

RECORD OF ORDINANCES

Ordinance No. 1983-18

Passed December 20, 1983

AN ORDINANCE REZONING LOTS NUMBERED 1283 AND 1285 OF THE MUNICIPALITY OF BROOKVILLE, OHIO, FROM R-4 TO THE NEW CLASSIFICATION OF B-1.

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

SECTION I:

The classification of the following described real estate to be and the same is hereby changed and rezoned from R4 to B1 pursuant to the Zoning Ordinance of the Municipality of Brookville, Ohio.

Legal description:

Situate in the Village of Brookville, County of Montgomery and State of Ohio; and being a part of Lots No. 1283 and No. 1285 of the consecutive numbered lots on the revised plat of the said Village of Brookville, Ohio, and being further bounded and described as follows:

From the northeast corner of said Lot No. 1285 in the center-line of Arlington Road, said point being the southeast corner of land conveyed to Russell E. Boose, et al., by deed recorded in Book 2275, Page 309 in the deed records of Montgomery County, Ohio; and thence N $86^{\circ} 58' 58''$ W for a distance of 352.01 feet to a point in the south line of the Boose land, said point being the northwest corner of land conveyed to Robert E. Behnken by deed recorded in Microfiche No. 74-98C02 in the deed records of Montgomery County, Ohio, and said point being the place of beginning:

Thence S $1^{\circ} 20' 00''$ W for a distance of 149.72 feet to a point, said point being the southwest corner of the said Behnken land and in the north line of Rona Parkway Drive;

Thence N $87^{\circ} 02' 40''$ W for a distance of 201.35 feet to a point in the east line of Coronado;

Thence N. $2^{\circ} 57' 20''$ E for a distance of 149.98 feet to a point in the south line of the Boose property and in the north line of said Lot No. 1285;

Thence S $86^{\circ} 58' 58''$ E along the south line of the Boose land and the north line of said Lot No. 1285 for a distance of 197.11 feet to the place of beginning, containing approximately 0.685 acres more or less.

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Subject to all legal highways, easements, restrictions and agreements of record.

(Grantor acquired title by deed instruments recorded in Vol. 2444 at Page 579 and Vol. 2466 at Page 580 of the deed records of Montgomery County, Ohio.)

Situate in the Village of Brookville, and in Section 33, Town 6, Range 4E, Clay Township, County of Montgomery, State of Ohio, and being part of Lot 1285 on the Plat of said Village of Brookville, Ohio, and being a tract of land described as follows: Beginning at a point on the centerline of Arlington Road, said point being the southeast corner of land conveyed to Russell E. Boose, et al., by deed recorded in Book 2275 Page 309 in the Deed Records of Montgomery County, Ohio; thence with the centerline of said Arlington Road, South one degree twenty minutes West for one Hundred forty-nine and 34/100 (149.34) feet; thence North eighty-seven degrees two minutes forty seconds West for Three Hundred fifty-two and no/100 (352.00) feet; thence North one degree twenty minutes East for one Hundred forty-nine and 72/100 (149.72) feet to a point in the south line of said Boose land; thence with the south line of said Boose land, South eighty-six degrees fifty-eight minutes fifty-eight seconds East for three Hundred fifty-two and 01/100 (352.01) feet to the point of beginning, containing 1.208 acres more or less.

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 20th day of December, 1983.

ATTEST:


E. EUGENE ROESER, Clerk


ROBERT N. APGAR, Mayor

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DAYTON BLANK BOOK & PFG. CO.

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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. 1983-18 passed by the Council of said Municipality on the 20th day of December, 1983.


E. Eugene Roeser, Clerk

CERTIFICATION OF POSTING

The undersigned, Clerk of Council of the Municipality of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 1983-18 was posted at the Municipal Building, U. S. Post Office and the Brookville National Bank, Brookville, Ohio on the 22nd day of December, 1983 to the 20th day of January, 1984 both days inclusive.


E. Eugene Roeser, Clerk