

ORDINANCE NO. 11-02

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Paul M. Shesham ON THE 19th DAY
OF August, 2002

AN ORDINANCE AUTHORIZING THE ANNEXATION OF 0.128
ACRES OF CONTIGUOUS TERRITORY OWNED BY THE CITY OF
CENTERVILLE AND DIRECTING THE MUNICIPAL ATTORNEY TO
PROSECUTE THE PROCEEDINGS NECESSARY TO EFFECT SAID
ANNEXATION.

WHEREAS, the City of Centerville is the owner of a 0.128 acre tract which is located
in the unincorporated area of Washington Township, Montgomery County, Ohio but
contiguous to the corporate limits of the City which tract is more particularly described in
Exhibit A, attached hereto and incorporated herein; and

WHEREAS, the Council proposes to annex said property to the City of Centerville in
accordance with the provisions of §709.14 *et. seq.* Ohio Revised Code.

NOW, THEREFORE,

THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

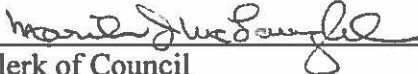
Section 1. That the annexation of the city owned property described in Exhibit A is
hereby authorized and the Municipal Attorney is hereby directed to prosecute the proceedings
necessary to effect said annexation.

Section 2. This ordinance shall become effective from and after the earliest date
allowed by law.

PASSED THIS 19th day of August, 2002.

Sally D. Beak
Mayor of the City of
Centerville, Ohio

ATTEST:


Clerk of Council
City of Centerville, Ohio

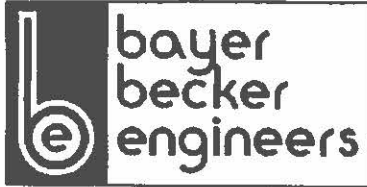
CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. 11-02, passed by the Council of the City of Centerville, Ohio on the 19th day of August, 2002.


Clerk of the Council

Approved as to form, consistency with the Charter
and Constitutional Provisions.

Department of Law
Robert N. Farquhar
Municipal Attorney



engineers
 planners
 architects
 surveyors

~~14 East Eighth Street~~ 6900
 Tylersville Road, Suite A
 Covington, KY 41011 Mason, OH
 45040
 P. 606.261.1113 513.336.6600
 F. 606.261.1710 513.336.9365
 covingtonmason@bayerbecker.c
 om

December 3, 2001
 (Revised January 4, 2002)

DESCRIPTION:

Yankee Trace Development, Inc.
 0.161 Acres
 Parcel 2
 Future Right of Way

LOCATION:

City of Centerville
 Montgomery County, Ohio

Situate in Section 35, Town 3, Range 5, M.Rs., City of Centerville, and Washington Township, Montgomery County, Ohio and containing 0.161 acres of an original 3.421 acre tract owned by Yankee Trace Development, Inc., as recorded in M.F. #01-0325-C09, of the Montgomery County Recorder's Office being proposed future right of way further described as follows:

Begin at an existing 5/8" iron pin at the southeast corner of lot 357 of Yankee Trace, Section 20 as recorded in Plat Book 177, Page 9 of the Montgomery County Recorder's Office, said pin being on a southwesterly corner of a 3.516 acre parcel as conveyed to Yankee Trace Development, Inc., as recorded in M.F. #98-0630-E11; thence, departing said Yankee Trace Section 20, and with the south line of said Yankee Trace Development, Inc. 3.516 acre parcel, North 87°49'16" East, 732.40 feet to a set 5/8" iron pin on the new westerly right of way of Paragon Road and the true point of beginning;

- thence from the true point of beginning, continuing with said Yankee Trace Development Inc. 3.516 acre parcel, North 87°49'16" East, passing the existing right of way and existing corporation line at 18.58 feet, a total distance of 35.15 feet to a found spike in the centerline of said Paragon Road;
- thence departing said Yankee Trace Development, Inc. 3.516 acre parcel, and with said centerline, South 03°07'17" West, 200.00 feet, to a found 3/4" iron pin on the northeasterly corner of a 4.083 acre parcel as conveyed to Yankee Trace Development, Inc., as recorded in M.F.# 01-0663-D08;
- thence departing said centerline, with said Yankee Trace Development, Inc. 4.083 acre parcel, South 87°49'16" West, passing an existing 5/8" iron pin on said existing corporation line, and said existing right of way, at 16.55 feet, a total distance of 35.15 feet to a set 5/8" iron pin, on the new right of way of Paragon Road;
- thence departing said Yankee Trace Development, Inc. 4.083 acre parcel, and with the new division line and said new right of way, North 03°07'17" East, 200.00 feet to the true point of beginning containing 0.085 acres in the City of Centerville and 0.076 acres in Washington Township containing a total of 0.161 acres of land subject to all easements and rights of way of record.

