

# RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. 2002-05

Passed March 5, 2002

YEAR

## AN ORDINANCE AMENDING ORDINANCE 2002-04, AND DECLARING IT AN EMERGENCY.

WHEREAS, pursuant to section 723.05 O.R.C., Council determined in Ordinance 2002-04 that there was good cause to narrow the right of way known as East Campus Blvd. from ninety (90) feet to sixty (60) feet, and to permit the replat of the Harvest Wing Development Subdivision with the East Campus Blvd. right of way narrowed to sixty (60) feet; and

WHEREAS, the replat of Harvest Wing Development Subdivision altered the location of Walker Court and thereby said replat requires the vacation of Walker Court as previously platted; and

WHEREAS, Ordinance 2002-04 inadvertently omitted the vacation of Walker Court as previously platted; and

WHEREAS, all of the owners of property abutting the Walker Court right of way have filed written consent to the vacation of the Walker Court right of way.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROOKVILLE, OHIO THAT:

SECTION 1: Section 1 of Ordinance 2002-04 is hereby amended as follows:

The right of way known as East Campus Blvd. is hereby narrowed from ninety (90) feet to sixty (60) feet. The new right of way of sixty (60) feet is set forth in the replat of Harvest Wing Development Subdivision, a copy of which is attached hereto and marked Exhibit A. Walker Court as previously platted is hereby vacated, and relocated to the new right of way as is set forth on the replat of Harvest Wing Development Subdivision.

SECTION 2: Section 2 of Ordinance 2002-04 is hereby amended as follows:

The Clerk of Council and City Engineer are hereby authorized and directed to execute the replat of Harvest Wing Development Subdivision incorporating therein the narrowing of E. Campus Blvd. and the vacation of Walker Court as previously platted, and further, to execute a vacation plat narrowing E. Campus Blvd. and vacating Walker Court in the event said vacation plat is required by Montgomery County.

SECTION 3: This Ordinance is hereby declared to be an emergency measure to preserve the public health, safety and welfare of the citizens of the City of Brookville by permitting the immediate replat of Harvest Wing Development Subdivision and thereby assist in the immediate economic development of the Harvest Wing Development Subdivision.

PASSED this 5th day of March, 2002.

ATTEST:

Sonja M. Keaton  
Sonja M. Keaton, Clerk

Carole A. Imler  
Carole A. Imler, Mayor

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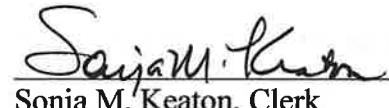
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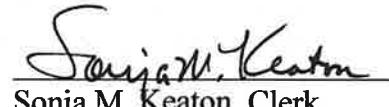
## CERTIFICATE

The undersigned, Clerk of the City of Brookville, Ohio, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 2002-05, passed by the Council of the City of Brookville, Ohio, on the 5th day of March, 2002.

  
Sonja M. Keaton, Clerk

## CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2002-05 was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the 6th day of March, 2002 to the 6th day of April, 2002, both days inclusive.

  
Sonja M. Keaton, Clerk

RECORD PLAN  
HARVEST WING DEVELOPMENT

## SECTION ONE - A

BEING A REPLAT OF PART LOT 1898 AND ALL OF LOT 2181, 2182 & 2183 OF HARVEST WING DEVELOPMENT SECTION ONE AS RECORDED IN P.B. 181, PG. 26 ALSO BEING OF THE CONSECUTIVE LOT NUMBERS OF THE CITY OF BROOKVILLE AND A PORTION OF VACATED EAST CAMPUS BLVD. AND ALL OF VACATED WALKER COURT BY CITY ORDINANCE # 2002-02 FEBRUARY 5, 2002. BEING LOCATED IN SECTION 27, TOWN 6, RANGE 4-E, OF MONTGOMERY COUNTY, OHIO

5.7281 TOTAL ACRES

