

# **BRUNSWICK CITY COMMITTEE-OF-THE-WHOLE**

## **Agenda APRIL 26, 2021 6:15 PM**

**or immediately after the Services, Utilities, Technology & Cable Committee Meeting**

1. Review Legislation

**ORD. NO. 43-2021** - An ordinance authorizing the City Manager to forward a petition for detachment to the Medina County Commissioner's office for the purpose of adjusting the city boundary lines to include an annexation into the City of Brunswick. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Ken Fisher*)

2. General Discussion

3. Executive Session

- (a) Motion to go into Executive Session for the purpose of discussing pending litigation and to discuss the appointment, employment, dismissal, discipline, demotion or compensation of a public employee.

4. Adjournment

THE CITY OF BRUNSWICK

**PROPOSED LEGISLATION**



**DATE:** 4/26/2021

**TO:** Vice Mayor Michael Abella Jr. and Members of City Council

**FROM:** Carl S. DeForest, City Manager  
Ken Fisher

**COPY:** Mayor Ron Falconi

**LEGISLATION:** **ORD. NO. 43-2021** - An ordinance authorizing the City Manager to forward a petition for detachment to the Medina County Commissioner's office for the purpose of adjusting the city boundary lines to include an annexation into the City of Brunswick. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Ken Fisher*)

**BACKGROUND:** A Petition for Annexation of certain territory in Brunswick Hills Township was duly filed by a property owner located in the territory of Brunswick Hills.

**PURPOSE AND EXPLANATION:** The City wishes to petition the Medina County Commissioners Office for detachment for the purposes of adjusting the City boundary lines to include this annexation into the City of Brunswick.

**IMPLEMENTATION SCHEDULE:**

**FINANCIAL INFORMATION:**

**FINANCIAL SUMMARY:**

**RECOMMENDED ACTION:**

|                     |     |
|---------------------|-----|
| One Reading         | No  |
| Two Readings        | No  |
| Three Readings      | Yes |
| Emergency           | No  |
| Suspension of Rules | No  |

If emergency or suspension of the rules, why the request?

**ADDITIONAL  
INFORMATION:**

The Petition is being filed to comply with all relevant provisions of Ohio Revised Code Chapters 503 and 709.

CITY OF BRUNSWICK, OHIO  
ORDINANCE NO. 43-2021

BY: Committee-of-the-Whole

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO FORWARD A PETITION FOR DETACHMENT TO THE MEDINA COUNTY COMMISSIONER'S OFFICE FOR THE PURPOSE OF ADJUSTING THE CITY BOUNDARY LINES TO INCLUDE AN ANNEXATION INTO THE CITY OF BRUNSWICK.

WHEREAS: A Petition for Annexation of certain territory in Brunswick Hills Township was duly filed by a property owner located in the territory of Brunswick Hills;

WHEREAS: Said Petition was duly considered by the Board of County Commissioners of Medina County;

WHEREAS: The Board of County Commissioners certified the transcript of this proceeding in connection with said annexation with the map and Petition required in connection therewith to the Clerk of Council;

WHEREAS: The appropriate time frames have elapsed in accordance with the provisions of the Ohio Revised Code Section 709.04;

WHEREAS: The City of Brunswick passed legislation accepting the proposed annexation per Resolution No. 40-2020 adopted on April 12, 2021;

WHEREAS: The City wishes to petition the Medina County Commissioners Office for detachment for the purposes of adjusting the City boundary lines to include this annexation into the City of Brunswick; and

WHEREAS: The Petition is being filed to comply with all relevant provisions of Ohio Revised Code Chapters 503 and 709.

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: The City Manager is authorized to forward a Petition for detachment to the Medina County Commissioner's Office for the purpose of adjusting the City boundary lines to include this annexation into the City of Brunswick pursuant to all relevant provisions of Ohio Revised Code Chapters 503 and 709. A copy of said Petition is attached hereto as Exhibit "A".

SECTION 2: The annexation to be included in the boundary adjustment is contained in Resolution No. 40-2021. A copy of said Resolution is attached hereto as Exhibit "B".

SECTION 3: Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

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PASSED: 1<sup>st</sup> Reading \_\_\_\_\_

