Lynns Road on the east, Reynoldsburg on the west, I-70 to the north and the Fairfield County line to the south.

The Southwest Quadrant currently consists of agricultural uses and single-family homes. It has the only area in the township that is solely zoned for multifamily housing. Also present in this area are several parcels zoned for manufacturing uses. The remainder of the current zoning in this quadrant is largely agricultural, with a few areas that have been zoned residential. Future development in this area should remain agricultural or single-family residential in nature. Residential development here should follow the requirement of the (PRCD) Planned Residential Conservation District.

Licking County Future Land Use (Optimum Land Use Policy and Plan)

According to the Optimum Land Use Policy and Plan, the area under consideration is targeted for Urban Development. Within the plan's implementation policy of the 'Urban Development' and 'Incorporated Areas' it is noted that the applicable cities and villages should absorb those areas planned for Urban Development. Further, it is specifically stated, "much of the land areas shown on the Optimum Land Use Plan as Urban Development areas should and will be annexed to the present incorporated areas." The plan also encourages the municipalities to encourage desirable, timely, and reasonable annexations to provide appropriate services to urban areas that cannot be served adequately by the townships and county.

Water & Waste Water

In 2006, Licking County completed a 208 Water Quality Management Plan, which was submitted to Ohio EPA. The Ohio EPA uses the County 208 Plan to issue a Permit to Install (PTI) for any development in Licking County. An important part of the 208 Plan is to establish facility-planning areas to all surrounding municipalities. The annexation area referenced in this report is identified on Licking County Wastewater Management Facility Planning Boundaries map as being within the "Southwest Licking Community Water and Sewer District" Facility Planning Area.

The City of Reynoldsburg stated, in Resolution #77-16, that water service is available to this property at this time. A 12" water main runs north and south on the east side of the property. The resolution also stated that sewer is available via a 10" line that runs east to west down the north side of the property.

City of Reynoldsburg Comprehensive Plan

The City of Reynoldsburg does not have a comprehensive plan.

Other Points of Interest

- According to the Licking County Auditor's Office the changes in the taxing districts will have the following effects if the annexation is approved without divisions of revenue between the city and the township:

Based on the 2015 Values, the property's taxing district will change from "012 ETNA TWP – REYNOLDSBURG CSD" with an effective tax rate of 73.004749 mills to "115 ETNA TWP – REYNOLDSBURG CITY – REYNOLDSBURG CSD" with an effective tax rate of 72.984749 mills. This represents a decrease of 0.02 mills. Given the current appraised value of the property, this would indicate a decrease in taxes of approximately \$ 0.15 per year.

- City of Reynoldsburg Resolution #77-16 also states that: *That if this 2.231+/- acre site is annexed and if the City of Reynoldsburg permits uses in the annexed territory that the City of Reynoldsburg determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Etna Township, the Reynoldsburg City Council will 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 Etna Township. The term "buffer" stated herein, includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.*



Timothy E. Bubb
Duane H. Flowers
Rick Black

LICKING COUNTY BOARD OF COMMISSIONERS

Date: Aug. 1, 2016
To: Chris Chapman
From: Deputy Clerk, Licking County Commissioners' Office
Re: Preliminary Meeting for Regular Annexation Petition - 2.231 +/- acres

As of Aug. 1, 2016, we are in receipt of the following petition for annexation: 2.231 acres along with a Deposit in the amount of: \$250.00. These documents have been delivered by Chris Chapman, agent for petitioner whose address is 6100 East Main Street, Suite 108, Columbus, Ohio 43213 and phone number being (614) 759-4603.

The agent has answered the following questions:

Will the property to be annexed be removed from the Township? Yes No

Is there an Agreement between the Municipality & Township for the division of revenues? Yes No

If bonds exceed 10 mill, will revenues be split or will there be an Agreement? Yes No

Will the road(s) be divided and require an HRO? Yes No

The persons who signed the petition are owners of the property proposed to be annexed. YES/NO

The petition contains the signatures of all the property owners in the area proposed to be annexed. YES/NO

The area proposed to be annexed does not exceed 500 acres. YES/NO

The territory proposed to be annexed shares a common boundary with the municipality for a continuous length of at least 5% of the perimeter of the territory proposed to be annexed. YES/NO

The annexation will not create an unincorporated area of the township(s) that is completely surrounded by the area proposed to be annexed. YES/NO

If all requirements have been met, the Petition will then be filed with the Board of Licking County Commissioners. If the petition is incomplete, we will advise you of the requirements to be complied with before it may be filed. Thank you for your cooperation.

