

2600 Easton St. NE  
Canton, OH 44721

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December 2, 08

**-SPECIAL MEETING**

**ATTENDANCE:**

Albert Leno, Louis Giavasis, Eric Williams, Lisa Campbell, and Claude Shriver.

**OPENING:**

The Special Meeting was called to order at 3:00 p.m. by Mr. Leno who dispensed with the pledge of allegiance.

**NEW BUSINESS:**

#08-805

1. Opposition to Canton Auto Annexation  
Motion by Mr. Leno,  
WHEREAS, the City of Canton has filed an Annexation **Petition entitled the “The Canton Auto Annexation” with the Board of Stark County Commissioners on or about November 7, 2008; and**  
WHEREAS, the Plain Township Board of Trustees, pursuant to the Ohio Revised Code, wishes to object to this annexation;  
and  
WHEREAS, the City of Canton deemed this annexation an **“Expedited Type II Annexation”;** and  
WHEREAS, pursuant to the Ohio Revised Code, Plain Township Board of Trustees wishes to formally and by resolution object to this proposed annexation; and  
NOW, THEREFORE BE IT RESOLVED that the Board of Trustees for Plain Township, Stark County, Ohio does hereby formally and pursuant to the Ohio Revised Code, object to the **proposed “The Canton Auto Annexation”**. This objection is based upon the following:

- (1) **the City of Canton’s petition does not meet all the** technical requirements required by the Ohio Revised Code,
- (2) the petition was not properly filed,
- (3) the petition does not contain the signatures of all the property owners in the area proposed to be annexed,
- (4) the territory proposed to be annexed does not share a common boundary with the municipality for a continuous length of at least 5% of the perimeter of the territory proposed to be annexed,
- (5) the annexation will create an unincorporated area of the Township that is completely surrounded by the area proposed to be annexed,
- (6) the municipality has not agreed to provide the area proposed to be annexed a service as specified in a Municipal Services Statement,
- (7) a street or highway will be divided by the boundary between a municipality and the township, so as to create a road maintenance problem, and the municipality has not agreed as a condition for an annexation to assume road maintenance responsibility or to otherwise correct the problem.

BE IT FURTHER RESOLVED that the Board of Trustees for Plain Township, Stark County, Ohio do hereby formally object **as set forth above to the City of Canton’s proposed annexation** filed on November 7, 2008 with the Stark County Commissioners.

Seconded by Mr. Giavasis.

Discussion: Mr. Leno stated that as in the past the Board will continue to fight any and all annexation attempts.

Vote: Mr. Leno, yes; Mr. Giavasis, yes; Mrs. Bossart, Absent.

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**ADJOURNMENT:**

#08-806 Motion by Mr. Leno,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
Stark County, Ohio to adjourn at 3:08 p.m.  
Seconded by Mr. Giavasis.  
Vote: Mrs. Bossart, Absent; Mr. Leno, yes; Mr. Giavasis, yes.

Absent

\_\_\_\_\_  
Pamela S. Bossart  
Trustee

\_\_\_\_\_  
Louis P. Giavasis  
Trustee

\_\_\_\_\_  
Albert P. Leno, II  
Trustee

ATTEST: \_\_\_\_\_  
Claude W. Shriver II  
Fiscal Officer