

ANNEXATION HEARING – MONDAY, OCTOBER 29, 2007

Patricia G. Geissman reconvened the meeting at 10:26 a.m. with Stephen D. Hambley present. This was a scheduled annexation public hearing on 6.09 acres of land on Carpenter Road from Brunswick Hills Township to the City of Brunswick. This was originally filed as a Municipal Annexation, but was refilled as a Regular Annexation because a Municipal Annexation would have created a dual tax district.

Mrs. Geissman swore in those wishing to comment during the hearing and opened the hearing for opening statements.

Kenneth Fisher, Law Director for the City of Brunswick, stated that he was agent for the petitioner, the City of Brunswick. The parcel was acquired by the City of Brunswick to be used for the new fire station. It is contiguous to the city and meets all of the statutory requirements. They filed the proper resolution of services to be provided, notices were certified to the Gazette, and all the legal requirements were met.

Mrs. Geissman asked the Clerk if the annexation met the following requirements of the Ohio Revised Code and she said it met them:

- a. territory proposed to be annexed is contiguous to the municipality;
- b. petition contains the signature of a majority of the property owners within the territory to be annexed;
- c. no signature was obtained more than 180 days before the date of filing;
- d. an accurate legal description of perimeter of the territory to be annexed and accurate map/plat were filed;
- e. an agent was named in the petition; and,
- f. a list of adjacent tracts, lots, or parcels including names and addresses of owners was submitted.

Mrs. Geissman asked the Clerk if she received all of the required notices as follows and the Clerk said they were received:

- a. petition contains signatures of majority (51%) of owners;
- b. no signature was obtained more than 180 days before filing of petition with Clerk;
- c. an accurate legal description of the perimeter and an accurate map/plat of the territory proposed for annexation was filed;
- d. an agent was listed in the petition; and,
- e. a list of adjacent property owners/land was attached.

The Clerk noted that Tax Maps requested some revisions to the plat and petition and those were provided. Assistant Prosecutor Bill Thorne spoke to Mr. Fisher about it. The hearing was opened for the presentation of the case.

Mr. Fisher introduced Robert Zienkowski, Brunswick City Manager. He said all of the statutory requirements of the annexation have been met. A new fire station will be located on the 6.09 acre parcel. In the public interest, they request that the petition for annexation be granted.

Mr. Hambley said the Commissioners needed to evaluate the balance the general good of the territory to be annexed to the township residents that are in proximity to the parcel. He asked Mr. Fisher to verify that they have an ongoing mutual aid agreement with Brunswick Hills

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Township representatives for use of their fire services and they would be able to provide fire services to residents in the township that are near this station. Mr. Fisher said there is a mutual aid agreement and they would provide fire services in Brunswick Hills Township. Therefore, they do believe there is a benefit to the township for the petition to be granted and the property to be utilized for the fire station.

There being no further testimony, Mrs. Geissman opened up the hearing for closing statements.

Mr. Fisher closed by saying the petition meets the statutory requirements and the public benefit is significant in that the new fire station will provide benefits to the City of Brunswick as well as the outlying areas including, but not limited to Brunswick Hills Township.

There were no further statements. Mrs. Geissman said the Commissioners have 30 days to make their decision according to the Ohio Revised Code.

Mr. Hambley moved to close the public hearing on the annexation petition for 6.09 acres from Brunswick Hills Township to the City of Brunswick at 10:32 a.m. and Mrs. Geissman seconded the motion. There was no discussion. Roll call showed both Commissioners voting AYE.

Mr. Hambley moved to adjourn the meeting; seconded by Mrs. Geissman. There was no discussion. Roll call showed both Commissioners voting AYE.

MEDINA COUNTY COMMISSIONERS:

Patricia G. Geissman

Respectfully submitted,

Pam Vereb, Clerk

Stephen D. Hambley