Sincerely,

Pamela A. Jones
Pamela A. Jones, Deputy Clerk

RESOLUTION

IN THE MATTER OF ESTABLISHING THE ETNA TOWNSHIP TO THE CITY OF REYNOLDSBURG- CHAPMAN ANNEXATION PETITION #8-2016 EXPENDITURE APPROPRIATION AND INCOME ACCOUNT WITHIN THE GENERAL FUND



Whereas, State of Ohio, Senate Bill 5 provides for the deposit of special revenues for the paying expenses related to the processing of annexation petition within the County; and,

Whereas, Licking County Auditor, Michael L. Smith has indicated that the County Commissioners shall establish appropriations and income accounts within the General Fund to facilitate tracking these monies; and,

Whereas, funds in the amount of \$250.00 has been received by the Licking County Commissioners for the aforementioned Annexation; NOW, THEREFORE,

BE IT RESOLVED by the Board of County Commissioners, County of Licking, State of Ohio:

That we do hereby request the Licking County Auditor, Michael L. Smith to establish a General Fund income account for the payment of annexation fees as follows:

0001-907-4736 Annexation, 2016-8, Chapman Annexation, Etna Twp. to City of Reynoldsburg

BE IT FURTHER RESOLVED that we do hereby request the Licking County Auditor, Michael L. Smith to establish the following appropriation for annexation expenditures within the General Fund as follows:

0001-907-5736 Annexation, 2016-8, Chapman Annexation, Etna Twp. to City of Reynoldsburg

BE IT FURTHER RESOLVED that we do hereby request the Licking County Auditor, Michael L. Smith to appropriate from the unappropriated balance of the General Fund as follows:

\$250.00 0001-907-⁵736 Annexation, 2016-8, Chapman Annexation Etna Twp. to the City Reynoldsburg

Motion by BLACK seconded by BUBB

that the resolution be adopted was carried by the following vote:

YEAS: Timothy E. Bubb * Rick Black *

NAYS: _____ *

CC: Michael L. Smith, Auditor
Brad Fink, Deputy Clerk/Finance

FILE
Louise Chaney, Deputy Clerk

Timothy E. Bubb
Duane H. Flowers
Rick Black

Adopted: August 16, 2016

Beverly Adzie
Beverly Adzie, Clerk/Administrator

Attachment: 2016-12-22 Annexation File Yousey Taylor Rd (1625 : Accept Annexation 10360 Taylor Road)

88- 44

RESOLUTION

IN THE MATTER OF GRANTING A PETITION FOR A REGULAR ANNEXATION
OF 2.231 +/- ACRES LOCATED IN ETNA TOWNSHIP TO THE CITY OF
REYNOLDSBURG (FILE # 8-2016)

The Board of Licking County Commissioners met in regular session on Tuesday, November 22, 2016, at the Licking County Administration Building, to consider the adoption of a resolution granting a petition for a regular annexation of 2.231 +/- acres located in Etna Township to the City of Reynoldsburg, with the following members being present: Timothy E. Bubb, Duane H. Flowers and Rick Black.

Commissioner Black moved for the adoption of the following resolution:

WHEREAS, a Petition for a regular annexation of 2.231 +/- acres located in Etna Township to the City of Reynoldsburg and a map was filed with the Board of Licking County Commissioners (hereinafter "the Board") by Chris E. Chapman as the agent for the Petitioners on August 16, 2016; and,

WHEREAS, Chapter 709 of the Ohio Revised Code establishes the requirements and procedures that must be followed by the Board when it is presented with such a petition for annexation; and,

WHEREAS, the Board is cognizant that this Petition for annexation is of interest to the residents and property owners of Licking County in general, and the residents and property owners of the area to be annexed, the residents and property owners of the surrounding area, the residents and property owners of the City of Reynoldsburg, and the residents and property owners of the Township of Etna in particular; and,

