

RECORD OF ORDINANCES

Dayton Legal Blank Co.—10116

Ordinance No. 1989-05

Passed March 7, 1989

AN ORDINANCE REZONING CERTAIN LOTS OF THE REVISED AND CONSECUTIVE NUMBERS OF LOTS OF THE MUNICIPALITY OF BROOKVILLE, OHIO FROM ITS PRESENT CLASSIFICATION TO THE NEW CLASSIFICATION OF I-2. (21.119 ACRES MORE OR LESS).

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

SECTION I:

The classification of the following described real estate located on Westbrook Road to be and the same is hereby changed and rezoned from its present classification of "C" to the classification of "I-2" pursuant to the zoning ordinance of the Municipality of Brookville, Ohio; a description of which is attached hereto marked Exhibit "A".

SECTION II:

This Ordinance shall revoke and rescind all Ordinances, parts of Ordinances, and Resolutions and parts of Resolutions that are in conflict herewith and shall be enforced from and after the earlier period allowed by law.

PASSED this 7th day of March, 1989.

ATTEST:


E. Eugene Roeser, Clerk


Michael A. Duncan, Mayor

CERTIFICATE

The undersigned, Clerk of the Municipality of Brookville, Ohio does hereby certify that the foregoing is a true and correct copy of Ordinance No. 1989-05 passed by the Council of said Municipality on the 7th day of March, 1989.


E. Eugene Roeser, Clerk

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CERTIFICATION OF POSTING

The undersigned, Clerk of Council of the Municipality of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 1989-05 was posted at the Municipal Building, U. S. Post Office and the Brookville National Bank, Brookville, Ohio on the 14th day of March, 1989 to the 12th day of April, 1989, both days inclusive.


E. Eugene Roeser, Clerk

The Professional Associates, Inc.

PROFESSIONAL

ENGINEERS

PLANNERS

&

SURVEYORS

LEGAL DESCRIPTION:

"EXHIBIT A"

FEBRUARY 1, 1989.

DESCRIPTION FOR RE-ZONING OF CERTAIN LANDS OWNED BY K.C. MOSIER II, IN THE VILLAGE OF BROOKVILLE.

SITUATE IN THE SOUTHEAST QUARTER OF SECTION 35, TOWN 6, RANGE 4 EAST, N.R.S., VILLAGE OF BROOKVILLE, MONTGOMERY COUNTY, STATE OF OHIO, AND BEING A PART OF LOT NO. 1686 OF THE "K.C.MOSIER INDUSTRIAL PARK" SECTION TWO AS RECORDED IN RECORD PLAT BOOK 137, PAGE 37 OF THE OFFICIAL RECORDS OF MONTGOMERY COUNTY, OHIO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEGINNING AT A STONE AT THE NORTHEAST CORNER OF LOT NO. 1686 OF SAID INDUSTRIAL PARK, ALSO BEING THE TRUE POINT OF BEGINNING FOR THE HEREINAFTER DESCRIBED TRACT:

THENCE SOUTH 01 DEG.23'30" EAST, PASSING AN IRON PIN AT 1275.38 FEET, IN ALL 1290.46 FEET TO THE NORTH RIGHT-OF-WAY OF WESTBROOK ROAD;

THENCE WITH THE NORTH RIGHT-OF-WAY OF SAID ROAD AND 30.00 FEET DISTANT AND PARALLEL WITH THE CENTERLINE OF SAID ROAD AND THE SOUTH LINE OF SECTION 35, SOUTH 88 DEG.55'20" WEST, 435.93 FEET TO AN IRON PIN;

THENCE NORTH 01 DEG.06'13" WEST, 2.83 FEET TO AN IRON PIN IN THE P.C. OF A CURVE TO THE LEFT;

THENCE WITH SAID CURVE TO THE LEFT A CENTRAL ANGLE OF 90 DEG.01'31", AND A RADIUS OF 25.00 FEET, AN ARC DISTANCE OF 39.28 FEET AND HAVING A CHORD BEARING OF NORTH 43 DEG.53'01" EAST, AND DISTANCE OF 35.36 FEET TO AN IRON PIN, AND ALSO BEING THE P.T. OF SAID CURVE;

THENCE NORTH 01 DEG.07'44" WEST, 133.77 FEET TO AN IRON PIN;

THENCE SOUTH 88 DEG.55'20" WEST, 216.00 FEET TO AN IRON PIN;

THENCE NORTH 01 DEG.07'44" WEST, 111.00 FEET TO AN IRON PIN;

THENCE SOUTH 88 DEG.55'20" WEST, 146.21 FEET TO AN IRON PIN;

THENCE NORTH 01 DEG.07'44" WEST, 366.91 FEET TO A 3/4" IRON BAR;

THENCE NORTH 01 DEG.07'44" WEST, 473.70 FEET TO AN IRON PIN, ALSO BEING AN EASTERLY CORNER OF LOT NO. 1684 OF SAID INDUSTRIAL PARK;

THENCE NORTH 01 DEG.07'44" WEST, 178.92 FEET TO A STONE;
THENCE NORTH 89 DEG.02'59" EAST, 506.71 FEET TO A MONUMENT, ALSO BEING THE SOUTHEAST CORNER OF LOT NO. 1684;

THENCE NORTH 89 DEG.02'59" EAST, 260.51 FEET TO THE PLACE OF BEGINNING, CONTAINING 21.119 ACRES, MORE OR LESS, AND SUBJECT TO ALL EASEMENTS, RIGHT-OF-WAYS AND RESTRICTIONS OF RECORD.

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