Basis of Bearing: M.F. # 01-0663-D08 (North 82°26'37" West, 266.64'-South Line of Plat)

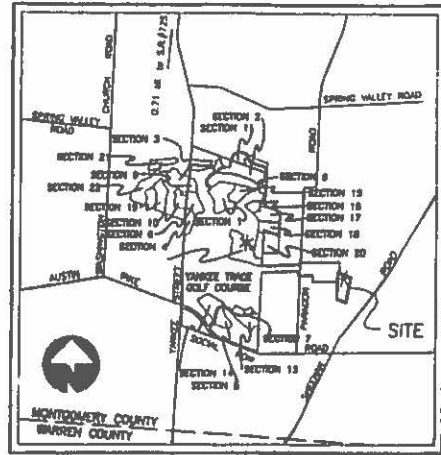
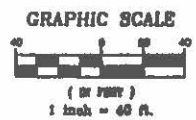
The above description is the result of a survey prepared by Jeffrey O. Lambert with Bayer Becker Engineers, Ohio Registered Surveyor No. 7568, dated 11/30/01.

C:\mp\68068.doc-G:\MEMPHIS\Bates\68068.doc

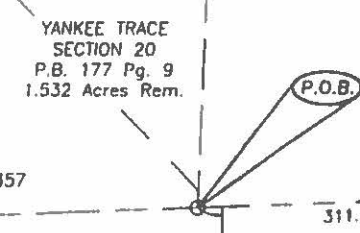
MAP OF TERRITORY TO BE ANNEXED INTO THE CITY OF CENTERVILLE 0.128 ACRES

SECTION 35, TOWN 3, RANGE 5, M.Rs.
WASHINGTON TOWNSHIP
MONTGOMERY COUNTY, OHIO

EXHIBIT "A"



VICINIY MAP
1" = 3000'



Area to be Annexed

LENGTH OF ROAD
338 FEET

NUMBER	DIRECTION	DISTANCE
L-1	S 89°32'47" W	16.53'
L-2	N 87°49'16" E	16.57'
L-4	N 87°49'16" E	16.57'

- Indicates Existing 5/8" Iron Pin
- Found Monumentation as noted
- T.P.O.B. Indicates TRUE POINT OF BEGINNING
- Indicates PROPOSED CORP LINE
- Indicates EXISTING CORP LINE

0.128 ACRES

Situate in Section 35, Town 3, Range 5, M.Rs., Washington Township, Montgomery County, Ohio and being 0.076 acres of a 0.161 acre parcel, and being 0.052 acres of a 0.137 acre parcel for a total of 0.128 acres to be annexed into the City of Centerville and being further described as follows:

Begin at an existing 5/8" iron pin at the southeast corner of lot 357 of Yankee Trace, Section 20 as recorded in Plat Book 177, Page 9 of the Montgomery County Recorder's Office, said pin also being on a southwesterly corner of a 3.516 acre parcel as conveyed to Yankee Trace Development Inc., as recorded in M.F.# 98-0630-E11; thence, departing said Yankee Trace Section 20, and with the south line of said Yankee Trace Development, Inc. 3.516 acre parcel, North 87°49'16" East, passing an existing 5/8" iron pin at 311.59 feet, and at 732.40 feet, a total distance of 750.98 feet to a point on the existing corporation line and original westerly right of way of Paragon Road and the true point of beginning;

thence from the true point of beginning, departing said corporation line and said original right of way, North 87°49'16" East, 16.57 feet, to a found spike in the centerline of said Paragon Road, said point also on the proposed corporation line;

thence with said centerline and said proposed corporation line, South 03°07'17" West, 337.29 feet, to a found spike on said existing corporation line; departing said centerline, and with said existing corporation line, South 89°32'47" West, 16.53 feet to an existing 5/8" iron pin on the original right of way of said Paragon Road;

thence continuing with said existing corporation line, and with said original right of way, North 03°07'17" East, 336.79 feet containing 0.128 acres of land subject to all easements and rights of way of record.

This description was based on existing deeds and plats of record and does not represent a new survey.

Prepared by Bayer Becker Engineers, Jeffrey O. Lambert P.S. #7568.

