

TO ACCEPT THE ANNEXATION INTO THE VILLAGE OF CENTERBURG OF CERTAIN TERRITORY IN HILLIAR TOWNSHIP CONTAINING 3.260 ACRES, MORE OR LESS, LOCATED IMMEDIATELY ADJACENT TO THE VILLAGE, PARCEL NUMBERS 17-00702.005 AND 17-00702.003 AND TO DECLARE AN EMERGENCY

WHEREAS, a petition for annexation into the Village of Centerburg of certain territory of approximately 3.260, more or less, acres in Hilliar Township was duly filed with the Knox County Commissioners by Kyle J. Stroh, agent for the owners; and

WHEREAS, Village Council approved an Annexation Agreement with Hilliar Township Trustees for said territory pursuant to R.C. §709.22 and §709.192 by Village Resolution 2014-03 passed February 2, 2014;

WHEREAS, the petition was duly considered and by Resolution 644-2014, approved by the Board of County Commissioners of Knox County, Ohio, on July 10, 2014; and

WHEREAS, the Board of County Commissioners certified a transcript of the proceedings in connection with said annexation with the map, petition and resolution to the Clerk of Council of the Village of Centerburg, who received the same on July 14, 2014; and

WHEREAS, sixty (60) days from the date of the delivery of such annexation documents have now lapsed in accordance with Section 709.04 of the Ohio Revised Code;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CENTERBURG, OHIO:

Section 1. That the annexation of certain territory adjacent to the City (described in Exhibit "A" attached to this Ordinance and made a part hereof), approved by the Board of County Commissioners of Knox County, Ohio, in Resolution 644-2014 on July 10, 2014, be, and the same is hereby accepted.

Section 2. That the Clerk of Council be, and hereby is, authorized and directed to make copies of this Ordinance and the transcript of proceedings of the Board of County Commissioners relating thereto with appropriate certificate as to the correctness thereof and forthwith deliver the same in accordance with the provisions Chapter 709 of the Revised Code and, thereafter, to provide such notices as are required by Chapter 709 of the Revised Code.

Section 3. That this Ordinance is immediately necessary to provide for the preservation of the public health, safety and welfare by providing for the immediate implementation of necessary zoning which will enable the development of property at its highest and best use.

WHEREFORE, this ordinance is hereby declared to be an emergency measure which

shall take effect and be in force immediately upon its passage.

O-14-10A

DATE PASSED 10/6/14

[Signature]
PRESIDENT OF COUNCIL

ATTEST [Signature]
CLERK OF COUNCIL

[Signature]
MAYOR

APPROVED AS TO FORM:

[Signature]
LEGAL COUNSEL

I hereby certify that the ordinance or a summary of the ordinance was published once a week for two consecutive weeks on October 24, 2014 and October 31, 2014 in the *Mount Vernon News* in conformance with the Ohio Revised Code.

[Signature]
CLERK-TREASURER

EXHIBIT A

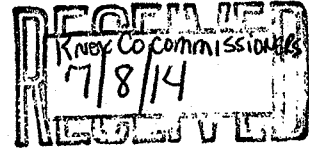
O-14-10A

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**PETITION FOR EXPEDITED ANNEXATION OF 3.26 ACRES IN HILLIAR
TOWNSHIP TO THE VILLAGE OF CENTERBURG (R.C. §709.022)**

Date: 2-9-2014, 2014

To: The Board of County Commissioners of Knox County, Ohio Knox
County Administration Building
117 E. High Street, Ste 161
Mt. Vernon, OH 43050



The undersigned Property Owners, Gene S. Jackson and Debra J. Jackson, who represent 100% of the owners of the real estate hereinafter described in Exhibit "A" and consisting of 3.26 acres in Hilliar Township, Knox County, Ohio, adjacent to the Village of Centerburg, do hereby respectfully petition the Board of Knox County Commissioners to cause such territory to be annexed to the Village of Centerburg under authority of Sections 709.02 to 709.11 of the Ohio Revised Code of Ohio.

There are two (2) owners within the area, Gene S. Jackson and Debra J. Jackson, husband and wife.

1. Attached to this petition and made part hereof is a full legal description marked **Exhibit "A"**.
2. Attached to this petition and made part hereof is an accurate mylar (map) of the area to be annexed, marked **Exhibit "B"**.
3. Attached to this petition and made part hereof is a list of parcels in area to be annexed and adjacent territory that includes name of owner, mailing address of owner and permanent parcel number, marked **Exhibit "C"**.

["Pursuant to RC §709.022(A), notice to these property owners is not required as "upon receipt of the petition and the [Annexation Agreement attached as Exhibit D], the board of county commissioners, at the board's next regular session shall enter upon its journal a resolution granting the annexation, without holding a hearing."]

4. Attached to this petition and made part hereof is a certified copy of the Annexation Agreement between Hilliar Township and the Village of Centerburg marked as **Exhibit "D"** pursuant to RC §709.022 and §709.192.

The undersigned Petitioners/Property Owners do hereby designate Attorney, Kyle J. Stroh as their Agent, who is the Solicitor for the Village of Centerburg, whose address is: Kyle J. Stroh, Metz, Bailey, & McLoughlin, 33 E. Schrock Road, Westerville, Ohio 43081, 614-882-2327, 614-882-5150 (FAX), kstroh@metzbailey.com

WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL ANY ACTION ON THE PETITION TAKEN BY THE BOARD OF COUNTY COMMISSIONERS. THERE ALSO IS NO APPEAL FROM THE BOARD'S DECISION IN THIS MATTER IN LAW OR IN EQUITY.

