ORDINANCE	NO.	18-84

CITY OF CENTERVILLE, OHIO

ON THE 30th DAY OF APRIL, 1984.

AN EMERGENCY ORDINANCE TO APPROPRIATE CERTAIN REAL ESTATE OF CHRIST COMMUNITY CHURCH FOR THE BIGGER ROAD IMPROVEMENT PROJECT IN THE CITY OF CENTERVILLE, OHIO

WHEREAS, this Council did by Resolution No. 19-84 adopted on the 16th day of April, 1984, declare its intention and the necessity of appropriating certain real estate described in said Resolution, and

WHEREAS, service of notice of said Resolution has been made upon all the persons having or claiming to have an interest in said premises, and

WHEREAS, it is immediately necessary to appropriate said real estate for the purpose of reconstructing and widening Bigger Road and for the immediate preservation of the public peace, health, safety and welfare.

NOW THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

Section 1.

CORWIN

That the following described real estate be and the same hereby is appropriated in fee simple title, including a temporary easement and/or channel easement, for street and other public purposes, to-wit:

THE OHIO DEPLATE LES OF THEMSELLING

It is understood that the strip of land above described contains 0.218 acres, more or less, inclusive of the present road which occupies acres, more or less. or less, inclusive of the present road which occupies acres, more Microfiche NO. 81-005-B02

Owner claims title by instrument of record in Drest. Backs No. Page

County Recorder's Office.

SECTION

OWNER: Christ Community Church
Montgomery COUNTY, OHIO
Washington TOWNSHIP, SECTION 14 TOWN 7 , FR. JENTIRE
RANGE 6 , MILITARY SURVEY, M.R.S. , CITY/VILLAGE OF Conterville
PARCEL NO. 14T-2 TYPE OF INTEREST TO GREAT EASERS DE
REING a parcel of land lying on the right side(s) of the centerline of a surmade by the Department of Transportation*and recorded in Book. Page of the records of Montgomery. County.*in the wase of and for the use of the City of Pesterville,Chio
Description:
Beginning at the Northwest corner of said rection, valid corner also being the grantor's northwest property corner and being Station 54+43.93 of said Bigger Road centerline survey; Thence along the grantor's north line and the corporation line dividing the cities of Centerville and Rettering South 66'-47'-40" East a distance of 326.98 feet to a point; Thence South 34°-23'-18" West a distance of 66.01 feet to a point, being the true point of beginning of the tract herein described; Thence South 66°-47'-40" East a distance of 31.34 feet to a point; Thence South 34°-23'-18" West a distance of 34.81 feet to a point; Thence North 66°-47'-40" West a distance of 34.81 feet to a point; Thence North 34°-23'-18" East a distance of 15.29 feet to the point of beginning.
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The description of this parcel is based on a centerline survey made by Shaw, Weiss De Naples, Professional Corporation, by George B. Shaw, P.L.S., Ohio Registration Number 5548.
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Purpose: Roadway Construction drive and grade adjustment.
THIS INSTITUTE OF TRANSPORTATI
It is understood that the strip of land above described contains 0.012 acres, more or less, inclusive of the present road which occupies acres, more or less
Microfiche #81-005-B02 Owner claims title by instrument of record in Deed Books No. Page
Montgomery County Recorder's Office.
EXHIBIT SHEET A-5