2<sup>nd</sup> Reading \_\_\_\_\_

3<sup>rd</sup> Reading \_\_\_\_\_

ADOPTED: \_\_\_\_\_ AYES \_\_ NAYS \_\_

ATTEST: \_\_\_\_\_  
Clerk of Council  
Fijabi Julien-Gallam, CMC

**PETITION FOR BOUNDARY LINE ADJUSTMENT**  
**Ohio Revised Code Section 503.07**

TO: BOARD OF COUNTY COMMISSIONERS  
MEDINA COUNTY, OHIO  
144 NORTH BROADWAY  
MEDINA, OHIO 44256

1. The undersigned is the City Manager for the City of Brunswick and has been authorized by the Brunswick City Council to forward this Petition to the Board of County Commissioners for the purpose of adjusting the boundary lines of the City of Brunswick and Brunswick Hills Township to reflect an annexation of real property to the City of Brunswick in accordance with Ohio Revised Code Chapters 503 and 709.
- 2) A copy of the Ordinance No. 43-2021 authorizing the City Manager to forward this Petition to the Board of County Commissioners is attached hereto as Exhibit "A" and incorporated herein by reference.
- 3) The annexation of the subject property is as detailed in Resolution No. 40-2021, as attached hereto as Exhibit "B" and incorporated herein by reference.
- 4) A copy of a map of the City of Brunswick indicating the annexation and change in boundary lines is attached hereto as Exhibit "C" and incorporated herein by reference.
- 5) Ohio Revised Code Section 503.07 states that:  
  
"When the limits of a municipal corporation do not comprise the whole of the township in which it is situated, or if by change of the limits of such corporation include territory lying in more than one township, the legislative authority of such municipal corporation, by a vote of the majority of the members of such legislative authority, may petition the board of county commissioners for a change of township lines in order to make them identical, in whole or in part, with the limits of the municipal corporation, or to erect a new township out of the portion of such township included within the limits of such municipal corporation. The board, on presentation of such petition, with the proceedings of the legislative authority authenticated, at a regular or adjourned session, shall upon the petition of a city change the boundaries of the township or erect such new township, and may upon the petition of a village change the boundaries of the township or erect such new township."
- 6) Ohio Revised Code Section 503.07 required the Board of County Commissioners to change the boundary lines upon the petition of the City.

WHEREFORE, the undersigned respectfully requests that this Board change the boundary lines of the City of Brunswick and Brunswick Hills Township to reflect the annexation detailed herein.

\_\_\_\_\_  
Carl S. DeForest, City Manager

STATE OF OHIO                    )  
                                          )       SS:  
COUNTY OF MEDINA         )

SWORN TO BEFORE ME and subscribed in my presence this \_\_\_\_ day of \_\_\_\_\_,  
2021.

\_\_\_\_\_  
NOTARY PUBLIC

CITY OF BRUNSWICK, OHIO  
RESOLUTION NO. 40-2021

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION ACCEPTING THE PETITION FOR ANNEXATION OF 1.7311 ACRES OF LAND KNOWN AS BEING PART OF BRUNSWICK HILLS TOWNSHIP TO THE CITY OF BRUNSWICK, MEDINA COUNTY, OHIO.

WHEREAS: The Medina County Commissioners, on February 9, 2021, by Resolution No. 21-0118 attached hereto as Exhibit "A", approved the Petition for Regular Annexation on Application of Owner of 1.7311 acres of land known as being part of Brunswick Hills Township to the City of Brunswick, Medina County, Ohio;

WHEREAS: Pursuant to Ohio Revised Code Section 709.04, the legislative authority of the City of Brunswick must accept or reject the petition for annexation at the next regular session after the expiration of sixty (60) days of the date of filing the certified transcript of all orders of the board of county commissioners, the petition, map and all other papers on file relating to the annexation proceedings with the clerk of the municipal corporation, which occurred on February 9, 2021; and

WHEREAS: The Clerk of the municipal corporation is required to lay the transcript and the accompanying map or plat and petition before the legislative authority.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY RESOLVES:

SECTION 1: That the Petition for Regular Annexation on Application of Owner of 1.7311 acres of land known as being part of Brunswick Hills Township is hereby accepted.

SECTION 2: That the Clerk is hereby authorized and ordered to make three (3) copies containing the petition, the map or plat accompanying the petition, a transcript of the proceedings of the board of county commissioners, and all resolutions and ordinances in relation to the annexation, with a certificate to each copy that it is correct. Each certificate shall be signed by the Clerk in her official capacity and shall be authenticated by the seal of the municipal corporation, if applicable.

SECTION 3: That the Clerk is hereby authorized and ordered to forthwith deliver one such copy of this Resolution to the Medina County Auditor, one such copy to the Medina County Recorder, and one such copy to the Ohio Secretary of State.

SECTION 4: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare, and safety and for the additional reason to comply with the time requirements of Ohio Revised

Code Section 709.04. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

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PASSED: 1<sup>st</sup> Reading April 12, 2021

Rules Suspended:

AYES 6 NAYS 0

ADOPTED: April 12, 2021

AYES 6 NAYS 0

ATTEST:

  
Clerk of Council  
Fijabi Julien-Gallam, CMC

# Medina County Commissioners

Stephen D. Hambley  
William F. Hutson  
Colleen M. Swedyk

County Administration Building  
144 North Broadway  
Medina, Ohio 44256

Phone: (330) 722-9208  
Toll Free: (844) 722-3800  
Fax: (330) 722-9206

February 9, 2021

## VIA REGULAR MAIL AND EMAIL

Fijabi Julien-Gallam  
Clerk of Council  
4095 Center Road  
Brunswick, OH 44212

Re: Regular Annexation – 1.7311 acres  
299 N. Carpenter Road, Brunswick, Ohio 44212

Dear Fijabi;

Enclosed please find a certified copy of Resolution No. 21-0118 approving the petition for the regular annexation of 1.7311 acres of land known as being part of Brunswick Hills Township to the City of Brunswick which was approved by the Board of Commissioners on this date.

