

# RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. 2002-13

Passed January 21, 2003  
YEAR

## AN ORDINANCE ZONING CERTAIN LOTS OF THE REVISED CONSECUTIVE NUMBER OF LOTS OF THE CITY OF BROOKVILLE, OHIO TO A NEW CLASSIFICATION.

WHEREAS, the City of Brookville recently annexed certain territory along the west side of Arlington Road north of I-70 consisting of 5.963 acres; and

WHEREAS, it is deemed necessary and proper to provide zoning for this newly annexed territory.

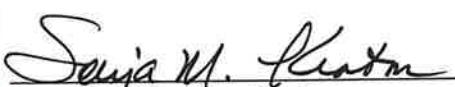
NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROOKVILLE, OHIO THAT:

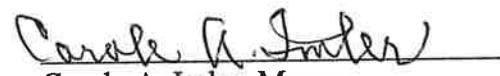
SECTION 1: The territory recently annexed to the City of Brookville consisting of 5.963 acres, being Lots 2225, 2226, 2227 and 2228 of revised consecutive number of lots of the City of Brookville, being further described in Exhibits A and B attached hereto and incorporated herein by reference, is hereby zoned to the classification of "HS" Highway Service.

SECTION 2: This Ordinance shall be in full force and effect from and after the earliest period allowed by law after passage by the Council of the City of Brookville.

PASSED this 21st day of January, 2003

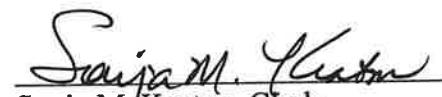
ATTEST:

  
Sonja M. Keaton, Clerk

  
Carole A. Imler, Mayor

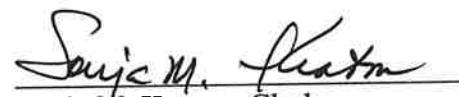
### CERTIFICATE

The undersigned, Clerk of the City of Brookville, Ohio, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 2002-13, passed by the Council of the City of Brookville, Ohio, on the 21st day of January, 2003.

  
Sonja M. Keaton, Clerk

### CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2002-13 was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the 22nd day of January, 2003 to the 21st day of February, 2003 both days inclusive.

  
Sonja M. Keaton, Clerk

**EXHIBIT "A"**

The following described real estate situate in the Northeast quarter of Section 28 and the Northwest quarter of Section 27, Town 6, Range 4 East, First Meridian, Clay Township, Montgomery County, State of Ohio, being part of the following tracts;

Tract No.	Owner	Microfiche Deed Book	Deed Area (Acres)	Area to be Annexed (Acres)	Proposed Village Lot Number
1	Ranndall A. & Beverly A. Robbins	91-116E05	1.348	1.348	2225
2 & 3	Warren A. & Ruth E. Henninger	D.B. 2234, Pg. 555 D.B. 2275, Pg. 480	1.794 0.448	2.242	2226 & 2227
4	Chad A. & Christine M. Mullennix	95-217A02	1.948	1.948	2228
5	Diane Lynn Long		50.789	0.425	Right of Way

And being more fully bounded and described as follows:

Beginning at the East Quarter Corner of Section 28 and being the True Point of Beginning.

Thence South 88°43'30" West along the quarter Section line of Said Section 28 and the existing corporation line a distance of three hundred ninety two and ten hundredths feet (392.10') to the southwest corner of said Robbins Parcel 1 (1.348 acre tract).

Thence North 03°19'22" West along the existing corporation line distance of six hundred seventeen and thirty seven hundredths feet (617.37') to the northwest corner of said Mullennix Parcel 4 (1.948 acre tract).

Thence North 88°43'30" East along the north property line of said Mullennix Parcel 4 (1.948 acre tract) a distance of four hundred nineteen and seventy four hundredths feet (419.74') to a point.

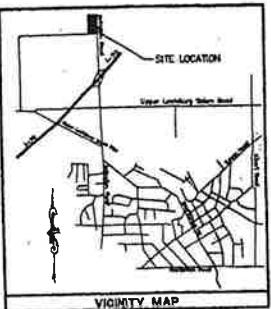
Thence South 03°32'37" East along the east Right-of-Way line of Arlington Brookville Pike a distance of six hundred seventeen and forty four hundredths feet (617.44') to a point.

Thence South 88°41'14" West along the quarter section line of said Section 27 and the existing corporation line a distance of thirty and two hundredths feet (30.02') to a Railroad Spike for the true point of Beginning, containing 5.963 acres, more or less

The above description was prepared by Eric C. Thomas, Registered Surveyor Number 7236, State of Ohio

  
Eric C. Thomas  
Registered Surveyor Number 7236  
State of Ohio

This instrument prepared: October 16, 2001  
By: Eric C. Thomas  
Fanning/Howey Associates, Inc.  
1200 Irmscher Blvd.  
Celina OH, 45822  
(419) 586-2292



