

ORDINANCE NO. 2017- 04

TO ACCEPT THE ANNEXATION INTO THE VILLAGE OF CENTERBURG OF CERTAIN TERRITORY IN HILLIAR TOWNSHIP CONTAINING 4.000 ACRES, MORE OR LESS, KNOWN AS 4301 WHITE ROAD, AND TO DECLARE AN EMERGENCY

WHEREAS, a petition for annexation into the Village of Centerburg of certain territory of approximately 4.000 acres, more or less, in Hilliar Township and described in Exhibit "A" attached to this Ordinance and made a part hereof (the "Property"), was duly filed with the Knox County Commissioners by Thomas F. Schmitt, Esq. as Agent for Donald R. James and Terrie L. James (the "James"), as the owners of the Property; and

WHEREAS, the petition was duly considered and by Resolution 75-2017, approved by the Board of County Commissioners of Knox County, Ohio on 24 January 2017; 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 27 January, 2017; 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; and

WHEREAS, it is necessary to declare an emergency to preserve the public health, safety and welfare by immediately providing sanitary sewer and other similar services to the property without further delay.

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 Village of Centerburg and approved by the Board of County Commissioners of Knox County, Ohio in Resolution 75-2017 on January 24, 2017, 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 hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety in this Village, by providing a necessary sanitary sewer and other utility service.

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 20, 2017 and April 27, 2017 in the *Mount Vernon News* in conformance with the Ohio Revised Code.

SIGNATURE ON FILE

CLERK-TREASURER

Tracy & Mills, Surveyors

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

EXHIBIT "A"

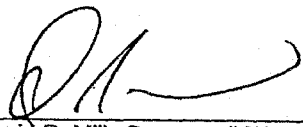
DESCRIPTION
APPROVED
JIM HENRY
KNOX COUNTY ENGINEER *JDS*

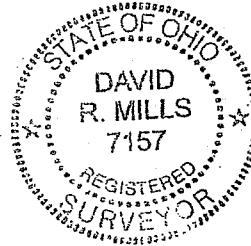
LEGAL DESCRIPTION FOR:
Jerri and Jennie Green
4.000 ACRES
February 2012

The following real estate, situate in Lot 9, Quarter 4, Township 5, Range 15, Hilliar Township, Knox County, Ohio and being described as follows:

Commencing at a railroad spike found in the centerline of White Road (County Road 24) at the southeast corner of Lot 9; thence along the centerline of said road North 86 deg. 56' 22" West 965.61 feet and being the southeast corner and beginning point of the tract herein described; thence continuing along the centerline of White Road North 86 deg. 56' 22" West 243.35 feet to a railroad spike found at the southeast corner of a 2.750 acre tract (J. & V. Compton, D.V. 373, Pg. 421); thence along the east line of said tract North 2 deg. 43' 55" East, passing through an iron pin found at 30.00 feet; a total of 717.99 feet to an iron pin found at the northeast corner of said 2.750 acres; thence South 86 deg. 00' 26" East 243.41 feet to an iron pin set; thence South 2 deg. 43' 55" West, passing through an iron pin set at 684.03 feet, a total of 714.03 feet to the point of beginning, containing 4.000 acres, as surveyed in February 2012 by Tracy & Mills, Surveyors, 10 E. Vine Street, Mount Vernon, Ohio, David R. Mills, Surveyor #7157, Ohio. North based on Survey Record J, page 118. Note: Iron pins set are 5/8" x 30" rebar with plastic cap stamped Tracy and Mills.

Part of Parcel # 17-01333.000. Deed Volume 502, Page 685.


David R. Mills Surveyor # 7157
Date: February 21, 2012



10 East Vine Street • P.O. Box 642 • Mount Vernon, Ohio 43050 • (740) 397-8324 • Fax (740) 397-5910

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EXHIBIT A

O-17-04D