Thank you.

Sincerely,



Rhonda J. Beck  
Clerk of the Board

cc: Brunswick Hills Township  
Joshua Lamb, Esq.  
Medina County Auditor

**REGULAR MEETING – TUESDAY, FEBRUARY 9, 2021**

The Board of County Commissioners of Medina County, Ohio, met in regular session on this date with the following members present:

Stephen D. Hambley

Colleen M. Swedyk

William F. Hutson

Mr. Hambley offered the following resolution and moved the adoption of same, which was duly seconded by Mrs. Swedyk.

**RESOLUTION NO. 21-0118**

**APPROVING THE PETITION FOR THE REGULAR ANNEXATION OF  
1.7311 ACRES OF LAND KNOWN AS BEING PART OF  
BRUNSWICK HILLS TOWNSHIP  
TO THE CITY OF BRUNSWICK, MEDINA COUNTY, OHIO**

WHEREAS, a petition for annexation of 1.7311 acres of land known as being part of Brunswick Hills Township to the City of Brunswick, Medina County, Ohio was filed with the Clerk of the Board of Medina County Commissioners on November 12, 2020 in accordance with Ohio Revised Code Section 709.02, and

WHEREAS, the day and hour and has come for the rendering of a decision by the Board of County Commissioners on said petition for annexation, and

WHEREAS, the State of Ohio has provided landowners a number of legal methods for annexations of property to municipal corporations to occur that balance the desires, needs and benefits of the petitioners, municipality and townships, and

WHEREAS, proper procedures were followed and notices given, and a public hearing commenced on February 2, 2021 in accordance with Section 709.032 of the Ohio Revised Code, and

WHEREAS, the Board of County Commissioners now finds that based on the preponderance of the substantial, reliable, and probative evidence on the entire record that said petition meets the following requirements and conditions:

1. 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:
  - a. the territory proposed to be annexed is contiguous to the City of Brunswick;
  - b. the petition was signed by a majority of the authorized owners of real estate within the territory to be annexed;
  - c. each petition's signature includes the date it was obtained and no signature was obtained more than 180 days before the date of filing;
  - d. the petition contains an accurate legal description of the perimeter and an accurate map/plat of the territory to be annexed;
  - e. the petition states the person who would act as agent for the petitioner; and
  - f. the agent filed with the petition a list of all tract, lots or parcels within and adjacent to the territory to be annexed, including names, addresses of owners, and permanent parcel numbers.
2. The petition meets the following requirements set forth in Section 709.03 of the Ohio Revised Code:
  - a. The Clerk of the Board of County Commissioners notified the agent of the date, time, and place of the hearing;
  - b. the agent provided proof the required notices to: (1) the clerk of the municipality; (2) the fiscal officer of the township involved; and (3) the clerk of the board of commissioners;
  - c. the agent provided the required notices to: (1) all property owners within the territory proposed for annexation, and (2) adjacent property owners;
  - d. the agent has provided proof of the required notice published in a newspaper of general circulation;
  - e. the legislative authority of the municipality has adopted a statement by ordinance/resolution relative to services the municipality will provide with an approximate date by which it will provide said services upon annexation; and

The Clerk of the Board of County Commissioners of Medina County, Ohio does hereby certify that the foregoing is a true and correct copy of the resolution adopted by said Board on 2/9/21  
*Ronda J. Beck*

REGULAR MEETING – TUESDAY, FEBRUARY 9, 2021  
RESOLUTION NO. 21-0118 (CONT'D.)

- f. the municipality filed its statement of municipal services with the board of county commissioners at least 20 days before the date of the annexation hearing.
3. The petition meets all of the requirements set forth in Section 709.033 of the Ohio Revised Code:
  - a. the petition meets all of the requires set forth in and was filed in the manner provided in Section 709.02 of the Ohio Revised Code;
  - b. the persons signing the petition are owners of real estate located in the territory proposed to be annexed and at the time the petition was filed, the number of valid signatures on the petition constitutes a majority of the owners of the real estate in that territory;
  - c. the municipal corporation to which the territory is proposed to be annexed has complied with Division (D) of Section 709.03 of the Ohio Revised Code;
  - d. the territory proposed to be annexed is not unreasonably large;
  - e. on balance, the general good the territory proposed to be annexed will be served, and the benefits to the territory proposed to be annexed and the surrounding area will outweigh the detriments to the territory proposed to be annexed and the surrounding area, if the annexation petition is granted; and
  - f. no street or highway will be divided or segmented by the boundary line between the township and the municipal corporation as to create a road maintenance problem.