Yankee Trace Development, Inc.
M.F.# 98-0630-E11
3.516 Acres

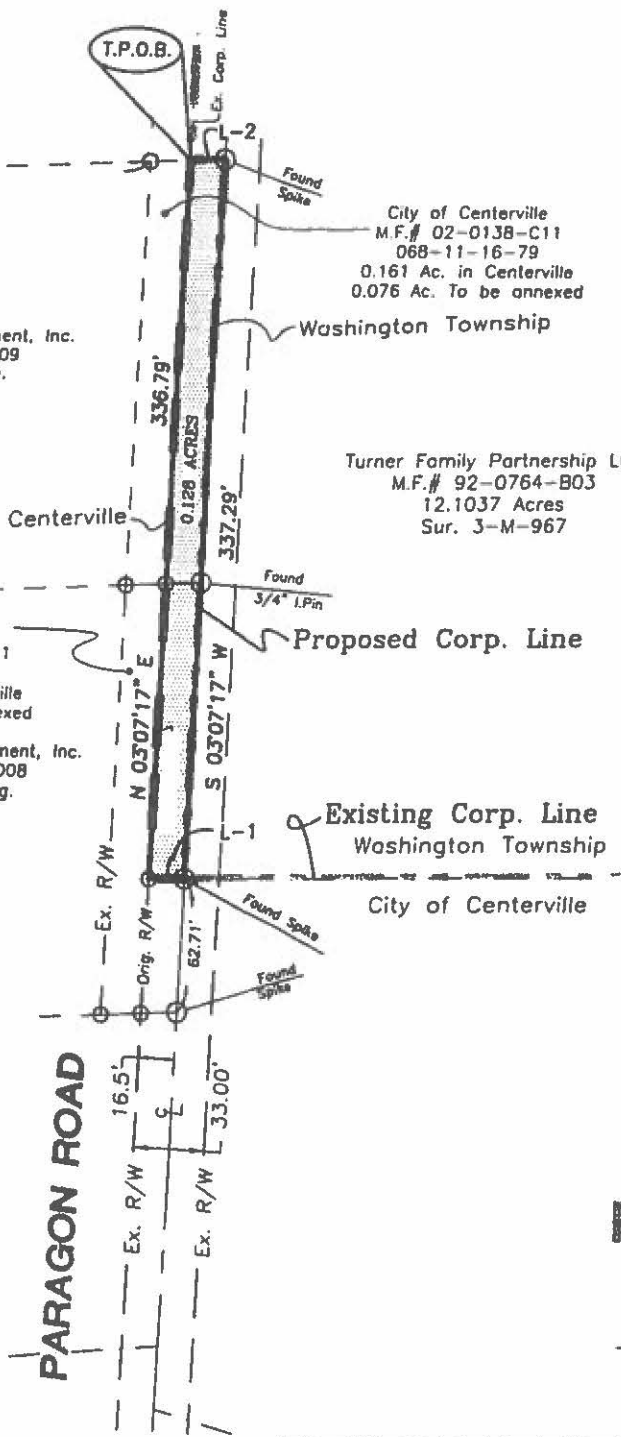
Yankee Trace Development, Inc.
M.F.# 01-0325-C09
3.421 Acres Orig.

City of Centerville
M.F.# 02-0138-C11
068-11-16-80
0.137 Ac. in Centerville
0.052 Ac. To be annexed

Yankee Trace Development, Inc.
M.F.# 01-0663-D08
4.083 Acres Orig.

City of Centerville
M.F.# 02-0138-C11
068-11-16-79
0.161 Ac. in Centerville
0.076 Ac. To be annexed

Turner Family Partnership Ltd.
M.F.# 92-0764-B03
12.1037 Acres
Sur. 3-M-967



OWNERS	PARCELS	ACREAGE
City of Centerville	068-011-016-0079	0.076 Ac.
City of Centerville	068-011-016-0080	0.052 Ac.
TOTAL		0.128 Ac.

PRINTED
JUN 6 4 2002

CERTIFICATE OF SURVEYOR
THIS MAP IS BASED ON EXISTING DEEDS AND PLATS OF RECORD AND DOES NOT REPRESENT A NEW SURVEY.
JEFFREY O. LAMBERT
REG. SURVEYOR IN THE STATE OF OHIO



Prepared By:

NO.	DATE	REVISION

bayer becker engineers
engineers
planners
architects
surveyors

DATE: 6/3/02
BY: J.O.L.
CHK BY: J.O.L.
DATE: 6/3/02

1 of 1