

ORDINANCE NO: 11 – 1064

AN ORDINANCE APPROVING THE PROCEEDINGS NECESSARY TO EFFECT THE ANNEXATION OF 18.089 ACRES, MORE OR LESS, OWNED BY THE STATE OF OHIO, IN WASHINGTON TOWNSHIP, LOGAN COUNTY, OHIO TO THE VILLAGE OF RUSSELLS POINT, OHIO IN THE VILLAGE OF RUSSELLS POINT, OHIO

WHEREAS, the Village Council has declared that annexation will be a tool to use to promote the growth of the Village; and

WHEREAS, the Village Council has requested that the Mayor, along with the Zoning Officer, identify positive areas for growth of the Village; and

WHEREAS, for several reasons, State Route 366 has been identified as an area for growth in the Village; and

WHEREAS, a survey has been conducted of territory contiguous to the Village along State Route 366; and

WHEREAS, the entire territory of the survey is owned by the state of Ohio; and

WHEREAS, an annexation of the state owned property will not infringe on the rights of any private property owner in the village; and

WHEREAS, it is the desire of this Council to accept the premises described below for annexation to the Village of Russells Point, Ohio; and

WHEREAS, Ohio Revised Code § 709.14 requires a village that proposes to annex contiguous territory shall pass, by a vote of not less than a majority of the members elected to the legislative authority, an ordinance authorizing the annexation to be made; and

WHEREAS, this Council must direct the village solicitor to prosecute the proceedings necessary to effect such an annexation;

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Village of Russells Point, Ohio:

SECTION I: The Village Council does hereby direct the Village Solicitor to prosecute the proceedings necessary to effect the annexation of the territory described below;

SECTION II: The territory described below shall be and herewith is declared to be the territory to be annexed to and become fully a part of the Village of Russells Point, County of Logan, and State of Ohio:

Being situate in the State of Ohio, County of Logan, Township of Washington, and being a part of Sections 35 and 36, Town 6, Range 8, and being a parcel of land to be annexed into the Village of Russells Point, said tract being more particularly described as follows;

Beginning at a point at the intersection of the centerlines of Township Road 239 (40' right-of-way) and existing State Route 366 (60' right-of-way), said point also being on the Washington - Stokes Township line;

thence with the Washington - Stokes Township Line and the centerline of said Township Road 239 extended, N-0°18'15"-E, 234.58' (feet) to an iron bar set, passing for reference the North right-of-way line of State Route 366 at 30.93' (feet);

thence S-75°35'59"-E, 1734.31' (feet) to a point from which an iron bar set for reference bears S-15°23'51"-W, 150.63' (feet);

thence S-75°04'42"-E, 597.76' (feet) to an iron bar set;

thence S-80°46'02"-E, 118.26' (feet) to an iron bar set;

thence S-76°13'53"-E, 414.42' (feet) to an iron bar set;

thence N-82°52'21"-E, 135.19' (feet) to an iron bar set;

thence N-60°46'42"-E, 61.00' (feet) to an iron bar set;

thence S-32°31'39"-E, 143.50' (feet) to an iron bar set;

thence S-16°01'52"-W, 23.15' (feet) to an iron bar set;

thence S-64°36'24"-W, 178.88' (feet) to an iron bar set;

thence S-20°47'34"-W, 30.39' (feet) to a point on a concrete seawall from which an iron bar set for reference bears N-17°58'30"-W, 2.99' (feet);

thence with that seawall S-71°22'43"-W, 120.92' (feet) to a point from which an iron bar set for reference bears N-8°26'21"-W, 2.64' (feet);

thence N-59°20'37"-W, 25.06' (feet) to an iron bar set;

thence S-61°08'55"-W, 53.06' (feet) to an iron bar set on an existing Corporation Line of the Village of Russells Point;

thence with the Existing Corporation Line of said Village of Russells Point the following three (3) courses:

1. N-56°59'05"-W, 87.93' (feet) to a point;
2. N-75°40'11"-W, 1019.80' (feet) to a point;
3. S-15°23'51"-W, 44.18' (feet) to a 5/8" diameter iron bar with "LEE" cap found at the Northeast corner of a 0.308 acre tract conveyed to R. E. Becker Builders, Inc., by Deed recorded in Official Record 912, Page 513, of the Logan County Records;

thence with the North line of said 0.308 acre tract N-75°37'10"-W, 1659.80' (feet) to a railroad spike found on the centerline of aforementioned Township Road 239, passing for reference a 5/8" diameter iron bar with "LEE" cap found on the right-of-way line of Township Road 239 at 1639.18' (feet);

thence with the centerline of said Township Road 239 and the Washington - Stokes Township line, N-0°18'15"-E, 51.55' (feet) to the place of beginning.

Containing a total of 18.089 acres, 3.144 acres of which is within the road right-of-way, 16.034 acres of which is part of Section 35, 2.055 acres of which is part of Section 36, but being subject to the rights of all legal highways and easements of record.

Being a part of the Indian Lake Lands owned by the State of Ohio.

The foregoing description prepared by and in accordance with a survey by William D. Edwards, Professional Surveyor 7574, November 23, 2011. All iron bars set are 5/8"x30" iron re-bar with a yellow plastic cap stamped "EDWARDS PS 4792 PS 7574". The basis of bearing for the herein described tract is the North Corporation Line of the Village of Russells Point per an assumed bearing of N-75°40'11"-W.

SECTION III: That this ordinance shall, therefore, be in force and take effect upon its passage and signature by the Mayor.

Passed: _____

Mayor

Attested: _____
Clerk/Treasurer

President Pro Tem of Council