The Board of Medina County Commissioners, upon review of substantive, reliable and probative evidence, finds that:

- 1) The annexation involves a 1.7311 acres parcel located on the east side of North Carpenter Road between Boston Road and Grafton Road in Brunswick Hills Township, identified as PPN 001-02B-05-004, owned by Ermitano Santiago and Anna Santiago located at 299 North Carpenter Road, Brunswick, Ohio 44212. It is not unreasonably large and is adjacent and contiguous to the land of the municipal corporation of the City of Brunswick;
- 2) Two individuals own the property and both owners signed the petition; therefore, the petition contains signatures of the majority (51%) of owners;
- 3) The City of Brunswick Resolution No. 97-2020 adopted December 21, 2020 declared intention by the City of Brunswick to provide municipal services to the subject property; the landowner is in agreement the annexed territory would receive adequate services sufficient to establish the general good of the territory being annexed;
- 4) The petitioner has proved that the land after annexation will enjoy a level of services comparable or adequate to that enjoyed prior to the annexation;
- 5) No street or highway will be divided or segmented by the boundary line between a township and the municipality as to create a road maintenance problem.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Medina County, Ohio that having found that the conditions of the Ohio Revised Code have been met, the Petition to Annex 1.7311 acres of land from Brunswick Hills Township to the City of Brunswick, Medina County, Ohio, attached as Exhibit A, is hereby approved and granted in accordance with the law.

BE IT FURTHER RESOLVED that a certified copy of this resolution be sent to the agent for the petitioners, fiscal of the township, and clerk of the municipality, and that a complete record of the annexation proceeding be sent to the clerk of the municipality after the expiration of 30 days after journalization if no appeal has been timely filed under Section 709.07 of the Revised Code.

Voting AYE thereon: Mr. Hambley, Mrs. Swedyk and Mr. Hutson

Adopted: February 9, 2021

Prepared by: Commissioners' Office

**PETITION FOR REGULAR ANNEXATION OF LAND TO THE CITY OF  
BRUNSWICK FROM BRUNSWICK HILLS TOWNSHIP**

**To:** Board of Commissioners of Medina County, Ohio  
144 North Broadway Street  
Medina, Ohio 44256

Pursuant to Section 709.02 of the Ohio Revised Code, the undersigned, being all the legal owners of the real property located at 299 N. Carpenter Road, Brunswick, Ohio 44212 (the "Property"), which is contiguous and adjacent to the City of Brunswick, hereby petitions the Board of Commissioners for Medina County for the regular annexation of the Property to the City of Brunswick from the Brunswick Hills Township.

An accurate legal description of the Property to be annexed to the City of Brunswick is attached hereto as Exhibit A and is made a part hereof. An accurate map of the Property sought to be annexed is set forth in Exhibit B, which is attached hereto and made a part hereof. There are two (2) owners of the Property.

Pursuant to O.R.C. §709.02(D), the list of the Property to be annexed to the City of Brunswick is set forth in Exhibit C, which is attached hereto and made a part hereof. The undersigned are the sole owners of the Property sought to be annexed. All the owners of the Property subject to this petition for annexation have consented to this petition and have executed the same.

Pursuant to O.R.C. §709.02(D), a list of all properties adjacent to and/or directly across the street from the Property sought to be annexed are contained in Exhibit C hereto (including but not limited to the name and mailing address of each owner and the permanent parcel number of the relevant properties).

The name of the person hereby appointed to act as agent for the undersigned petitioner is Joshua E. Lamb, Trigilio, Stephenson & Dattilo, PLL., 5750 Cooper Foster Park Road, Suite 102, Lorain, Ohio 44053, Telephone No. (440) 988-9500, Fax No. (440) 988-9511, who can be emailed at [jlamb@tsohiolaw.com](mailto:jlamb@tsohiolaw.com).

Ermitano Santiago  
Ermitano Santiago

Date: 9-18-2020

Ada Iris Santiago  
Ada Iris Santiago

Date: 9-18-2020

State of Ohio :  
County of Lorain : ss.

This is an acknowledgment clause. No oath or affirmation was administered to the signers.

On this 18<sup>th</sup> day of September, 2020, before me, a Notary Public, in and for said County and State, personally came Ermitano Santiago and Ada Iris Santiago, the Petitioners in the foregoing Petition for Regular Annexation, who acknowledged that they executed the foregoing instrument and the same is their free act and deed.

