

ORDINANCE NO. 18-84

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Bernard Scumler  
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.

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:

ROUTE Bigger Road

SECTION

OWNER: Christ Community Church

Montgomery, COUNTY, OHIO

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

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

PARCEL NO. 14T-1 TYPE OF INTEREST Temporary Easement

BEING a parcel of land lying on the west side(s) of the centerline of a survey, made by the Department of Transportation and recorded in Book         , Page          of the records of Montgomery County. \*In the name of Ohio for the use of the City of Centerville, Ohio

Description:

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;

Thence South 23°-12'-20" West a distance of 25.0 feet to a point being the true point of beginning of the tract herein described;

Thence parallel to said property line South 66°-47'-40" East a distance of 470.50 feet to a point;

Thence South 23°-12'-20" West a distance of 20.0 feet to a point;

Thence parallel with said North line North 66°-47'-40" West a distance of 476.13 feet to a point;

Thence North 34°-23'-18" East a distance of 20.39 feet to a point;

Thence South 66°-47'-40" East a distance of 1.68 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.

Purpose: Roadway Construction drive and grade adjustment.

THE OHIO DEPARTMENT OF TRANSPORTATION

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.

Microfiche NO. 81-005-B02

Owner claims title by instrument of record in Books          Page          Montgomery County Recorder's Office.

OWNER: Christ Community Church

Montgomery COUNTY, OHIO

Washington TOWNSHIP, SECTION 14 TOWN 7, FR. / ENTIRE

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

PARCEL NO. 14T-2 TYPE OF INTEREST Temporary Easement

BEING a parcel of land lying on the right side(s) of the centerline of a survey, made by the Department of Transportation\*and recorded in Book \_\_\_\_\_, Page \_\_\_\_\_ of the records of Montgomery County.\*In the name of and for the use of the City of Centerville, Ohio

Description:

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 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 23°-12'-20" West a distance of 15.00 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.

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.

Purpose: Roadway Construction drive and grade adjustment.

THIS INSTRUMENT WAS PREPARED BY THE OHIO DEPARTMENT OF TRANSPORTATION

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 Book \_\_\_\_\_ No. \_\_\_\_\_ Page \_\_\_\_\_ 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. 14WD TYPE OF INTEREST Warranty Deed

BEING a parcel of land lying on the right side(s) of the centerline of a survey, made by the Department of Transportation and recorded in Book \_\_\_\_\_, Page \_\_\_\_\_ of the records of Montgomery County.

Description:

Beginning at the northwest corner of said section, said corner being the grantor's northwest property corner and being Station 54+43.92 of said Bigger Road centerline 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;

Thence along said line, parallel to the centerline, South 4° 42' 20" West, a distance of 146.70 feet to a point on the grantor's south property line, 55.0 feet right of Station 52+78.83;

Thence along said south line, North 66° 47' 40" West, a distance of 58.0 feet to a point on the west line of said section and the centerline of Bigger Road, Station 52+97.23, said point being the grantor's southwest property corner;

Thence along said line, North 4° 42' 20" East, a distance of 146.70 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.

Grantor reserves the right of ingress and egress to and from any residual area.

THE STATE OF OHIO  
The Vice-Chief Clerk of the Recorder's Office

It is understood that the strip of land above described contains 0.185 acres, more or less, inclusive of the present road which occupies 0.667 acres, more or less.

Owner claims title by instrument of record in Microfiche No. 81-005-100 Montgomery County Recorder's Office.

SECTION

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. 14S TYPE OF INTEREST Sewer Construction

BEING a parcel of land lying on the right side(s) of the centerline of a survey, made by the Department of Transportation and recorded in Book Page of the records of Montgomery County.

