

# RECORD OF ORDINANCES

Dayton Legal Blank Co.—10116

Ordinance No. 1988-06

Passed

*Rejected*

19

AN ORDINANCE REZONING CERTAIN LOTS OF THE REVISED AND CONSECUTIVE NUMBER OF LOTS OF THE MUNICIPALITY OF BROOKVILLE, OHIO FROM ITS PRESENT CLASSIFICATION TO THE NEW CLASSIFICATION OF R-3.

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 Wolf Creek Pike and commonly referred to as the Volk Lands in Brookville, Ohio, to be and the same is hereby changed and rezoned from its present classification to the classification of R-3 pursuant to the zoning ordinance of the Municipality of Brookville, Ohio:

Located in the Village of Brookville and in Section 3, Town 5, Range 4E, Perry Township, County of Montgomery, State of Ohio and being part of Lots 1576 and 1577, both of the consecutive numbers of lots on the Plat of said Village of Brookville, Ohio and being more particularly described as follows:

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 enforced from and after the earlier period allowed by law.

PASSED this \_\_\_\_ day of \_\_\_\_\_, 1988.

ATTEST:

\_\_\_\_\_  
E. EUGENE ROESER, Clerk

\_\_\_\_\_  
GEORGE E. BROWN, 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. 1988-\_\_\_\_ passed by the Council of said Municipality on the \_\_\_\_ day of \_\_\_\_\_, 1988.

\_\_\_\_\_  
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. 1988-\_\_\_\_\_ was posted at the Municipal Building, U.S. Post Office and the Brookville National Bank, Brookville, Ohio on the \_\_\_\_ day of \_\_\_\_\_, 1988, both days inclusive.

\_\_\_\_\_  
E. EUGENE ROESER, Clerk

## TRI-CITY ENGINEERING COMPANY

CIVIL ENGINEERS AND SURVEYORS

2151 EMBURY PARK ROAD

DAYTON, OHIO 45414

TELEPHONE 513 278-4803



ABRAHAM BODENSTEIN, PE, PS

DON MEEK, PS

LUIS RIANCHO, PS

SCOTT VAGEDES, PE

KENNETH GRIFFITHS, PE, PS

DARRELL BALL, PS

GERALD MACY, PS

JEFFREY JONES, PS

JAMES RUEMPING, PS

JAMES VANDEN BOSCH, PS

CHARLES HAUGHT, PE

D74-191.1 (51)

May 17, 1988

Description of Area to be Zoned R-3  
Volk Lands - Wolf Creek Pike

Located in the Village of Brookville and in Section 3, Town 5, Range 4E, Perry Township, County of Montgomery, State of Ohio and being part of Lots 1576 and 1577, both of the consecutive numbers of lots on the Plat of said Village of Brookville, Ohio and being more particularly described as follows:

beginning at the northeast corner of said Lot 1576;

thence with the north line of said Lot 1576, South eighty-eight degrees forty-eight minutes twenty-two seconds ( $88^{\circ} 48' 22''$ ) West for seven hundred ninety-one and 26/100 (791.26) feet to the true point of beginning of this parcel;

thence with a new zoning line, parallel to the east line of said Lot 1577 and the east line of said Lot 1576, South one degree twenty-three minutes twelve seconds ( $1^{\circ} 23' 12''$ ) East for six hundred seven and 27/100 (607.27) feet to the northeast corner of Lot 1578 of the consecutive numbers of lots on the Plat of said Village of Brookville, Ohio, crossing the south line of said Lot 1576 and the north line of said Lot 1577 at four hundred eleven and 19/100 (411.19) feet;

thence with the north line of said Lot 1578 and with the south line of said Lot 1577 on a curve to the left with a radius of one hundred fifty and 00/100 (150.00) feet for sixty-one and 78/100 (61.78) feet to a point, chord to said curve bears South eighty-seven degrees sixteen minutes fifteen seconds ( $87^{\circ} 16' 15''$ ) West for sixty-one and 35/100 (61.35) feet;

thence continuing with the north line of said Lot 1578 and with the south line of said Lot 1577, South seventy-five degrees twenty-eight minutes fifteen seconds ( $75^{\circ} 28' 15''$ ) West for two hundred two and 79/100 (202.79) feet to the southwest corner of said Lot 1577 and the centerline of Wolf Creek Pike;

thence with the centerline of said Wolf Creek Pike and with the west line of said Lot 1577 and with the west line of said Lot 1576 on the following two courses: North twenty-one degrees fifty minutes forty-five seconds ( $21^{\circ} 50' 45''$ ) West for ten and 79/100 (10.79) feet and North twenty-six degrees forty-three minutes zero seconds ( $26^{\circ} 43' 00''$ ) West for seven hundred fifteen and 39/100 (715.39) feet to the northeast corner of said Lot 1576, passing the line between said Lot 1576 and said Lot 1577 at one hundred ninety-three and 77/100 (193.77) feet;

thence with the north line of said Lot 1576, North eighty-eight degrees forty-eight minutes twenty-two seconds ( $88^{\circ} 48' 22''$ ) East for five hundred sixty-eight and 65/100 (568.65) feet to the point of beginning, containing 6.044 acres more or less, according to a survey of said premises by Luis G. Riancho, Registered Surveyor, State of Ohio #5287.

Chk'd by: J.R.