

RECORD OF RESOLUTIONS

Dayton Legal Blank Co., Form No. 30045

Resolution No.

Passed YEAR

RESOLUTION 2007-28 "WOLF PARCEL"

WHEREAS, the Perrysburg Township Board of Trustees would be inclined to approve the application for the re-zoning of the Wolf Parcel from R-1 and R-2 to A-1 and R-3, provided certain conditions could be included to run with the land.

NOW, THEREFORE, BE IT RESOLVED THAT THE APPLICATION IS APPROVED BY THE PERRYSBURG TOWNSHIP BOARD OF TRUSTEES SUBJECT TO THE FOLLOWING CONDITIONS:

Section 1. The "Wolf Parcel," shall be developed substantially in accordance with the preliminary plan presented to the Trustees at the hearing on November 12, 2007, as modified to incorporate the changes requested by the Trustees on December 17, 2007, see preliminary plan attached as Exhibit "A;" and

Section 2. Future lot owners in the subdivision developed on the Wolf Parcel shall not be required to sign annexation petitions and there shall not be any annexation provisions, powers of appointment or powers of attorney regarding annexation in future purchase contracts or any annexation covenants in future deeds that arise as a matter of contract; and

Section 3. McCarthy Builders, Inc., an Ohio corporation, its successors and assigns, shall file an affidavit pursuant to R.C. 5301.252, or similar instrument, releasing the right to annex lots in the Emerald Lakes Subdivision, or to exercise any powers of appointment or powers of attorney regarding annexation following the effective date of this resolution, as finally determined, demonstrating that there exist no contracts or agreements of any kind with owners of the Wolf Parcel, or any real estate that is contiguous to the Wolf Parcel, that confer upon any third party the right to compel the annexation of the Wolf Parcel to any municipality.

Section 4. This resolution shall be effective at the earliest time permitted by law.

The resolution was moved by Trustee Gary Britten and seconded by Trustee Robert Mack.

On Roll Call the following vote was cast:

Craig LaHote yes Gary Britten yes Robert Mack yes

CERTIFICATION

I, the undersigned Fiscal Officer of Perrysburg Township, Wood County, Ohio do hereby certify that the foregoing Resolution is a true copy of the Resolution adopted by the Board of Trustees of Perrysburg Township, Wood County, Ohio on the 17th day of December, 2007.

Shirley A. Harr
Shirley Harr, Fiscal Officer
Jan. 21, 2008