

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. 2002-15

Passed February 5, 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 east side of Arlington Road north of I-70 consisting of 75.522 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 75.522 acres, being Lots 2222, 2223 and 2224 of the 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 as follows:

- (A) Lot 2222 shall be divided into two zoning districts. The boundary line between the two zoning districts in Lot 2222 shall be 1156.7 feet from the centerline of Arlington Road. The area of Lot 2222 that lies west of this boundary line shall be zoned Highway Service (HS), and the area of Lot 2222 that lies east of this boundary line shall be zoned General Industrial (I-2), as indicated on the map attached as Exhibit B.
- (B) Lots 2223 and 2224 shall be zoned General Industrial (I-2), as indicated on the map attached as Exhibit B.

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 4th day of February, 2003.

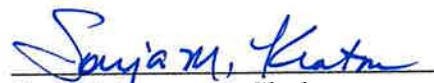
ATTEST:


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. 2002-15, passed by the Council of the City of Brookville, Ohio, on the 4th day of February, 2003.


Sonja M. Keaton, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2002-15 was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the 5th day of February, 2003 to the 6th day of March, 2003, both days inclusive.

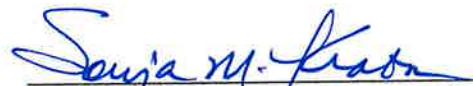

Sonja M. Keaton, Clerk

EXHIBIT "A"

DESCRIPTION OF PROPOSED LONG ANNEXATION
TO THE CITY OF BROOKVILLE, OHIO
75.522 ACRES
FROM CLAY TOWNSHIP

The following described real estate situate in the North Half of Section 27, Town 6, Range 4 East, First Meridian, Clay Township, Montgomery County, State of Ohio, being part of the following tract:

Tract No.	Owner	Microfiche Deed Book	Deed Area (Acres)	Area to be Annexed (Acres)	Proposed City Lot Number
1	Diane Lynn Long	95-0195 A07 Parcel 1	51.705	50.789	2222

and being all of the following tracts:

2	Diane Lynn Long	95-0195 A07 Parcel 2	15.077	15.077	2223
3	Diane Lynn Long	95-0195 A07 Parcel 3	9.656	9.656	2224

and being more fully bounded and described as follows:

Beginning at the northwest corner of said Section 27.

Thence with the west line of said Section 27, and with the centerline of the Brookville & Arlington Pike, South 05 degrees 45 minutes East, 1320.00 feet to the northwest corner of said Long Parcel 1 (51.705 acre tract).

Thence with the north line of said Long Parcel 1 (51.705 acre tract), North 86 degrees 30 minutes East, 30.02 feet to a point in the east right-of-way line of said Brookville & Arlington Pike, said point being the northwest corner of the herein described 75.522 acre tract, the northwest corner of Tract No. 1 above, and the true point of beginning for the herein described 75.522 acre tract.

Thence continuing with the north line of said Long Parcel 1 (51.705 acre tract), and with the north line of said Tract No. 1, North 86 degrees 30 minutes East, 1685.98 feet to the northeast corner thereof, also being the northwest corner of said Long Parcel 2 (15.077 acre tract), and said Tract No. 2.

Thence with the north line of said Long Parcel 2 (15.077 acre tract), and with the north line of said Tract No. 2, North 89 degrees 39 minutes East, 673.08 feet to the northeast corner thereof, also being the northwest corner of said Long Parcel 3 (9.656 acre tract), and said Tract No. 3.

Thence with the north line of said Long Parcel 3 (9.656 acre tract), and with the north line of said Tract No. 3, North 89 degrees 47 minutes 10 seconds East, 1250.42 feet to the northeast corner thereof.

Thence with the east line of said Long Parcel 3 (9.656 acre tract), and with the east line of said Tract No. 3, South 00 degrees 39 minutes 56 seconds East, 127.54 feet to the southeast corner thereof, and in the north right-of-way line of Interstate Highway Route 70.

Thence Southwestwardly on a curve to the left with the north right-of-way line of said Interstate Highway Route 70, with the south line of said Long Parcels 3 (9.656 acre tract), 2 (15.077 acre tract), and 1 (51.705 acre tract), and also with the south line of said Tracts No. 3, 2 and 1, a total distance of 2376.65 feet to its intersection with the south line of the Northwest Quarter of Section 27, and being a southeast corner of said Long Parcel 1 (51.705 acre tract), and said Tract No. 1, and said corner being in the present north corporation line of the City of Brookville.

Thence with the said present north corporation line of the City of Brookville, with the sout' line of said Northwest Quarter of Section 27, with the south line of said Long Parcel 1 (51.705 acre tract), and with the south line of said Tract No. 1, South 86 degrees 30 minutes West, 1511.54 feet to a point in the east right-of-way line of said Brookville & Arlington Pike, said point being the southwest corner of the herein described 75.522 acre tract, and said point being North 86 degrees 30 minutes East, 30.02 feet from the southwest corner of said Northwest Quarter of Section 27, and the southwest corner of said Long Parcel 1 (51.705 acre tract).

Thence leaving the said present north corporation line of the City of Brookville, with the east right-of-way line of said Brookville & Arlington Pike, parallel to and 30.00 feet as measured at right angles from the centerline of said Brookville & Arlington Pike, the west line of said Northwest Quarter Section, and the west line of said Long Parcel 1 (51.705 acre tract), North 05 degrees 45 minutes West, 1329.70 feet to the true point of beginning, and containing 75.522 acres, more or less.

The above description was prepared by Donald R. Bowman, Registered Surveyor Number 4323, State of Ohio.


Donald R. Bowman
Registered Surveyor Number 4323
State of Ohio

This instrument prepared: September 8, 2001

By: Donald R. Bowman

Civil Engineer & Surveyor
9349 Baltimore-Phillipsburg Pike
Brookville OH 45309-9644
(937) 884-5714