WHEREAS, the Board is constrained and has strived to follow only those procedures, and to consider only those factors, established by Chapter 709 of the Ohio Revised Code as they are written and as they have been interpreted by the courts of the State of Ohio; and,

WHEREAS, Ohio Revised Code Section 709.033(A) provides that the Board must hold a hearing on the Petition for annexation; and,

WHEREAS, the Board held a hearing on the Petition for annexation on October 18, 2016, to hear testimony regarding the annexation held at The Donald D. Hill County Administration Building, 20 South Second Street, Newark, Ohio; and,

WHEREAS, each necessary party to the annexation was given the opportunity to present evidence, to examine and cross-examine witnesses, and to comment on all evidence; and,

WHEREAS, the Board also heard testimony, and received evidence, from other individuals and/or entities; and,

WHEREAS, the Board also permitted any other individuals who wished to testify to do so; and,

WHEREAS, the Board shall enter upon its journal a resolution granting the annexation if it finds based upon a preponderance of the substantial, reliable, and probative evidence on the whole record, that the six conditions enumerated in Ohio Revised Code Section 709.33 (A) (1) -- (6) have all been met.

Attachment: 2016-12-22 Annexation File Yousey Taylor Rd (1625 : Accept Annexation 10360 Taylor Road)

(1) WHEREFORE, the Board finds, based upon a preponderance of the substantial, reliable, and probative evidence on the whole record, that the Petition meets all of the requirements set forth in, and was filed in the manner provided in, Section 709.02 of the Ohio Revised Code as required by Ohio Revised Code Section 709.033(A)(1) and,

(2) WHEREFORE, the Board finds, based upon a preponderance of the substantial, reliable, and probative evidence on the whole record, that the persons who signed the petition are owners of real estate located in the territory proposed to be annexed in the Petition, and, as of the time the petition was filed with the Board, the number of valid signatures on the Petition constituted a majority of the owners of real estate in that territory as required by Ohio Revised Code Section 709.033(A)(2); and,

(3) WHEREFORE, the Board finds, based upon a preponderance of the substantial, reliable, and probative evidence on the whole record, that the City of Reynoldsburg (the municipal corporation to which the territory is proposed to be annexed) has complied with Ohio Revised Code Section 709.03(D) by adopting and filing Resolution No.77-16 (A RESOLUTION ADOPTING A STATEMENT INDICATING WHAT SERVICES, IF ANY, THE CITY OF REYNOLDSBURG, OHIO, WILL PROVIDE FOR APPROXIMATELY 2.231 ACRES, MORE OR LESS, LOCATED IN ETNA TOWNSHIP, A TERRITORY PROPOSED FOR REGULAR ANNEXATION, AND DECLARING AN EMERGENCY), which is a resolution that indicates what services it will provide with an approximate date by which it will provide them to the territory proposed for annexation as required by Ohio Revised Code Section 709.033(A)(3);

(4) WHEREFORE, the Board finds, based upon a preponderance of the substantial, reliable, and probative evidence on the whole record, that the territory proposed to be annexed is not unreasonably large as required by Ohio Revised Code Section 709.033(A)(4); and,

(5) WHEREFORE, the Board finds, based upon a preponderance of the substantial, reliable, and probative evidence on the whole record, that, on balance, the general good of the territory proposed to be annexed will be served, and the benefits or detriments to the territory proposed to be annexed and the surrounding area (the territory within the unincorporated area of any township located one-half mile or less from any of the territory proposed to be annexed) will outweigh the detriments to the territory proposed to be annexed and the surrounding area, as required by Ohio Revised Code Section 709.033(A)(5).

In doing so the Board finds the following benefits: Improved law enforcement, patrols and response time; the existence of joint road maintenance agreements; City planning services; the potential for water and wastewater services; and that the Petitioner will have this parcel within the same jurisdiction as his adjacent parcel(s). The Board further finds any possible detriments such as loss of township rural environment or possible future development to be speculative on this record.

