

ORDINANCE NO. 2-00

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Rogers ON THE 20th DAY
OF March, 2000.

AN ORDINANCE DEDICATING AN 0.183 ACRE PARCEL OF LAND
OWNED BY THE CITY TO THE PUBLIC FOR ROAD RIGHT OF WAY
PURPOSES.

WHEREAS, the City and other property owners have proposed to establish a public roadway to extend in a southerly direction from West Spring Valley Road along the eastern border of the City's property at 100 West Spring Valley Road (hereinafter the Property) to a point; and

WHEREAS, in order to establish said public roadway it will be necessary for the City to dedicate a portion of the Property to the public for public roadway purposes;

NOW, THEREFORE,

THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

Section 1. That the following described real property is hereby dedicated to the public use forever for public roadway purposes:

Situate in Section 29, Town 3, Range 5 M.Rs. in the City of Centerville, Montgomery County, Ohio being part of the 2.882 acre tract conveyed to the City of Centerville, Ohio by deed recorded in deed Book 2340, Page 179 of the Deed Records of Montgomery County, Ohio and being a tract of land more particularly described as follows:

Starting for reference at a monument box found at the intersection of the centerlines of State Route 48 and Spring Valley Pike:

thence from said Starting Point S 84°37'00" W with the original centerline of Spring Valley Pike and the apparent north line of said Section 29 a distance of 466.80 feet to a railroad spike set at the northeast corner of said City of Centerville 2.882 acre tract;

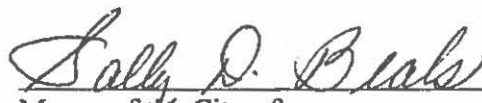
thence S 00°20'30" E with the east line of said 2.882 acre tract a distance of 34.37 feet to a railroad spike set on the south right-of-way line of Spring Valley Pike, said spike being the True Point of Beginning for the herein described parcel;

thence from, said True Point of Beginning S 00°20'30. E with the west line of the land conveyed to Community National Bank by deed recorded in Microfiche Number 97-802A11, the west line of the land conveyed to Centerville Properties, Inc. by deed recorded in D.B. 2038, Pg. 206 and the west line of the land conveyed to Guardian Savings and Loan by deed recorded in MF #98-496D09 a distance of 508.05 feet to an iron pin set at the southeast corner of said City of Centerville 2.882 acre tract:
thence S 89°39'30" W with the north line of the land conveyed to Centerville Associates II Limited Partnership by deed recorded in MF #86-372C09 a distance of 15.00 feet to an iron pin set for a new corner:
thence N 00°20'30" W with new division line through said 2.882 acre tract parallel with and 15.0 feet west of the east line of said tract a distance of 396.76 feet to an iron pin set for a new corner;
thence continuing with new division line through said 2.882 acre tract northwestwardly along a curve to the left having a radius of 873.00 feet, an arc distance of 85.50 feet, a central angle of 5°36'42" the chord of which bears N 03°08'51" W a distance of 85.47 feet to an iron pin set for a new corner:
thence continuing with new division line through said 2.882 acre tract northwestwardly along a curve to the left having a radius of 25.00 feet, an arc distance of 38.69 feet, a central angle of 88°40'03" the chord of which bears N 50°17'13" W a distance of 34.94 feet to an iron pin set for a new corner on the south right-of-way line of Spring Valley Pike;
thence N 85°22'45" E with the south right-of-way line of Spring Valley Pike a distance of 46.06 feet to the True Point of Beginning, containing 0.183 acres of land, subject to all conditions, easements and rights-of-way pertaining to the premises herein described. This description prepared by McDougall Associates, Inc. based on a survey made by same in June 1998. All iron pins set are 30" x 5/8" capped "McDougall Assoc.". Bearings are based on the west line of Deed Book 2063, Page 146 (N 00°33'30" W). The herein described 0.183 acre tract is to be used for roadway purposes and is not intended to be an independent building site. Kirk P. Diehl, P.S. #7032

Section 2. The Clerk of Council is hereby authorized and directed to transmit a certified copy of this ordinance to the Montgomery County Auditor for transfer and the Montgomery County recorder for recording.

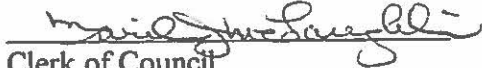
Section 3. This ordinance shall become effective from and after the earliest date allowed by law.

PASSED THIS 20th day of March, 2000.



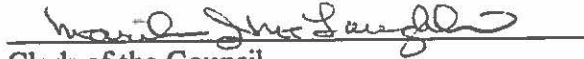
Mayor of the City of
Centerville, Ohio

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. 2-00, passed by the Council of the City of Centerville, Ohio on the 20th day of March, 2000.


Clerk of the Council

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

Department of Law
Robert N. Farquhar
Municipal Attorney