Rebecca L. Lengyel  
Notary Public



Rebecca L. Lengyel  
Notary Public, State of Ohio  
My Commission Expires 8/26/2023

## EXHIBIT A

Situated in the Township of Brunswick Hills, County of Medina and State of Ohio: And known as being a part of Original Brunswick Township Lot No. 23 in Tract No. 2, bounded and described as follows:

Beginning at an iron pin found on the centerline of Carpenter Road (C.H. 103) (60 feet wide) at the northwest corner of said Lot No. 23. Said iron pin also being at the northwest corner of land conveyed to Grace F. & Earle L. Behner by deed recorded in Volume 117, Page 172 of Medina County Records;

Thence South 2 deg. 30' 00" West, along the centerline of Carpenter Road and the west line of Lot No. 23, 121.42 feet to the southwest corner of land conveyed by Earle L. & Grace F. Behner to James H. and Jacqueline Hollan by deed recorded in Volume 354, Page 457 of Medina County Records and the principal place of beginning of the parcel herein described;

Thence South 81 deg. 57' 49" East, along the south line of land so conveyed to James H. & Jacqueline Hollan, 605.40 feet to an iron pin set on the westerly line of Interstate Highway 71. Said line passing through an iron pin found 29.55 feet, as measured along said line, from the centerline of Carpenter Road;

Thence South 2 deg. 52' 06" East, along the westerly line of Interstate Highway 71, 111.50 feet to an iron pin set at an angle therein;

Thence South 1 deg. 22' 00" East, along the westerly line of Interstate Highway 71, 13.11 feet to an iron pin set at the northeast corner of land conveyed by Earle L. & Grace F. Behner to Noubar Kouyoumdjian by deed recorded in Volume 367, Page 377 of Medina County Records;

Thence North 82 deg. 08' 18" West along the north line of land so conveyed to Noubar Kouyoumdjian, 616.59 feet to the northwest corner thereof, the centerline of Carpenter Road and the west line of Lot No. 23. Said line passing through an iron pin found 29.40 feet, as measured along said line, from the centerline of Carpenter Road;

Thence North 2 deg. 30' 00" East, along the centerline of Carpenter Road and the west line of Lot No. 23, 124.88 feet to the principal place of beginning and containing 1.7311 Acres of Land, more or less, according to a survey prepared by Carl L. Craddock, Registered Surveyor No. 5762 for and in behalf of Bock & Clark, under Project No. 87214, dated December 7, 1987 and subject to all legal highways.

Permanent Parcel No. 001-02B-05-004

# EXHIBIT "B"

## PLAT OF REGULAR ANNEXATION of 1.7311 acres in Brunswick Hills Township to the City of Brunswick

Situated in the Township of Brunswick Hills, County of Medina, and State of Ohio, and known as being part of Original Brunswick Township Lot No. 23 in Tract No. 2

### LOCATION MAP

LATITUDE: 41.2679  
LONGITUDE: -81.8072



CARPENTER ROAD (60', C.H. 103)

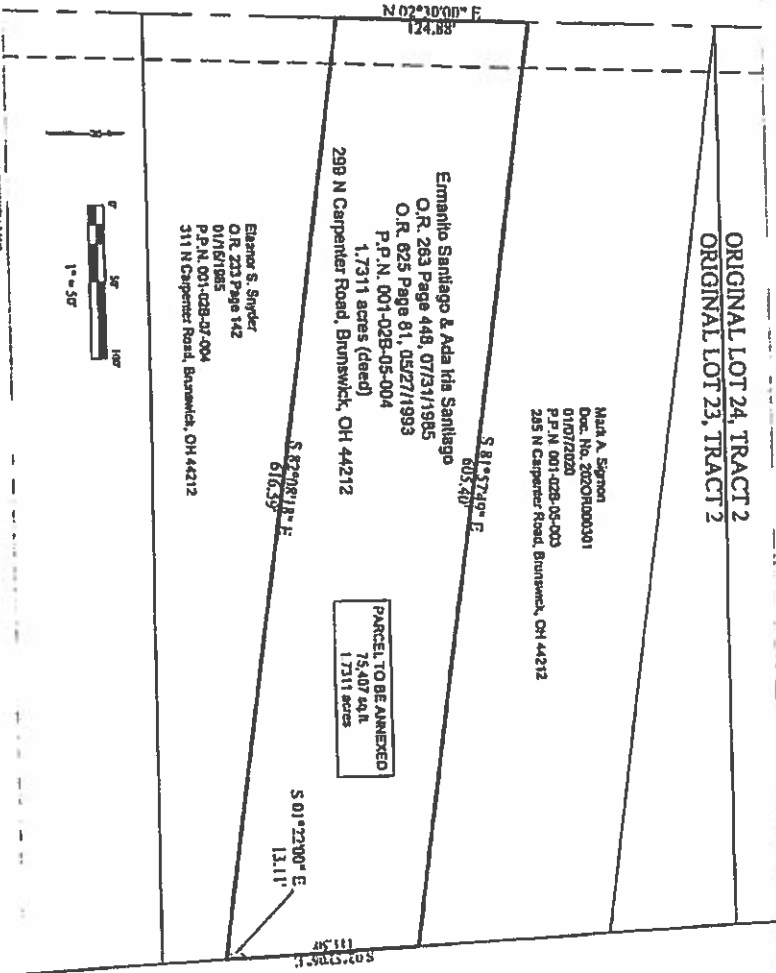
ORIGINAL LOT 24, TRACT 2  
ORIGINAL LOT 23, TRACT 2