The Board further finds that the following factors are to be considered to be neither a benefit nor a detriment to the territory proposed to be annexed and the surrounding area, if the annexation petition is granted: fire and EMA protection, amenities of living in proximity to the City of Reynoldsburg community, and hunting on landowner's property; and,

(6) WHEREFORE, the Board finds, based upon a preponderance of the substantial, reliable, and probative evidence on the whole record, that a street or highway will NOT be divided or segmented by the boundary line between the Township and the City of Reynoldsburg as to create a potential maintenance problem and thus has complied with Ohio Revised Code Section 709.033(A)(6); and,

ACCORDINGLY, based upon a preponderance of the substantial, reliable, and probative evidence on the whole record, *and specifically based upon Ohio law that favors annexations involving sole or single owner properties*, the Board is constrained to conclude that each of the conditions of Ohio Revised Code Section 709.033(A) has been met.

NOW, THEREFORE, BE IT RESOLVED by the Board of Licking County Commissioners that the Petition for a Regular Annexation of 2.231 +/- acres located in Etna Township to the City of Reynoldsburg is hereby granted; and,

BE IT FURTHER RESOLVED that the Clerk/Administrator of this Board be, and hereby is, directed to deliver a certified copy of this Resolution to the following: the Agent for the Petitioners; the Clerk of the City of Reynoldsburg; the Fiscal Officer of the Township of Etna; and,

BE IT FURTHER RESOLVED that the Clerk/Administrator of this Board be, and hereby is, directed to take no further action until the expiration of thirty days after the date of journalization of this resolution; and,

BE IT FURTHER RESOLVED that the Clerk/Administrator of this Board be, and hereby is, directed, after the expiration of the aforementioned thirty day period, if no appeal has been timely filed under Ohio Revised Code Section 709.07, to deliver a certified copy of the entire record of the annexation proceedings, including all resolutions of the Board, signed by a majority of the members of the Board, the Petition, map, and all other papers on file, the recording of the proceedings, and exhibits presented at the hearing relating to the annexation proceedings, to the Clerk of the City of Reynoldsburg; and,

BE IT FURTHER RESOLVED that, if an appeal is filed in a timely manner under Ohio Revised Code section 709.07 from the determination of the Board granting the Petition for annexation, the Clerk/Administrator of this Board be, and hereby is, directed to take further action only in accordance with that section of the Ohio Revised Code.

Commissioner Commissioner Flowers seconded the Motion; and, the roll being called on the question of its adoption, the vote resulted as follows:

YEA: Timothy E. Bell Debbie

NAY: _____

Dated this 22nd day of November, 2016.

Beverly Adzie
Beverly Adzie
Clerk/Administrator, Board of Licking
County Commissioners

TO CIRIS CHAPMAN (AGENT FOR PETITIONERS), CLERK OF THE CITY OF REYNOLDSBURG, ETNA TOWNSHIP FISCAL OFFICER:

I hereby certify that the foregoing is a true and accurate copy of the Resolution of the Board of Licking County Commissioners, adopted on the 22 day of November 2016, at their regular meeting.


Beverly Adzie
Clerk/Administrator,
Board of Licking County
Commissioners

Cc: Michael L. Smith, Auditor
Clerk, City of Reynoldsburg
Fiscal Officer, Township of Etna
Mayor, City of Reynoldsburg
Brad Mercer, LCPC
William Lozier, County Engineer
Tony Stocco, Prosecutor's Office
E-911
Sheriff Randy Thorp
Board of Health
Board of Elections
Board of Education
City of Reynoldsburg Water Department
Bryan Long, County Recorder
Chris E. Chapman, Agent for Petitioners
Brad Fink, Fiscal Director
FILE

COMMISSIONER TIMOTHY E. BUBB
COMMISSIONER DUANE H. FLOWERS
COMMISSIONER RICK BLACK

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US POSTAGE \$006.46
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إدارة الموارد البشرية

8

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City, State, ZIP+4 Etna, OH 43018

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See Reverse for Instructions

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Sent To City of Reynoldsburg Clerk
 Street, Apt. No.,
 or PO Box No. 7232 E. Main St.
 City, State, ZIP+4 Reynoldsburg, OH Packet Pg. 4

PS Form 3800, June 2002

See [Bridging the Gap](#) for information.

