

**RESOLUTION NO. 075-023**

*Objection to the Annexation of 72.5520 Acres of Land to the City of Berea*

Cuyahoga County, Ohio

Be It Resolved by the Township Trustees of Olmsted Township that

**WHEREAS**, the Board of Trustees (“Board”) has been notified of the filing of a petition for annexation (the “Annexation Petition”) with the Cuyahoga County, Ohio, County Council (“Council”) by Joseph P. Hollo and Suzanne C. Hollo of 72.5520 Acres of land from Olmsted Township to the City of Berea (the “Hollo Property Annexation”) on June 16, 2023; and

**WHEREAS**, the Annexation Petition requested that the procedures for an Expedited Type 2 Annexation contained in R.C. 709.023 be followed; and

**WHEREAS**, pursuant to R.C. 709.023 the City of Berea unanimously passed Ordinance No. 2023-23 objecting to the Hollo Property Annexation; and

**WHEREAS**, pursuant to R.C. 709.023 Olmsted Township may also object to the Hollo Property Annexation; and

**WHEREAS**, the Board has determined that the conditions of R.C. 709.023(E) have not been satisfied and therefore objects to the Hollo Property Annexation.

**NOW THEREFORE**, it is hereby RESOLVED by the Board of Trustees of Olmsted Township, Cuyahoga County, Ohio that:

**SECTION 1.** Olmsted Township objects to the proposed annexation of Cuyahoga County Permanent Parcel Number 261-20-003, consisting of 72.5520 acres of real property located in Olmsted Township, Cuyahoga County, to the City of Berea because the City of Berea has not agreed to provide the necessary municipal services as required for annexation pursuant to R.C. 709.023(E)(6).

**SECTION 2.** Olmsted Township objects to the proposed annexation of Cuyahoga County Permanent Parcel Number 261-20-003, consisting of 72.5520 acres of real property located in Olmsted Township, Cuyahoga County, to the City of Berea because a road maintenance problem will be created by the Hollo Property Annexation which violates R.C. 709.023(E)(7).

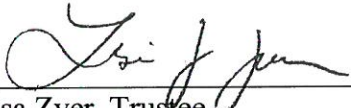
**SECTION 3.** Olmsted Township objects to the proposed annexation of Cuyahoga County Permanent Parcel Number 261-20-003, consisting of 72.5520 acres of real property located in Olmsted Township, Cuyahoga County, to the City of Berea because the City of Berea has not addressed a requirement for a buffer in a meaningful way and therefore the petition fails to conform to R.C. 709.023 and should be denied.

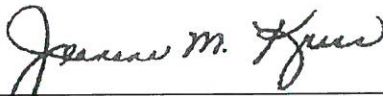
**SECTION 4.** The Petition does not meet and thus was not filed in a manner provided, in Sections 709.02 and 709.021 of the revised code.

BE IT FURTHER RESOLVED; that it is hereby found and determined that all formal action of this Board of Township Trustees concerning and relating to the Adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberation of this Board and any of its committees that resulted in such formal action, were in a meeting open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Adopted by the Board of Township Trustees of Olmsted Township, Ohio

Date: June 28, 2023.

  
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Lisa Zver, Trustee

  
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Jeanene Kress, Trustee

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Riley A. Alton, Trustee

#### CERTIFICATE

I, Brian Gillette, Fiscal Officer of Olmsted Township, Cuyahoga County, Ohio, in whose custody and control the files and records of the Board of said Township are required by the laws of the state of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original Resolution now on file, and that the foregoing has been compared by me with said original Resolution, and that the same is a true and correct copy thereof.

Attested this date, June 28<sup>th</sup>, 2023

  
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Brian Gillette, Fiscal Officer