Gene S. Jackson, Petitioner

174 Houck Street
Centerburg, Ohio 43011
740-398-3652

Date 2/9/14

Debra J. Jackson

174 Houck Street
Centerburg, Ohio 43011
740-398-3652

Date 2-9-14

**EXHIBIT "A"
DESCRIPTION**

Legal Description of Real Estate to be annexed from Hilliar Township to the Village of Centerburg:

Situated in the State of Ohio, in the County of Knox, in the Township of Hilliar and being further described as follows:

[TO BE INSERTED OR ATTACHED]

Tracy & Mills, Surveyors

Thomas M. Tracy, PS
1941-2002
David R. Mills, PS

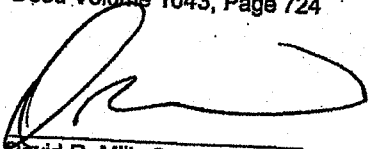
LEGAL DESCRIPTION FOR:

Gene and Debra Jackson
3.260 ACRES
to be annexed to the
Village of Centerburg

The following real estate, situate in Lot 34, Quarter 3, Township 5, Range 15, Hilllar Township, Knox County, Ohio and being described as follows:

Beginning at an iron pipe found at the southwest corner of Willis Addition to the Village of Centerburg, on the northwest line of Columbus Road (State Route 3 and U.S. Route 36); thence South 34 deg. 44' 32" East, on the extension of the west line of Willis Addition, 33.27 feet to the center of said road; thence South 48 deg. 10' 25" West, along said road, 420.17 feet to an iron pin found at the southeast corner of a 2.000 acre tract (AAA Storage of Mount Vernon, D.V. 962, Pg. 646 Parcel # 17-00702.000); thence along the east line of said 2.000 acres North 30 deg. 39' 14" West, passing through an iron pin found at 45.29 feet, a total of 410.24 feet to the southwest corner of a 4.453 acre tract (Gene & Debra Jackson, D.V. 415, Pg. 106, Parcel # 17-00702.001); thence along the south line of said 4.453 acres North 64 deg. 11' 55" East 392.48 feet to an iron pin found on the west line of the Willis Addition; thence South 34 deg. 44' 32" East, along said line, 263.11 feet to the point of beginning, containing 3.260 acres, as surveyed in October and December 2002 and May 2014 by Tracy & Mills, Surveyors, 10 E. Vine Street, Mount Vernon, Ohio, David R. Mills, Surveyor # 7157, Ohio. North based on Survey Record Q, page 455. Note: Iron pins set are 5/8" x 30" rebar with plastic cap.

Being 0.954 acres, Parcel #17-00702.003 and 2.306 acres, Parcel # 17-00702.005, Deed Volume 1043, Page 724


David R. Mills Surveyor # 7157
Date: June 2, 2014

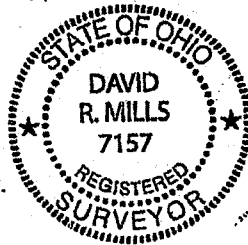


EXHIBIT "B"
MYLAR MAP OF PARCELS TO
BE ANNEXED

DAVID R. MILLS, PS
SURVEYOR # 7157

TRACY & MILLS SURVEYORS

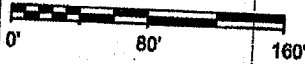
10 East Vine Street - P.O. Box 642
Mount Vernon, Ohio 45050
Tel.: 740-397-8324 Fax: 740-397-5910
e-mail: tracyandmills@aol.com

THOMAS M. TRACY, PS
1941-2002

SURVEY FOR:
LOCATION:

Annexation Plat for Gene and Debra Jackson.
Part of Lot 34, Quarter 3, Township 5, Range 15,
Hilliari Township, Knox County, Ohio

Date: May 30, 2014
Scale: 1" = 80'



Survey Volume Q
Page 455

G. & D. JACKSON
4.453 Ac.
D.V. 415, Pg. 108
17-00702.001

N.W. COR.
LOT 15
WILLIS ADD 11

- - Iron Pin Set (5/8" x 30")
 - - Iron Pin Found
 - ▲ - Rail Road Spike
 - △ - P.K. Nail
- PARCEL # 17-00702.005
17-00702.003

HILLIAR TWP.

VILLAGE OF CENTERBURG
S. 2nd - E. 3rd STS.

WILLIS' SECOND ADD.

WEST HOUCK STREET

WILLIS' ADD.

N64°11'55"E 392.48'

0.954
ACRE
Parcel #
17-00702.003
Deed Volume 1043,
Page 724

Corporation Line
S34°44'32"E 296.38'

S.W. COR.
WILLIS ADD.

3.260 Acres
to be annexed

2.308
ACRES
Parcel #
17-00702.005
Deed Volume 1043,
Page 724

N30°39'14"W 410.24'

AAA Storage of
Mount Vernon
D.V. 992, Pg. 616
Parcel # 17-00702.000

Corporation Line
S48°10'25"W 420.17'

COLUMBUS ROAD (S.R. 3 & US. RT. 36)



CERTIFICATION: We hereby certify that the foregoing survey was prepared from actual field measurements, in accordance with Chapter 4733-37, Ohio Administration Code.

David R. Mills, Surveyor 7157

EXHIBIT "C"
LIST OF: PARCELS TO BE ANNEXED

Attached to this petition and made part hereof is a list of parcels in area to be annexed and adjacent territory that includes name of owner, mailing address of owner and permanent parcel number, marked

PARCEL #1: Tax parcel no. 17-00702.005
3941 Columbus Road, Centerburg, Ohio 43011

Owners: Gene S. Jackson and Debra J. Jackson
Mailing Address: 174 Houck Street
Centerburg, Ohio 43011

PARCEL #2: Tax parcel no. 17-00702.003
0 Columbus Road, Centerburg, Ohio 43011

Owners: Gene S. Jackson and Debra J. Jackson
Mailing Address: 174 Houck Street
Centerburg, Ohio 43011