Mark A. Sigmon  
Dec. No. 2020000001  
01/07/2020  
P.P.N. 001-02B-05-003  
255 N Carpenter Road, Brunswick, OH 44212

Emanuel Santiago & Ada Iria Santiago  
O.R. 263 Page 448, 07/31/1985  
O.R. 625 Page 81, 05/27/1993  
P.P.N. 001-02B-05-004  
1.7311 acres (deed)  
258 N Carpenter Road, Brunswick, OH 44212

PARCEL TO BE ANNEXED  
73,407 sq. ft.  
1.7311 acres

Emanuel S. Sigmon  
O.R. 233 Page 142  
01/07/1985  
P.P.N. 001-02B-05-004  
311 N Carpenter Road, Brunswick, OH 44212



STATE OF OHIO  
INTERSTATE 71  
(P.P.N. 001-02B-07-013)

APPROVALS  
THIS PLAT WAS DULY ACCEPTED BY THE  
BRUNSWICK CITY COUNCIL AT ITS REGULAR  
MEETING HELD ON THE \_\_\_\_ DAY OF  
\_\_\_\_, 20\_\_

ORDINANCE NO. \_\_\_\_

APPROVALS  
APPROVED FOR TRANSFER THIS \_\_\_\_ DAY OF  
\_\_\_\_, 20\_\_

TAX MAP DRAFTSMAN (PRINT & SIGN)

CLERK OF COUNCIL (PRINT & SIGN)

THIS PLAT WAS DULY ACCEPTED BY THE  
MEDINA COUNTY COMMISSIONERS ON THE  
\_\_\_\_ DAY OF  
\_\_\_\_, 20\_\_

MEDINA COUNTY AUDITOR (PRINT & SIGN)

COMMISSIONER (PRINT & SIGN)

RECEIVED AND RECORDED THIS \_\_\_\_ DAY OF  
\_\_\_\_, 20\_\_

COMMISSIONER (PRINT & SIGN)

AT \_\_\_\_ A.M./P.M. RECORDED IN PLAT  
DOCUMENT NO. \_\_\_\_

COMMISSIONER (PRINT & SIGN)

MEDINA COUNTY RECORDER (PRINT & SIGN)

ACCEPTANCE  
KNOW ALL MEN BY THESE PRESENTS THAT EMANUEL SANTIAGO AND ADA IRIAS  
SANTIAGO, OWNERS OF THE LANDS EMBRACED WITHIN THIS PLAT, HEREBY  
ACKNOWLEDGE THIS PLAT AND HAVE CAUSED THE SAME TO BE PLATTED AND  
ANNEXED TO THE CITY OF BRUNSWICK.

*Emanuel Santiago*  
EMANUEL SANTIAGO

*Ada Iria Santiago*  
ADA IRIAS SANTIAGO

COUNTY OF MEDINA, STATE OF OHIO  
BEFORE ME, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY  
APPEARED EMANUEL SANTIAGO AND ADA IRIAS SANTIAGO, WHO ACKNOWLEDGED  
THE FOREGOING INSTRUMENT AND THE SIGNING OF THIS PLAT TO BE THEIR OWN  
FREE ACT AND DEED.

IN TESTIMONY WHEREOF I HAVE HEREUNTO SET MY HAND AND OFFICIAL SEAL AT  
LOUISVILLE, OHIO THIS \_\_\_\_ DAY OF \_\_\_\_ 20\_\_.

*Notary Public*  
NOTARY PUBLIC



Matthew L. Longel  
Notary Public, State of Ohio  
My Commission Expires 01/07/2020  
North Star Surveying, LLC  
2722 Marks Road, Valley City, OH 44280  
440-822-5707 jared@nssurveying.com



**EXHIBIT "C"****INFORMATION RELATING TO OWNERS OF REAL PROPERTY  
SOUGHT TO BE ANNEXED**

| <b>Owners' Name and Address</b>                                                                             | <b>Permanent Parcel Number</b> | <b>Total Acreage of Property to be Annexed</b> |
|-------------------------------------------------------------------------------------------------------------|--------------------------------|------------------------------------------------|
| <b>Ermitano Santiago &amp; Ada<br/>Iris Santiago<br/>299 North Carpenter Road<br/>Brunswick, Ohio 44212</b> | 001-02B-05-004                 | 1.7311                                         |

