

ORDINANCE 2017- 03

AN ORDINANCE TO VACATE A PORTION OF AN EXISTING UTILITY EASEMENT LOCATED WITHIN THE AMENDED CENTERBURG MEADOWS PHASE II, SECTION II SUBDIVISION ON PROPERTY OWNED BY SCHLABACH BUILDERS, LTD, AND DECLARING AN EMERGENCY.

WHEREAS, various utility easements were conveyed to the Village of Centerburg by plat of record in Plat Cabinet C, Slot 37-38, said easement being through a portion of lots conveyed to Schlabach Builders, Ltd, by deed of record in Official Record #2016-00004263, Book 1565, page 731, in particular, those lots designated as 50, 51, 52, and 53, all references to the Knox County Recorder's Office; and

WHEREAS, Village Council finds that there is good cause for vacation of a portion of the utility easements on the aforementioned property, and that such vacation will not be detrimental to the general interest of the citizens of the Village;

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

Section 1. That the portion of the utility easement described in the document attached as Exhibit A, and incorporated by reference, and delineated on the survey map attached with the cross-hatching, in particular, those lots designated as 50, 51, 52, and 53, which was conveyed by plat of record in the Official Plat Cabinet C, Slot 37-38, in the Knox County Recorder's Office, is hereby vacated.

Section 2. That the Village Administrator or Clerk of the Village of Centerburg is hereby directed to file a copy of this ordinance with the Knox County Recorder evidencing the vacation of the such of the described easement.

Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reasons that the vacation thereof must be enacted to take advantage of the upcoming building season, to secure needed revenue for the Village, and to facilitate the completion of utilities and infrastructure necessary for the citizens of the Village.

WHEREFORE, this Ordinance shall take effect and begin force upon the earliest date allowed by law.

DATE PASSED April 3, 2017

SIGNATURE ON FILE

PRESIDENT OF COUNCIL

ATTEST SIGNATURE ON FILE
CLERK OF COUNCIL

SIGNATURE ON FILE

MAYOR

APPROVED AS TO FORM:

DATE APPROVED: April 3, 2017

SIGNATURE ON FILE

LEGAL COUNSEL

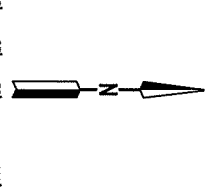
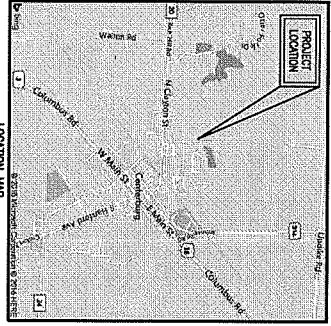
I hereby certify that the ordinance or a summary of the ordinance was published once a week for two consecutive weeks on April 24, 2017 and April 27, 2017 in the *Mount Vernon News* in conformance with the Ohio Revised Code.

SIGNATURE ON FILE

CLERK-TREASURER

CENTERBURG MEADOWS, PHASE II SECTION III

LOT 36, SECTION 3 TOWNSHIP 5, RANGE 15
UNITED STATES MILITARY LANDS, VILLAGE OF
CENTERBURG, KNOX COUNTY, OHIO



The bearings of station hereon are relative to
the bearings of station hereon as reduced to
COORDINATE SYSTEM, NAD 83 DATUM