Packet Pg. 41

**AFTER 5 DAYS RETURN
LICKING COUNT
BOARD OF COMMISSIONERS**

20 SOUTH SECOND STR
NEWARK OHIO 43055-5

7.000 0294 500

005 1820 0001 6945 26705 1820 0001 6945 2686	U.S. CE (Domestic)	For a	Restrict (Endorse)	Restrict (Endorse)	Total R	Sent To
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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:

City of Reynoldsburg Mayor
7232 E. Main Street
Reynoldsburg, OH 43068



9590 9403 0422 5163 1250 77

2. Article Number (Transfer from service label)

7005 1820 0001 6945 2402

COMPLETE THIS SECTION ON DELIVERY

A. Signature *[Signature]* ☒ Agent ☐ Address

B. Received by (Printed name) *D. Keys* C. Date of Delivery *8-19-16*

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

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 - ☐ Adult Signature Restricted Delivery
 - ☒ Certified Mail®
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 - ☐ Collect on Delivery
 - ☐ Collect on Delivery Restricted Delivery
 - ☐ Insured Mail
 - ☐ Insured Mail Restricted Delivery (over \$500)
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Packet Pg. 42

Attachment: 2016-12-22 Annexation File Yousey Taylor Rd (1625 : Accept Annexation 10360 Taylor Road)

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04111252344



7005 1820 0001 6945 2402
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NEWARK, OHIO 43055-5692

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7232 E. Main Street
Reynoldsburg, Ohio 43068

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9600 Jacksontown Road
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Licking County Board of Education
145 North Quentin Road
Newark, Ohio 43055

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Licking County Board of Health
675 Price Road
Newark, Ohio 43055

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**LICKING COUNTY
BOARD OF COMMISSIONERS**

20 SOUTH SECOND STREET
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Chris Chapman
6100 E. Main St. Suite 108
Col. OH 43213

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Attachment: 2016-12-22 Annexation File Yousey Taylor Rd (1625 : Accept Annexation 10360 Taylor Road)

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ICKING COUNTY
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MARK, OHIO 43055-5692

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041111252344

Reynoldsburg Engineer
7232 E. Main Street
Reynoldsburg, Ohio 43068

ANNEXATION HEARING AGENDA

REGULAR ANNEXATION

File 8-2016 2.231 ACRES

October 18, 2016 1:30pm

Donald D. Hill County Administration Building, Room D, 4th Floor

- 1. CALL TO ORDER**
- 2. PLEDGE**
- 3. INTRODUCTIONS**
- 4. ORDER OF HEARING PROCEEDINGS**
- 5. PRESENTATION OF CASE BY PARTIES**
- 6. TESTIMONY FROM OTHER INDIVIDUALS/ENTITIES**
- 7. CLOSING STATEMENTS**
- 8. PUBLIC COMMENT**
- 9. ADJOURNMENT OF HEARING**

ANNEXATION HEARING AGENDA

REGULAR ANNEXATION

File 8-2016 2.231 ACRES

October 18, 2016 1:48pm

Donald D. Hill County Administration Building, Room D, 4th Floor

CALL TO ORDER: Licking County Commissioners

PLEDGE: Commissioner Flowers

Commissioner Bubb: We have before the Board of County Commissioners one regular annexation from Etna Township to the City of Reynoldsburg. The hearing is Annexation Number 8-2016 regarding 2.231 acres. We will announce whether the hearing will conclude today or if because of necessity for further testimony or more time needed we will reserve this same room next week at the same time to resume the hearing. The Board of Commissioners, by ORC has a 30-day window within which to make a decision on whether to grant or deny the petition for annexation. It is our intention that when this hearing concludes today, we will include in our motion a date and time when a decision will be made concerning the granting or denial of the petition for annexation. Any deliberation concerning whether to grant or deny the petition will take place either on the date set for the final decision, or at any regularly scheduled Commissioners public meeting prior to the date of the final decision. Be assured your comments will be heard and taken into consideration, but the law is fairly specific and the Board of Commissioners must consider (6) specific factors in deciding whether to grant or deny the petition for annexation. There will be a time on the Agenda when we will ask individuals in attendance to come forward and be sworn-in individually if they wish to provide public comment either supporting or contesting the petition for annexation. If you choose to provide public comment, we will ask your name and address for the record.