Description:

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

Thence along said centerline and the grantor's west property line South 4°-42'-20" West a distance of 146.7 feet to a point, being the grantor's southwest property corner and Station 52+97.23;

Thence along the grantor's South 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 and being the true point of beginning of the tract herein described;

Thence along said line North 4°-42'-20" East a distance of 15.82 feet to a point 55.0 feet right of Station 52+94.65;

Thence parallel with said South property line South 66°-47'-40" East a distance of 182.53 feet to a point;

Thence North 34°-23'-18" East a distance of 126.52 feet to a point on the grantor's north property line;

Thence along said line South 66°-47'-40" East a distance of 17.12 feet to a point;

Thence South 23°-12'-20" West a distance of 25.0 feet to a point;

Thence parallel with said north line North 66°-47'-40" West a distance of 1.68 feet to a point;

Thence South 34°-23'-18" West a distance of 116.33 feet to a point on the grantor's south property line;

Thence along said line North 66°-47'-40" West a distance of 194.93 feet to the point of beginning.

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

THIS INSTRUMENT WAS PREPARED BY THE OHIO DEPARTMENT OF TRANSPORTATION

Purpose: Sewer Construction

It is understood that the area of land above described contains 0.126 acres, more or less, inclusive of the present road which occupies acres, more or less.

Microfilm No. 81-005-B02

Owner claims title by instrument of record in Book No. Page Montgomery County Recorder's Office.

OWNER: Christ Community Church

Montgomery COUNTY, OHIO

Washington TOWNSHIP, SECTION 14 TOWN 2, FRONTIER

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

PARCEL NO. 14X TYPE OF INTEREST Channel Construction

BEING a parcel of land lying on the right side(s) of the centerline of a survey, made by the Department of Transportation and recorded in Book , Page of the records of Montgomery County. In the name of and for the use of the City of Centerville, Ohio

Description:

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°-50'-52" 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 20.0 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" East a distance of 25.0 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, F.L.S., Ohio Registration Number 5548.

Purpose: Channel Construction

THIS DOCUMENT IS THE PROPERTY OF THE DEPARTMENT OF TRANSPORTATION

It is understood that the strip of land above described contains 0.394 acres, more or less, inclusive of the present road which occupies acres, more or less.

Owner claims title by instrument of record in Book 81-005 142 Montgomery County Recorder's Office.

OWNER: Christ Community Church

Montgomery COUNTY, OHIO

Washington TOWNSHIP, SECTION 14 TOWN 2, FRONTIER

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

PARCEL NO. 141 TYPE OF INTEREST Temporary Easement

BEING a parcel of land lying on the right side(s) of the centerline of a survey, made by the Department of Transportation and recorded in Book       , Page        of the records of Montgomery County, in the name or and for the use of the City of Centerville, Ohio

Description: Beginning at the Northwest corner of said section, said corner being the grantor's northwest property corner and being Station 54+43.92 of said Binger Road centerline 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 tract herein described;

Thence continuing along said north line South 66°-47'-40" 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 34°-23'-18" 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 34°-23'-18" West a distance of 126.52 feet to a point;

Thence parallel to said North line North 66°-47'-40" 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" East 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 5348.

THIS INSTRUMENT WAS PREPARED BY THE OHIO DEPARTMENT OF TRANSPORTATION

Purpose: Roadway Construction drive and grade adjustment.

It is represented that the strip of land above described contains 0.123 acres, more or less, inclusive of the present road which occupies        acres, more or less. Microfiche #81-005-102

Owner claims title by instrument of record in Deed Book No.       , Page       , Montgomery County Recorder's Office.

Section 2.

That the above described real estate is valued as follows: \$ 16,440.00.

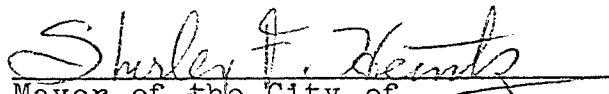
Section 3.

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 30th 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

ALTICK & CORWIN

Approved as to form, consistency  
with existing ordinances, the  
charter & constitutional provisions,  
Department of Law  
Robert N. Farquhar,  
Municipal Attorney