

RECORD OF ORDINANCES

(MOSIER)

Dayton Legal Blank Co.—10116

Ordinance No. 1989-07

Passed April 18, 1989

AN ORDINANCE ZONING CERTAIN LOTS OF THE REVISED CONSECUTIVE NUMBER OF LOTS OF THE MUNICIPALITY OF BROOKVILLE, OHIO TO A NEW CLASSIFICATION OF "I-2".

WHEREAS, the Municipality of Brookville, Ohio, recently annexed certain territory along East Westbrook Road to the Municipality of Brookville; and

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

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

SECTION I:

The classification of the real estate recently annexed to the Municipality of Brookville, Ohio along East Westbrook Road on the north side is hereby zoned to the classification of "I-2" pursuant to the Zoning Ordinances of the Municipality of Brookville, Ohio.

See further description attached hereto and marked Exhibit "A".

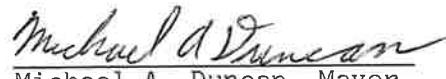
SECTION II:

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 in force from and after the earliest period allowed by law.

PASSED this 18th day of April, 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. 1989-07 passed by the Council of said Municipality on the 18th day of April, 1989.


E. Eugene Roeser, Clerk

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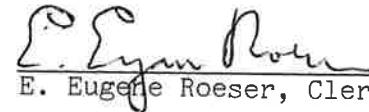
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CERTIFICATION OF POSTING

The undersigned, Clerk of Council of the Municipality of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 1989-07 was posted at the Municipal Building, U. S. Post Office and the Brookville National Bank, Brookville, Ohio on the 20th day of April, 1989 to the 19th day of May, 1989, both days inclusive.


E. Eugene Roeser, Clerk

The Professional Associates, Inc.

PROFESSIONAL

ENGINEERS

PLANNERS

&

SURVEYORS

SEPTEMBER 6, 1988.

Description for the proposed annexation of 10.0336 acres to the Village of Brookville, Ohio.

Situate in the southwest quarter of Section 35, Town 6, Range 4 East, M.R.S., Clay Township, Montgomery County, State of Ohio, and being bounded and described as follows:

Beginning at an iron pin found at the southwest corner of Section 35, and the intersection of Albert Road and Westbrook Road, thence North 88° 55'20" East, with the centerline of Westbrook Road and also being the South line of Section 35, a distance of 1336.21 feet to a railroad spike, thence with the East line of a 24' lane, and also being City lot no's. 1563 and 1564 of the Village of Brookville, North 01° 21'17" West, 633.44 feet to a concrete monument, and also being the true point of beginning:

Thence continuing with the same line, North 01° 21'17" West, 22.73 feet to an iron pin, and also being the northeast corner of City lot no. 1351 and the southwest corner of City lot no. 1444 of the Village of Brookville;

Thence North 88° 27'51"East, with the South line of lot no. 1444, 1221.39 feet to an iron pipe;

Thence South 01° 06'44"East, with the West line of lands owned by Horace B. and Connie R. Hadden as recorded in microfiche no. 79-218A01 of the official records of Montgomery County, Ohio, passing an iron pin at 620.93 feet, in all 635.93 feet to the north right-of-way line of Westbrook Road, and being northerly 30.00 feet from the centerline, and the south line of Section 35;

Thence with the right-of-way line, and parallel with the south line of Section 35, South 88°55'20"West, 115.55 feet to a point in the north right-of-way line of the Consolidated Rail Corporation railroad;

Thence with the north right-of-way of said railroad, and 33.00 feet northeast and parallel to the centerline of the main track, North 62° 27'45"West, passing an iron pin at 31.32 feet, in all 1259.97 feet to the true point of beginning, containing 10.0336 acres, more or less, and subject to all easements and highways of record.

This description prepared from a actual survey of the above described tract owned by K.C. Mosier II, and recorded in microfiche no. 80-53A12 of the official records of Montgomery County, Ohio.

Prepared by: M.L.Oxner, P.E., P.S.

Regist. Surveyor no. 6209
September 6, 1988.

ANNEXATION - VILLAGE OF BROOKVILLE

Proposed annexation of approximately 10.0336 acres to the Village of Brookville situated in Section 35, Town 6, Range 4 East, Clay Township, Montgomery County, State of Ohio.

#88-23

Owners of Real Estate	1
Valid Signatures	1
Percent	100