- A. This is a Regular Annexation: Annexation 8-2016 2.231 Acres**
 - 1. Chris Chapman is the Agent for the Petitioner
 - 2. We are proceeding with the petition as filed.
- B. The Hearing will be recorded by Fraley Cooper & Assoc. - Court Reporter**
Fraley Cooper & Associates.
- C. Introductions:**
 - 1. Commissioners/Clerk Administrator – Bev Adzic
 - 2. Licking County Prosecutor’s Representative- Tony Stocco
 - 3. The “Necessary Parties” are:
 - a. Petitioners: Stuart and Carolyn Yousey – Not Present
 - b. Petitioners’ Representative(s): Chris Chapman

- c. Etna Township Representative(s): Rob Platte, Administrator
- d. City of Reynoldsburg Representative(s): Not present
- e. Licking County Planning Commission Representative: Angela Farley
- f. Licking County Engineer's Office Representative: Jared Knerr, Matt Farley

D. The Hearing will be held in accordance with ORC Chapter 709

1. Adopted Resolutions are: Resolution: 86-203 - Establishing the General Order of this annexation and Resolution: 86-204- Deposit and Fees
BEV: Commissioners, I would like to enter these resolutions into the hearing record as Exhibit #'s 1 and 2 respectively.
2. Each necessary party will be given the opportunity to:
 - a. Present evidence
 - b. Examine and cross-examine witnesses
 - c. Comment on all evidence
3. All witnesses will be sworn-in by the Board President.
 - a. All witnesses will be subject to cross-examination by the necessary parties.
 - b. Commissioners can ask questions of witness at any time.

E. Order of Hearing proceedings are:

1. Determination of the validity of petition signatures.
 - a. Owner's request to remove signature and the determination of sufficient number of signatures.
 1. **TIM:** Ms. Adzic, does the petition, as filed contain signatures of a majority of property owners seeking annexation? **BEV:** Yes, I would like to enter the petition for annexation into the hearing record as Exhibit # 3.
 2. **TIM:** Ms. Adzic, were any signatures removed properly prior to hearing? There were no signatures requested to be removed prior to the hearing.
 3. **TIM:** Does any owner who signed the petition seek to have their signature removed from the petition – at this hearing – under R.C. 709.032(D), by showing – under oath – that it was obtained by the following:
 1. Fraud?
 2. Duress?

3. Misrepresentation in general?
 4. Misrepresentation relating to the provision of municipal services to territory to be annexed?
 5. Undue influence?
- None noted

4. **TIM:** Ms. Adzic, have any of the Township trustees, or owners of property within the area to be annexed properly (in writing) and timely (15 days prior to hearing) requested “reasonable proof” of an individual’s authority to sign petition on behalf of any entity under 709.031(C) Bev: No

b. Challenges to proof of authority to sign.

1. **TIM:** Ms. Adzic, was the petition filed with the Clerk of Board of Commissioners? Bev: Yes

2. **TIM:** Ms. Adzic, is anyone claiming a lack of notice they believe that they were entitled to receive? Bev: No

3. **TIM:** Ms. Adzic, has agent for petitioners:

- a. Filed “proof of notice” with Clerk affirming that they delivered the petition to the legislative body of the City of Reynoldsburg and Etna Township, as required by R.C. 709.03(B)(1)? Bev: Yes I would like to enter the “proof of notice” received in the Commissioner’s office dated August 26, 2016 into the hearing record as Exhibit # 4.
- b. **TIM:** Has Agent for petitioners filed “proof of notice” with Clerk/Administrator affirming they delivered the petition and related information to property owners within the area to be annexed and adjacent owners, as required by R.C. 709.03(B)(2)? Bev: Yes, I would like to enter the “proof of notice” received in the Commissioner’s office dated August 26, 2016 into the hearing record as Exhibit # 5.
- c. **TIM:** Has publication been completed at least 7 days before this hearing as required by R.C. 709.03(B)(3) with affidavit of publication being provided to Board of Commissioners within 10 days after publication, or at hearing if published less than 10 days before hearing? Bev-Yes I would like to enter the affidavit of publication received in the Commissioner’s office dated September 9, 2016 into the hearing record as Exhibit # 6.