**LIST OF OWNERS OF PROPERTY ADJACENT TO AND DIRECTLY  
ACROSS THE STREET FROM PETITIONERS**

| <b>Owner's Name and Mailing Address</b>                                                                                               | <b>Permanent Parcel Number</b> |
|---------------------------------------------------------------------------------------------------------------------------------------|--------------------------------|
| <b>Mark A. Sigmon<br/>285 North Carpenter Road<br/>Brunswick, Ohio 44212<br/>&amp;<br/>5872 Wedgewood Road<br/>Medina, Ohio 44256</b> | 001-02B-05-003                 |
| <b>Eleanor S. Snyder<br/>311 North Carpenter Road<br/>Brunswick, Ohio 44212</b>                                                       | 001-02B-07-004                 |
| <b>Sandra C. Seitz<br/>298 North Carpenter Road<br/>Brunswick, Ohio 44212</b>                                                         | 003-18B-09-073                 |
| <b>Diane Renee Zavcer and Rosemary<br/>Gleydura<br/>286 North Carpenter Road<br/>Brunswick, Ohio 44212</b>                            | 003-18B-09-069                 |
| <b>Philip U. Coker and Ashley M. Coker<br/>310 North Carpenter Road<br/>Brunswick, Ohio 44212</b>                                     | 003-18B-15-159                 |
| <b>State of Ohio<br/>241 Stanford Parkway<br/>Findlay, Ohio 45850<br/>&amp;<br/>906 Clark Avenue<br/>Ashland, Ohio 44805</b>          | 001-02B-07-013                 |
| <b>State of Ohio<br/>241 Stanford Parkway<br/>Findlay, Ohio 45850<br/>&amp;<br/>906 Clark Avenue<br/>Ashland, Ohio 44805</b>          | 001-02B-08-001                 |

|                                                                                                                                                                                                                           |                |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|
| <b>Enclave at Autumn Creek Homeowners Association Inc.</b><br>c/o Steven M. Ott, Statutory Agent<br>1300 E. 9 <sup>th</sup> Street, Suite 1520<br>Cleveland, Ohio 44114<br>&<br>5090 Park Avenue W<br>Seville, Ohio 44273 | 003-18B-22-254 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|

CITY OF BRUNSWICK, OHIO  
RESOLUTION NUMBER 97-2020

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION DECLARING THE INTENTION OF THE CITY OF BRUNSWICK TO PROVIDE MUNICIPAL SERVICES TO A 1.7311 ACRE PARCEL OF LAND (PPN 001-02B-05-004) ON NORTH CARPENTER ROAD.

WHEREAS: The City of Brunswick has been notified that a Petition for Regular Annexation on Application of Owners (the "Petition") was presented to the Medina County Commissioners requesting a parcel of land be annexed from Brunswick Hills Township to the City of Brunswick, and

WHEREAS: The City of Brunswick does not object to this Petition.

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY RESOLVES:

SECTION 1: The Council for the City of Brunswick hereby declares that, should the Medina County Commissioners grant the annexation of 1.7311 acres of land on North Carpenter Road (PPN 001-02B-05-004), the City of Brunswick will provide police protection, fire prevention/suppression, EMS service, and any and all other services rendered to residents of the City of Brunswick. Additionally, the City of Brunswick will support any application to the Cleveland Division of Water for connection to the water system for the provision of water services to the property and to the Medina County Sanitary Engineer for connection to the sanitary sewer system, subject to payment of any and all applicable costs and fees.

SECTION 2: That the Council of the City of Brunswick hereby urges the County to undertake a careful and deliberate study of all matters presented in the Petition for Regular Annexation on Application of Owners, as attached hereto as Exhibit "A", and to approve the proposed annexation of such property to the City of Brunswick.

SECTION 3: This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety, welfare, and providing for the usual daily operation of a municipality, and for the further reason that the approved legislation must be filed with the Medina County Commissioners' Office twenty (20) days before the February 2, 2021 hearing date. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

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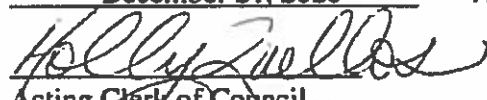
PASSED: 1<sup>st</sup> Reading November 23, 2020

2<sup>nd</sup> Reading December 14, 2020

3<sup>rd</sup> Reading December 21, 2020

ADOPTED: December 21, 2020 AYES 7 NAYS 0

ATTEST:

  
Acting Clerk of Council  
Holly Quellos

**THE CITY OF BRUNSWICK**  
**PROPOSED LEGISLATION**



**DATE:** 12/21/2020

**TO:** Vice Mayor Michael Abella Jr. and Members of City Council

**FROM:** Carl S. DeForest, City Manager  
Ken Fisher

**COPY:** Mayor Ron Falconi

**LEGISLATION:** RES. NO. 97-2020 - An emergency resolution declaring the intention of the City of Brunswick to provide municipal services to a 1.7311 acre parcel of land (PPN 001-02B-05-004) on North Carpenter Road. - 3rd Reading (Committee-of-the-Whole, *Administration/Ken Fisher*)

**BACKGROUND:** The City of Brunswick has been notified that a Petition for Regular Annexation on Application of Owners (the "Petition") was presented to the Medina County Commissioners requesting a parcel of land be annexed from Brunswick Hills Township to the City of Brunswick.

**PURPOSE AND EXPLANATION:** The approved legislation must be filed with the Medina County Commissioners' Office twenty (20) days before the February 2, 2021 hearing date.