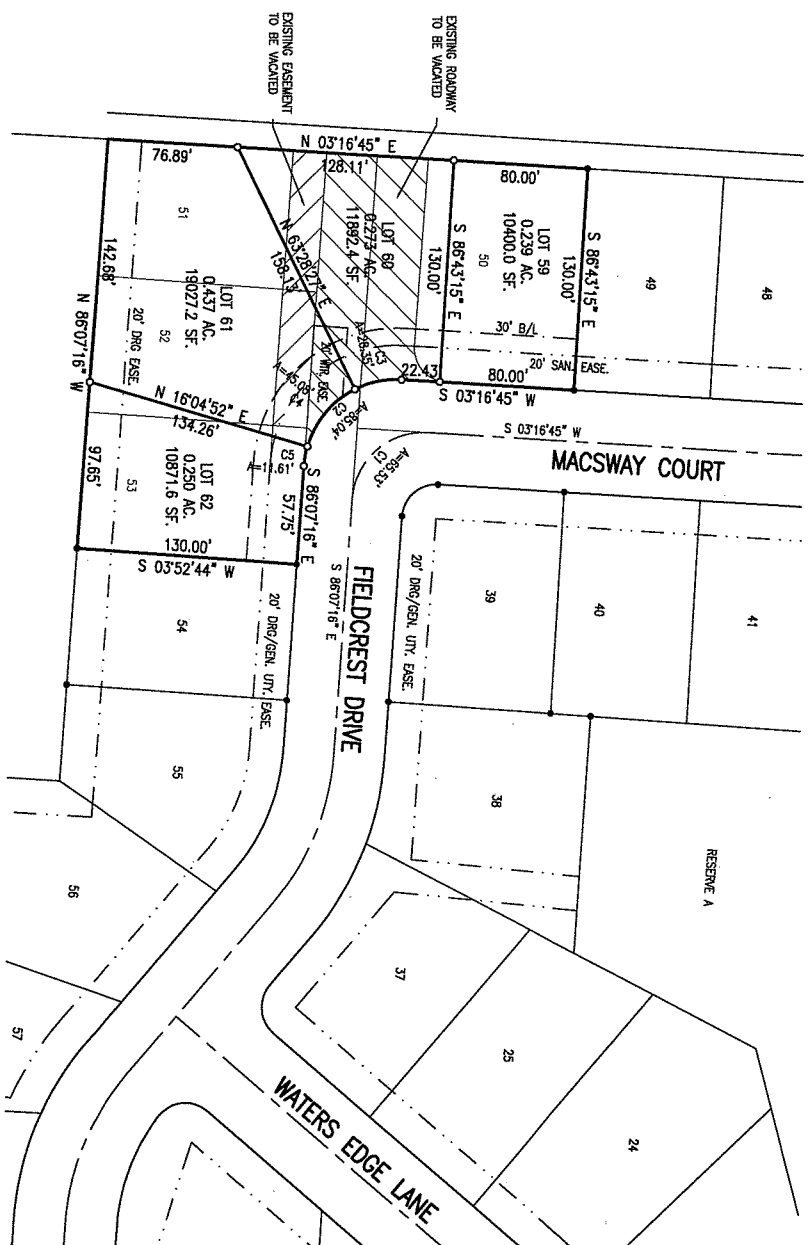
SCALE: 1" = 50'
BASIS OF BEARING:
REFERENCE SURFACE:
Bearing of station hereon are relative to
COORDINATE SYSTEM, NAD 83 DATUM

- LP OR PEG FOUND
- MONUMENT SPIKE SET
- 5/8" REBAR SET
- WITH I.D. CAP
- MARKED S.L. INC

NO.	AREA	BOUND.	DELTA	BEARING	COLOR
C1	69.531	42.00'	89°24'01"	S 41°25'15" E	58.08
C2	69.534	54.50'	89°24'01"	N 41°25'15" W	78.07
C3	48.531	54.50'	42°45'15"	S 41°25'15" E	78.07
C4	48.534	54.50'	42°45'15"	S 41°25'15" E	78.07
C5	11.611	54.50'	172°20'08"	S 86°07'12" E	11.59

SINGLE FAMILY RESIDENTIAL (R-2)
RESIDENTIAL (4 UNITS)

SETBACKS
MIN. FRONT YARD = 30'
MIN. SIDE YARD = 10'
TOTAL SIDE YARD = 25'
MIN. REAR YARD = 35'



NOTE: SIGN ONLY IN BLACK INK. PRINT NAME BELOW ALL SIGNATURES.

I, the undersigned Owners of the land shown on this plat have caused this same to be measured, plotted and certified as shown and do hereby acknowledge the same to be our own free act and deed.

Witness our hands this ____ day of _____, 20__.

(Sign) _____ (Print)
(Print) _____ (Print)
STATE OF OHIO SS:
COUNTY OF WANE

Before me, a Notary Public, in and for said county and state, personally appeared the above named Owners, who acknowledged that they did sign the foregoing plat and that the same was their own free act and deed.

this ____ day of _____, 20__.

(Sign) _____ My Commission Expires _____ (Print)

Approved: _____ Village Engineer

Approved: _____ Village Solicitor

Approved: _____ Village Administrator

Approved: _____ Fire Chief

Approved for Recording: _____ Knox County Tax Map Office

Transferred: _____ Knox County Auditor's Office

Filed for Record: _____ Knox County Recorder

this ____ day of _____, 20__ in Vol. _____ Pg. _____ of _____

By: Mark E. Purdy, P.S. #7307 Date _____

SHAFER, JOHNSTON, LICHTENWALTER & ASSOCIATES, INC.
Consulting Engineers & Surveyors
3477 Commerce Parkway, Suite C
Centerburg, Ohio 44691
TEL (630) 345-6377 FAX (630) 345-0725 EMAIL sjw@shafers.com

DMG NO. **SM-58884-RISE** JOB NO. **SM-58884** SHEET 1 OF 1



Distances shown hereon are expressed in feet and decimal parts thereof, bearings are used to determine the location of monuments hereon. All monuments found or set as indicated herein are believed to be correct to the best of my knowledge.