- d. **TIM:** Have any notices of withdrawal of owner's signatures been timely filed? Bev -No withdrawals were filed.
- e. **TIM:** Has the City of Reynoldsburg timely (20 days before hearing) filed a municipal services ordinance/resolution with the Board of Commissioners as required by R.C. 709.03(D)? Bev - Yes, I would like to enter Resolution No. 77-16 passed by the Reynoldsburg City Council on September 13, 2016 and received in the Commissioner's office on September 19, 2016 into the hearing record as Exhibit #7. Also, as required by ORC 709.023, in Section 2 of Resolution 77-16, it states, if annexed territory is determined to be incompatible with the uses permitted, the City of Reynoldsburg will require a "buffer" separating the use of the annexed territory and the adjacent land remaining within Etna Township.
- f. **TIM:** If a road or street is to be divided or segmented, has the municipality agreed to maintain the road as required by R.C. 709.033(A)(6)? This annexation does not create a segmented roadway that would require a Highway Maintenance Ordinance. Therefore, no such ordinance is included herein.
- g. **TIM:** Has the BOC received a report from County Engineer 25 days prior to hearing per R.C. 709.031(A)? Yes I would like to enter the report of the County Engineer into the hearing record as Exhibit # 8.

2. Disposition/Consideration of procedural matters

a. Determining effect of procedural defects

- 1. **TIM:** Ms. Adzic, have any procedural defects been identified which would effect "substantial compliance" of the petition under 709.015? Bev -No

TIM: With the information gathered and reviewed, we find that the procedural requirements as outlined in Ohio Revised Code Section 709.02:

() **WERE NOT** substantially complied with as follows: Therefore, we do hereby DISMISS the petition. The petitioner may re-file his petition with current signatures and dates AND all proper documents required for this annexation.

OR

(X) **WERE** substantially complied with, and therefore the Board of Commissioners has jurisdiction to proceed with this hearing as recommended by legal counsel.

F. Presentation of the case by the parties: Attorney Chris Chapman, Commissioners Rick Black and Duane Flowers had no comments and no one opposed at this time.

G. Testimony from other individuals/entities: TIM: Ask Ms. Angela Fraley about the Planning Report, if their department found anything relevant to the report regarding the annexation hearing.

Bev: I would like to enter the report of the Licking County Planning Commission into the hearing record as Exhibit # 9 .

H. Closing statements by Necessary Parties: Mr. Chapman is in favor of the annexation.

I. Public Comments: Rob Platte, representing the Board of Etna Township Trustees said the Board is in support of the annexation because of an agreement between the Township and the City of Reynoldsburg entered into 12/2015 and is seeking legal advise from the Prosecutor's Office on an arrangement between the Township and City to address maintenance of the road, via an HMO, in from the annexed property. Mr. Chapman said there is no objection to the request for consideration.

J. Adjournment of hearing: Commissioner Flowers made a motion to close the hearing. Commissioner Black second. Motion carried. TIME: 2:10pm The Board will consider a resolution to approve annexation on November 22, 2016.

SIGN-IN SHEET

Proposed 2.231+ Acre Regular Annexation
Etna Township to City of Reynoldsburg Hearing
October 18, 2016 at 1:30pm
Licking County Administration Building – Room D

[illegible]

INVOICE

Fraley Cooper & Associates
 222 East Town Street, 2nd fl
 Columbus, OH 43215
 Phone:614-228-0018 Fax:614-224-5724

Invoice No.	Invoice Date	Job No.
201057	11/4/2016	81733
Job Date	Case No.	
10/18/2016		
Case Name		
Licking County Commissioners		
Payment Terms		
Due upon receipt		

Pam Jones
 Licking County Commissioners Office
 Licking County Administration Building
 20 S. Second Street
 Newark, OH 43055

Proceedings

Hourly

95.00 95.00

TOTAL DUE >>> \$95.00

No transcript ordered.

(-) Payments/Credits: 0.00

(+) Finance Charges/Debits: 0.00

(=) New Balance: **\$95.00**

Tax ID: 26-1578302

Please detach bottom portion and return with payment.