**IMPLEMENTATION SCHEDULE:** The approved legislation must be filed with the Medina County Commissioners' Office twenty (20) days before the February 2, 2021 hearing date

**FINANCIAL INFORMATION:**

**FINANCIAL SUMMARY:**

**RECOMMENDED ACTION:**

|                     |     |
|---------------------|-----|
| One Reading         | No  |
| Two Readings        | No  |
| Three Readings      | Yes |
| Emergency           | Yes |
| Suspension of Rules | No  |

If emergency or suspension of the rules, why the request?  
Be passed as an emergency measure upon three (3) readings.

**NOTICE OF FILING OF PETITION FOR REGULAR ANNEXATION**

Date: November 12, 2020

**VIA CERTIFIED MAIL:**  
**RETURN RECEIPT REQUESTED**

Clerk of Brunswick City Council  
c/o Fijabi Julien-Gallam  
4095 Center Road  
Brunswick, Ohio 44212

This notice is given to you in your capacity as Clerk of City Council of Brunswick, Ohio.

You are advised that a Petition for Regular Annexation was filed by Ermitano Santiago and Ada Iris Santiago in Medina County, Ohio with the Board of Commissioners of Medina County, Ohio on November 12, 2020 at 9:37 a.m., for the annexation of 1.7311 acres located at 299 North Carpenter Road, Brunswick, Ohio 44212 from Brunswick Hills Township, Ohio to the City of Brunswick, Ohio.

The Medina County Board of Commissioners has scheduled the hearing on the Petition for Regular Annexation for Tuesday, February 2, 2021 at 10:00 a.m. in the Medina County Commissioners' Hearing Room, 144 N. Broadway Street, Room 201, Medina, Ohio 44256.

A true and correct copy of the time-stamped Petition for Regular Annexation that was filed with the Medina County Board of Commissioners, along with all attachments or documents accompanying the Petition for Regular Annexation, is attached hereto.



Joshua E. Lamb, Agent for  
Petitioners Ermitano Santiago and  
Ada Iris Santiago  
5750 Cooper Foster Park Road,  
Suite 102  
Lorain, Ohio 44053  
(440) 988-9500

# Medina County Commissioners

Adam Friedrich  
Patricia G. Geissman  
William F. Hulson

County Administration Building  
144 North Broadway  
Medina, Ohio 44256

Phone: (330) 722-9208  
Toll Free: (844) 722-3800  
Fax: (330) 722-9206

## **NOTICE TO AGENT FOR THE PETITIONERS OF DATE, TIME AND PLACE SET BY BOARD OF MEDINA COUNTY COMMISSIONERS TO HEAR REGULAR ANNEXATION PETITION**

**DATE:** November 12, 2020

**TO:** Agent for the Petitioners

In accordance to Ohio Revised Code Section 709.03(A), you, as agent for the petitioners, are hereby notified that the date, time and place are set for the Board of Medina County Commissioners to hear the regular annexation petition filed with the Board on November 12, 2020 to annex 1.7311 acres located in Brunswick Hills Township to the City of Brunswick

**Date:** Tuesday, February 2, 2021  
**Time:** 10:00 AM  
**Location:** Commissioners' Hearing Room  
144 N. Broadway St., Room 201  
Medina, OH 44256

Please arrive at the above location no later than 9:30 a.m.

  
Rhonda Beck, Clerk  
Board of Medina County  
Commissioners

Delivered via email:  
[jlemb@tschilaw.com](mailto:jlemb@tschilaw.com)  
[fgallam@brunswick.oh.us](mailto:fgallam@brunswick.oh.us)  
[kesber@brunswickhillstwp.org](mailto:kesber@brunswickhillstwp.org)

**THE CITY OF BRUNSWICK**  
**PROPOSED LEGISLATION**



**DATE:** 4/12/2021

**TO:** Vice Mayor Michael Abella Jr. and Members of City Council

**FROM:** Carl S. DeForest, City Manager  
Ken Fisher

**COPY:** Mayor Ron Falconi

**LEGISLATION:** **RES. NO. 40-2021** - An emergency resolution accepting the petition for annexation of 1.7311 acres of land known as being part of Brunswick Hills Township to the City of Brunswick, Medina County, Ohio. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Ken Fisher*)

**BACKGROUND:**

**PURPOSE AND EXPLANATION:** Annexation to be considered by City Council as an emergency with suspension of rules on April 12, 2021

**IMPLEMENTATION SCHEDULE:**

**FINANCIAL INFORMATION:**

**FINANCIAL SUMMARY:**

**RECOMMENDED ACTION:**

|                     |     |
|---------------------|-----|
| One Reading         | Yes |
| Two Readings        | No  |
| Three Readings      | No  |
| Emergency           | Yes |
| Suspension of Rules | Yes |

If emergency or suspension of the rules, why the request?

**ADDITIONAL**

**INFORMATION:**