	SECTION
OWNER: Christ Co	amunity Church
	, COUNTY, OHIO
	TOWNSHIP, SECTION 14 FOWN 2 , FR./ENTIRE
-	LITARY SURVEY, M.R.S., CITY/VHLAGE OF Centerville
PARCEL NO.	14WD TYPE OF INTEREST Warranty Doed
REING a parcel of I	and lying on the right side(s) of the centerline of a survey, ment of Transportation and recorded in book . Page
Description:	
	rthwest corner of said section, said corner being the granter's corner and being Station 54:43.92 of said Eigger Road centerline
	rantor's north property line, South 66° 47° 40° East, a distance int on the right-of-way line of said road, 55.0 feet right of
_	ne, parallel to the centerline, South 4° 42° 20° West, a distance point on the grantor's south property line, 55.0 feet right
to a point on the w	buth line, North 66° 47° 40° Wert, a distance of 58.0 leet est line of said section and the centerline of Bigger Road, id point being the gramor's southwest property corner;
Thence along said la Point of Beginning.	ne, North $4^{\rm o}$ $42^{\rm i}$ $20^{\rm ii}$ East, a distance of 145.70 feet to the
The description of De Naples, Professi Number 5548.	this parcel is based on a centerline survey wade by Shaw, Weiss & conal Comporation, by George B. Shaw, P.L.S., Ohio Registration
Grant in reserves alea.	the right of ingress and egress to and from any residual
	THE ME THE PROPERTY OF THE PROPERTY.
or less, inclusive	at the strip of land above described contains (0.185 acres, more of the present road which occupies (0.667 acres, more or less.
Owner claims title Montgomery	Niero Telle No. 81-005-E02 Montrerery instrument of record in PNAREEERSKENDENXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
	EXHIBIT SHEET A _

ROUTE Bigger Road

D8 RÇ 125

SECTION

WNER: Chr	rist Communi	y Church					
Mon	ntgomery		COUNTY,	OHIO (
••	hington				rown _i a _{i li}	_, FR./ENT	IRE
RANGE 6	, MILITA	RY SURVE	Y. M.R.S	3. , CITY/	VILLAGE O	F Centervil	ીંું.
	NO. 14S						
made by the	cel of land : Department ds of <u>Monto</u>	of Transpo	rtation and	i recorded) of the cer in Rook	rterline of a	SUF
Description:						•	
	being the g 54+43.93 of Thence line South of being the g 52+97.23; Thence East a dista of said road herein desc Thence a distance of Thence a point on Thence a point on Thence a point; Thence a distance of Thence to a point of Thence	rantor's nor said Bigger e along said 49-421-20" We rantor's south and being ribed; e along said to a point 50 the grantor's along said et to a point 50 the grantor's south 34% to a point 50 the grantor's said et to a point 50 the grantor's south 34% on the granto	Thwest procent Road control Road control Road control Road control Road Road Road Road Road Road Road Road	perty cornicaline survival and the grand the grand end of 146 aperty cornical formation of the country of Stational formation of the coperty line of 66°-47'-40 and distance the line Notice of 140°-47'-40 and 140°-47'-40 and 140°-47'-40 and 140°-47'-40°-4	er and Leingey; cantor's wes 5.7 feet to a er and Stati erty line Sou e right-of w jinning of th Dast a dist on 52+94.65; cy line Souti ce of 126.52 ; the East a dist ce of 25.0 f orth 683-471- ce of 116.33	t property point, on Ith 66°-47'-4 May line he tract ance of th 66°-47'-40" feet to stance ect to 40" West	

The description of this parcel is based on a centerline survey gade by Shaw, Weiss & De Ruples, Professional Corporation, by George B. Shaw, F.L.S., Ohio Registration Number 5548:

THE CHI'S BEEN ALL LIFE OF THE BY

Purpose: Sewer Construction

It is uniclificated that the scene of Land above described contains or less, inclusive of the present road which occupies	0.126 acres, more acres, more acres, more or less.
Microfiche No. 81 Owner claims title by instrument of record in MembrisoskyNo. Montgomery County Recorder's Office.	1-005-B02 , Page

OWNER:	Christ Comm	unity Church				·
			COUNTY, OHIO			
	Weshington	TOWNSHIP,	, SECTION 14	TOWN .	2 FR./EN	NTIRE
RANGE	6, MI	LITARY SURVEY	, M.R.S. , C1.	ry/vii.lag	F OF Center:	zille
PARC	CEL NO.	14X	TYPE OF INTER	REST Com	rapid non camit	
BEING	a parcel of la	and lying on the	right sic tation* and record County. *in	le(s) of the led in Book the name o	e centerline of , Page	a survey,
Descrip	tion:				•	

Beginning at the Northwest corner of said section, said corner also being the grantor's northwest property corner and being Station 54+43.93 of said Bigger Road centerline survey;

Thence along the grantor's north line and the corporation line dividing the cities of Centerville and Kettering South 66°-47'-40" East a distance of 323.71 feet to a point being the true point of beginning of the tract herein described;

