

**RESOLUTION TERMINATING THE PUBLIC HEARING AND ACCEPTING AGENTS REQUEST TO WITHDRAW PETITION IN THE MATTER OF THE PROPOSED ANNEXATION OF CERTAIN TERRITORY IN THE TOWNSHIP OF ANDOVER TO THE VILLAGE OF ANDOVER, SHUTTLEWORTH, WLUDGYA KNAPP AND DAY PROPERTIES, PERMANENT PARCEL NUMBERS 01-026-00-004-00, 01-026-00-007-00, 01-026-00-002-00, 01-026-00-003-00, 01-026-00-001-00**

WHEREAS, Alfred E. Schrader, Esq. Roderick Linton Belfance, LLP, who has been duly designated as agent for petitioners, for Sophia Shuttleworth, Rickey and Suzanne Wludyga and Wendy Knapp and Glenn Day as Owners (known as Petitioners); and

WHEREAS, The Board of Commissioners has received a notice via email from the Agent, Alfred E. Schrader, Attorney of Roderick Linton Belfance, LLP to withdraw the annexation petition currently set for hearing at 11:00 a.m. on September 29, 2022; and

WHEREAS, A public hearing in this matter was held and recessed on August 16, 2022 by Resolution Number 2022-375; and

WHEREAS, The Board deems it in the best interests of the petitioner to terminate the public hearing and to grant said request to withdraw petition for annexation; now

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of Ashtabula County, Ohio, that the withdrawal of the petition filed by Alfred E. Schrader, Attorney on behalf of petitioners seeking annexation of property in the Township of Andover to the Village of Andover is hereby granted and the public hearing be hereby terminated and will not be held.

**ASHTABULA COUNTY COMMISSIONERS  
CERTIFICATION PAGE**

Resolution No. 2022-423

September 29, 2022

**RESOLUTION TERMINATING THE PUBLIC HEARING AND ACCEPTING AGENTS REQUEST TO WITHDRAW PETITION IN THE MATTER OF THE PROPOSED ANNEXATION OF CERTAIN TERRITORY IN THE TOWNSHIP OF ANDOVER TO THE VILLAGE OF ANDOVER, SHUTTLEWORTH, WLUDGYA KNAPP AND DAY PROPERTIES, PERMANENT PARCEL NUMBERS 01-026-00-004-00, 01-026-00-007-00, 01-026-00-002-00, 01-026-00-003-00, 01-026-00-001-00**

**Upon the motion of Kathryn L. Whittington, seconded by Casey R. Kozlowski.**

**VOTE:**

**J.P. Ducro IV**

**Casey R. Kozlowski**

**Kathryn L. Whittington**

**Absent**

**Aye**

**Aye**

**CERTIFICATE OF CLERK**

IT IS HEREBY CERTIFIED that the foregoing is a true and correct transcript of a resolution acted upon and duly passed by the Board of County Commissioners of Ashtabula County, Ohio, on the date noted above.



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Lisa Hawkins, Clerk of the Board  
Board of County Commissioners  
Ashtabula County, Ohio

**BOARD OF COMMISSIONERS  
ASHTABULA COUNTY, OHIO**

In Re: Annexation of Territory in the Township )  
of Andover to the Village of Andover )  
)  
)  
)

**NOTICE OF WITHDRAWAL  
OF ANNEXATION PETITION**

Now comes Attorney Alfred E. Schrader and behalf of the Petitioners herein, notices the Ashtabula County Board of Commissioners of the Petitioners' withdrawal of the annexation petition currently set for hearing at 11:00 A.M. on September 29, 2022, before the Ashtabula County Board of Commissioners. This involves the annexation of plus or minus 32.105 acres of land from Andover Township to the Village of Andover. By way of explanation the Village of Andover is still working with Dollar General to try and salvage this project. However, at this time Dollar General is not 100% committed to purchasing the lands involved.

The Village intends to continue to work on matters that they can control in order to encourage the project, including rezonings and land use issues. If the Village is successful they will refile this matter at a later date. The Village of Andover, the Petitioners and their counsel appreciate the consideration and time of the Ashtabula County Board of Commissioners in this matter. There will be no need for a hearing as the petition has been withdrawn.

Respectfully submitted,  
**Roderick Linton Belfance, LLP**

/s/ Alfred E. Schrader  
Attorney Alfred E. Schrader (0001837)  
50 S. Main St., 10<sup>th</sup> Floor  
Akron, Ohio 44308-1849  
Tel. 330-434-3000; Fax 330-434-9220  
Email: [ASchrader@rblp.com](mailto:ASchrader@rblp.com)

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was sent by email, fax, or Regular U.S. Mail, postage pre-paid, to the following on this 28<sup>th</sup> day of September, 2022:

*Via email and fax*

Colleen M. O'Toole, Esq. – Ashtabula County Prosecutor  
Catherine R. Colgan – Assistant Prosecutor  
25 W. Jefferson St.  
Jefferson, Ohio 44047  
Tel. 440-576-3662/Fax 440-576-3600  
[cmotoole@ashtabulacounty.us](mailto:cmotoole@ashtabulacounty.us)  
[crcolgan@ashtabulacounty.us](mailto:crcolgan@ashtabulacounty.us)

*Attorneys for Andover Township Board of Trustees*

*Via U.S. Regular Mail*

Wendy Knapp  
329 W. Main St.  
Andover, Ohio 44003

Sophia Shuttleworth  
PO Box 425  
Andover, Ohio 44003

Rickey Wludyga  
Suzanne Wludyga  
PO Box 728  
Andover, Ohio 44003  
*Petitioners*

*Via Fax*

Village of Andover Council  
134 Maple Street  
PO Box 1267  
Andover, Ohio 44003  
Tel. 440-293-4747/Fax 440-293-4878

*/s/ Alfred E. Schrader*  
Attorney Alfred E. Schrader (0001837)