## *NORTH*

### GRAPHIC SCALE

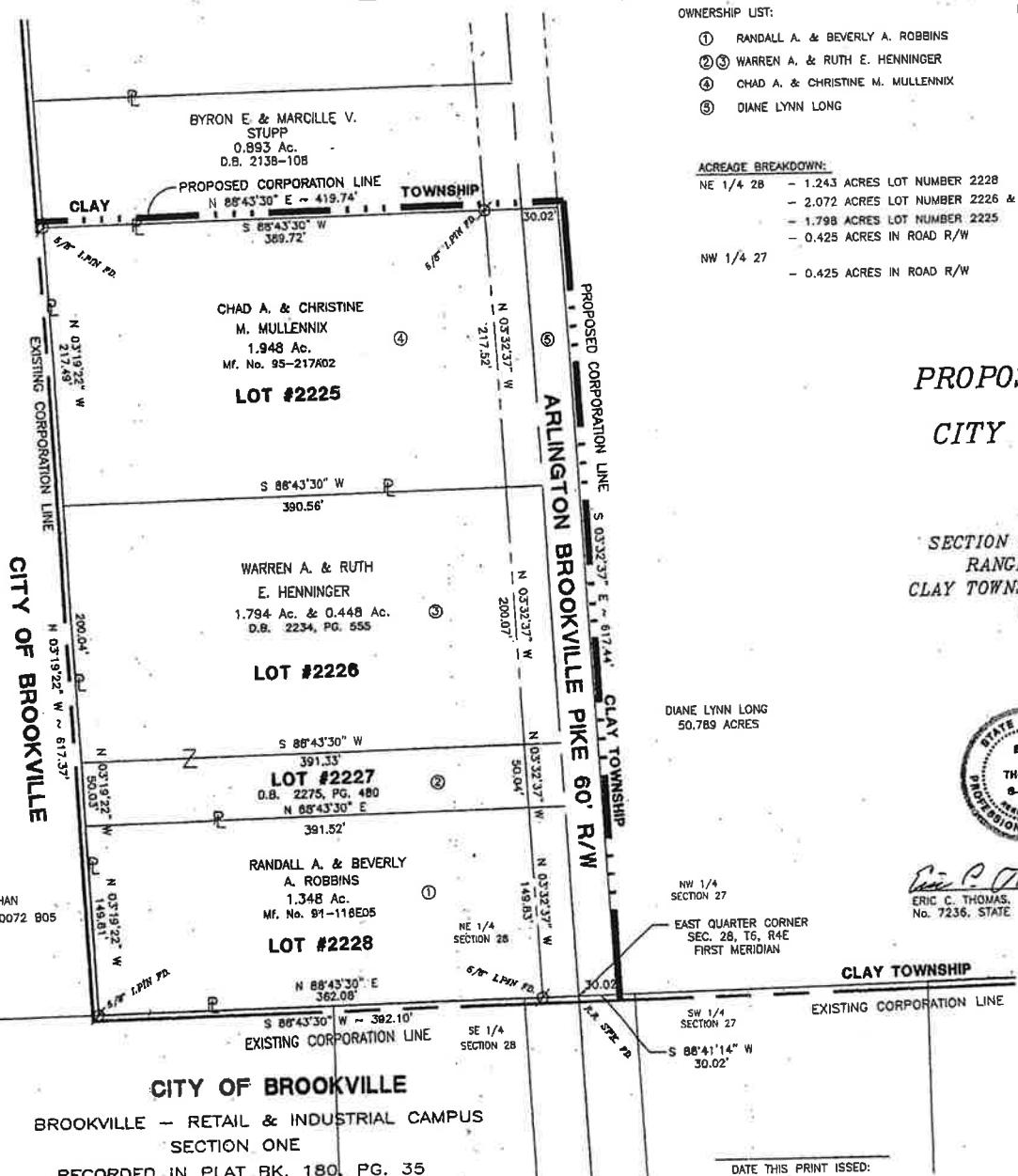
A horizontal scale bar divided into four equal segments. The first segment is black, and the subsequent three are white. Below the bar, numerical labels are placed under each segment: '0'' under the first, '60'' under the second, '120'' under the third, and '240'' under the fourth. Below these labels is the text 'SCALE: 1" = 60'.

**LEGEND:**

① INDICATES TRACT NUMBER  
#3000 INDICATED PROPOSED LOT NUMBER  
CITY OF BROOKVILLE  
FOR DESCRIPTION - SEE EXHIBIT "A"  
IRON PIN FOUND Ø

PT. LOT No. 1758  
HENRY JOE WALKER SR., CONNIEJ. WALKER  
HENRY JOE WALKER JR., KRIS ELIZABETH LOUTHAN  
D.B. 2433, PG. 15; DEED 93 797 C11 & DEED 94 0072 B05  
(90.716 ACRES DEED)  
(REMAINING ACRES 23.982)

*EXHIBIT "B"*



**OWNERSHIP LIST**

- ① RANDALL A. & BEVERLY A. ROBBINS
- ②③ WARREN A. & RUTH E. HENNINGER
- ④ CHAD A. & CHRISTINE M. MULLENNIX
- ⑤ DIANE LYNN LONG

**PROPOSED LOT No.**

2225  
2226 & 2227  
2228  
ROAD R/W ONLY

ACREAGE BREAKDOWN

NE 1/4 28 - 1.243 ACRES LOT NUMBER 2228  
 - 2.072 ACRES LOT NUMBER 2226 & 2227  
 - 1.798 ACRES LOT NUMBER 2225  
 - 0.425 ACRES IN ROAD R/W

NW 1/4 27

MAP

OF  
**PROPOSED ANNEXATION**  
TO THE  
**CITY OF BROOKVILLE**  
CONTAINING  
5.963 AC.

IN  
SECTION 27 & SECTION 28, TOWN 6.  
RANGE 4E, FIRST MERIDIAN.  
CLAY TOWNSHIP, MONTGOMERY CO., OHIO  
OCTOBER 2001



Eric C. Thomas  
ERIC C. THOMAS, REGISTERED PROFESSIONAL SURVEYOR  
No. 7236, STATE OF OHIO

**PREPARED BY**

**Fanning/Howey**  
Civil Engineering Division  
Engineers Surveyors Consultants  
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TELETYPE (419) 586-24