Thence continuing along said line South 66°-47'-40" East

a distance of 630.50 feet to a point;

Thence South $83^{\circ}-50^{\circ}-52^{\circ}$ West a distance of 91.79 feet to a point;

Thence North 66° - 47° - 40° West a distance of 80.0 feet to a point;

Thence North 23:-12'-20" East a distance of 30.0 feet to a point:

Thence parallel with said North line North 66% 47%-40% West a distance of 470.50 feet to a point;

Thence North 23° 12′-20″ Nast a discance of 25.0 feet to the point of beginning.

The description of this percel is based on a centerline survey made by Shaw, Weiss & De Raples, Professional Corporation, by George B. Shaw, F.L.S., Ohio Registration Number 5548.

Purpose: Channel Construction

THE O'GO ECONOMISM OF THE CONTRACTOR

Owner claims title by instrument of record in Eught Bushamo. 81-005 BP.

Montgomery County Recorder's Office.

OWNER: Christ Community Church

Montgomery , COUNTY, OHIO

Washington TOWNSHIP, SECTION 14 TOWN 2 , FR. /ENTIRE

RANGE 6 , MILITARY SURVEY, M.R.S. , CITY/VILLAGE OF Centerville

PARCEL NO. 14T _ TYPL OF INTEREST TO SPECIFIC Liberont _

BLING a parcel of land lying on the right side(s) of the centerline of a survey, made by the Department of Transportations and recorded in Book. Page County in the name of and for the use of the City of Centerville, Chio

Description:

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Beginning at the Northwest corner of said section, said corner being the grantor's northwest property conser and being Station 54+43.92 of said Bioger Road centering survey;

Thence along the grantor's north property line, South 66°-47'-40" East a distance of 58.0 feet to a point on the right-of-way line of said road, 55.0 feet right of Station 54+25.53 and being the true point of beginning of the trace herein described:

Thence continuing along said north line South 66-47'-40" East a distance of 21.09 feet to a point:

East a distance of 21.09 feet to a point;
Thence South 7°-13'-49" West a distance of 113.50 feet to a point;

Thence South 66°-47'-40" East parallel with said north property line a distance of 169.60 feet to a point;

Thence North 340-231-181 East a distance of 111.23 feet to a point on said line;

Thence along said property line South 66° 47'-40" East a distance of 5.10 feet to a point;

Thence South 340-231-181 West a distance of 126.52 feet

to a point;

Thence parallel to said North line North $65^{\circ}-47^{\circ}-40^{\circ}$ West a distance of 182.53 feet to a point on said right-of-way line, 55.0 feet right of Station 52+94.65;

Thence along said line North 4° 42!-20" Dast a distance of 130.88 feet to the point of beginning.

The description of this parcel is based on a centerline survey made by Shaw, Weiss & De Naples. Professional Corporation, by George B. Shaw, P.L.S., Ohio Registration Number 5548.

THE MENTIONE WAS PREPARED IN TWE OHO DEPARTMENT OF TRANSPORT

Purpose: Postway Construction drive and grade adjustment.

Microticle #81-005-102

Section 2.

That the above described real estate is valued as follows: $\frac{16.440.00}{}$.

Section 3.

That the Municipal Attorney be and he hereby is authorized and directed to deposit said amount with the Clerk of Courts of Montgomery County, Ohio, or other depository; take possession of the aforesaid property; and apply to a court of competent jurisdiction to make inquiry into and assess the compensation to be paid for the interest or interests taken in said property and to do all things necessary or proper in connection therewith.

Section 4.

This ordinance is hereby declared to be an emergency measure and shall become effective immediately upon passage. An emergency affecting public health, safety and welfare is hereby declared to exist by virtue of the immediate need to make said improvements.

PASSED THIS 3044 DAY OF APRIL, 1984.

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. 18-84, passed by the Council of the City of Centerville, Ohio, on the 30th day of April, 1984.

Clerk of Council

Approved as to form, consistency with existing ordinances, the charter & constitutional plantitions, Deposit and of Law

Robert N. Farquiar, Municipal Attorney

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