Pam Jones
 Licking County Commissioners Office
 Licking County Administration Building
 20 S. Second Street
 Newark, OH 43055

Invoice No. : 201057
 Invoice Date : 11/4/2016
Total Due : \$95.00

Remit To: **Fraley Cooper & Associates**
222 East Town Street, 2nd fl
Columbus, OH 43215

Job No. : 81733
 BU ID : 2-MAIN
 Case No. :
 Case Name : Licking County Commissioners

Attachment: 2016-12-22 Annexation File Yousey Taylor Rd (1625 : Accept Annexation 10360 Taylor Road)

SITUATED IN THE STATE OF OHIO, COUNTY OF LICKING,
TOWNSHIP OF ETNA, AND BEING PART OF LOTS 4 AND 5
OF DEXTER HEIGHTS, PLAT BOOK 8, PG. 9, CONVEYED
TO STUART D. AND CAROLYN D. YOUSEY AS TRACT 2
AND TRACT 1, RESPECTIVELY, IN DEED BOOK 689, PG.
135, LICKING COUNTY RECORDERS OFFICE.

BOARD OF EDUCATION
REYNOLDSBURG C.S.D.
13.420 ACRES
INSTR. NO.
200209130034236
PARCEL NO.
013-027582-00,003

STUART D. AND
CAROLYN D. YOUSEY
TRACT 1
D.B. 689, PG. 135
PARCEL NO.
012-029502-00.000

AREA OUT OF LOT 4
27,985 SQ. FT.
0.642 ACRES MEAS.

DEXTER HEIGHTS
P.B. 8, PG. 9

LOT 4

BOARD OF EDUCATION
REYNOLDSBURG C.S.D.
13.420 ACRES
INSTR. NO.
200209130034236
PARCEL NO.
013-027582-00.003

OT 4

AREA TO BE ANNEXED
97,182 SQ. FT.
2.231 ACRES

AREA OUT OF LOT 5
.69,217 SQ. FT.
1.552 ACRES MEAS.

LOT 5

TRACT 2
D.B. 689, PG. 135
PARCEL NO.
012-029496-00.000

L=188.96'
R=967.00'
D=11°11'47"
BRG=S 19°27'39" W
CH=188.66'

$L=130.70'$
 $R=987.00'$
 $D=744^{\circ}39''$
 $BEG=S\ 21^{\circ}11'13''\ W$
 $CH=130.00'$

NEW C.R.W.
TAYLOR ROAD
TAKEN FROM LIC-TR169-4.60
SHEET 2/33
DATED 9/21/15
WIDTH VARIABLE
I.R. 169

THIS DRAWING WAS PREPARED FROM A FIELD SURVEY, ANALYSIS OF RECORDED PLATS, RECORDED DEEDS AND SURVEY RECORDS, AND IS CORRECT TO THE BEST OF OUR KNOWLEDGE.

RAYMOND J. WOOD R.S. 7745 DATE 7/25/16

**J. & J. SURVEYING
SERVICES, INC.**
7509 E. MAIN ST., STE. 104
REYNOLDSBURG, OHIO 43068
PH# (614) 866-9158
JJSURVEYING.COM

16-56 AN

**PROPOSED LOT ANNEXATION
OF 2.231 ACRES TO THE
CITY OF REYNOLDSBURG**

[illegible]

The Council for the City of Reynoldsburg, Ohio by Ordinance
No. _____, Passed this ____ day of _____
20____, did accept this territory shown hereon for annexation
to the City of Reynoldsburg, Ohio, a Municipal Corporation.

Mayor, City of Reynoldsburg

Clerk, City of Reynoldsburg

Transferred this ____ day of _____, 20____, upon the
duplicates of this office.

Containing 2.231 acres.

Transfer Fee \$_____

Licking County Auditor

Received for Record _____, 20____, at
_____(AM-PM) and recorded _____, 20____, in plat
ordinance, petition, etc. in Plat Book Volume _____, page _____

Plat Fee \$_____
Ordinance, etc. Fee \$_____

Licking County Recorder

Agent for Petitioners

The Board of County Commissioners of Licking County, Ohio, having received a petition bearing the signed names and addresses of the parties interested in the annexation to the City of Reynoldsburg, Ohio, of the territory shown hereon and having given due consideration to the prayer of said petition, do hereby grant the same.

Board of Licking County Commissioners

Petition Received _____, 20__

Petition Approved _____, 20__

Licking County Commissioner

Licking County Commissioner

Licking County Commissioner

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