

ORDINANCE NO.

85-52

AN ORDINANCE VACATING A CERTAIN PORTION OF EVANSVILLE STREET IN THE VICINITY OF WEST AUBURN AVENUE IN THE CITY OF BELLEFONTAINE, OHIO AND DECLARING AN EMERGENCY IN THE CITY OF BELLEFONTAINE, OHIO.

WHEREAS, a petition by persons owning a certain lot in the immediate vicinity of the hereinafter described street was duly presented to City Council praying that a portion of said certain street be vacated; and

WHEREAS, a consent to such vacation has been signed by all of the owners of property abutting on such street and such consent has been filed with the City Council; and

WHEREAS, the Bellefontaine Planning Commission has not recommended that Council adopt or grant the said petition; and

WHEREAS, Council, upon hearing in accordance with the Ohio Revised Code Section 723.04, is satisfied that there is good cause for such vacation and that it will not be detrimental to the general interest and should, therefore, be made;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BELLEFONTAINE, OHIO:

SECTION I: That the portion of Evansville Street, being 60 foot wide running north and south from the south edge of West Auburn Street to the south line of City Lot #827 extended easterly between said City Lot #827 and City Lot #2905 be, and the same hereby is, vacated.

SECTION II: That the City hereby retains and reserves an easement over the above described street for utility purposes and for purposes of ingress and egress to certain adjacent property owned by the City of Bellefontaine.



SECTION III: That this Ordinance is hereby declared to be an emergency measure made necessary to protect the health, safety and welfare of said City and to allow said portion of Evansville Street to be vacated at the earliest possible time; and it shall, therefore, be in force and take effect immediately upon its passage and signature by the Mayor.

Passed: Sept 10, 1985

[Signature]
President of Council

Attest: [Signature]
Clerk of Council

Approved: Aug 27, 1985

[Signature]
Mayor

[Signature]
Director of Law

RULES COMMITTEE

[Signature]
[Signature]
[Signature]

I hereby certify that this is a true copy of Ord. Reso. - No. 85-52

passed by City Council

By Sept 10 1985

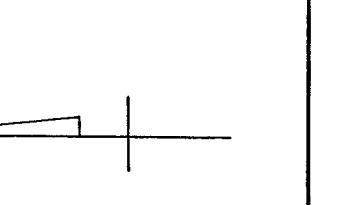
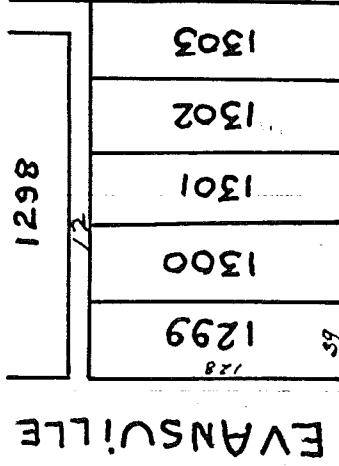
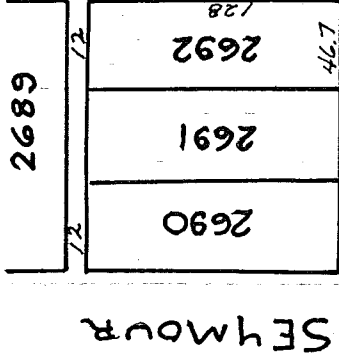
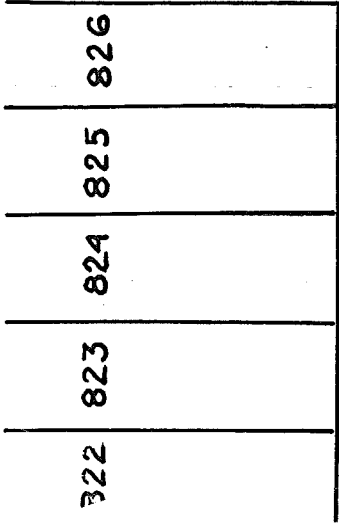
[Signature]
City Council Clerk

Published. (date)

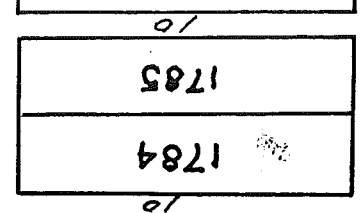
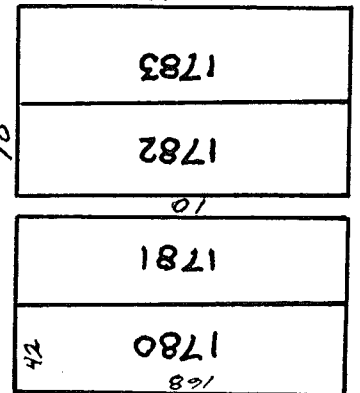
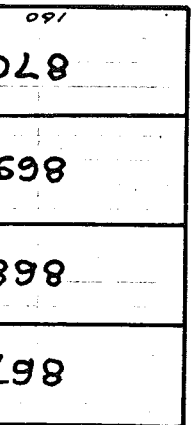
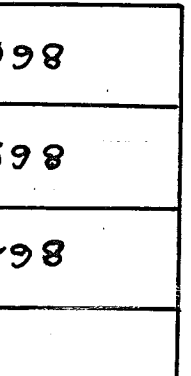
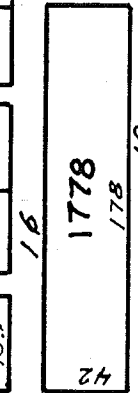
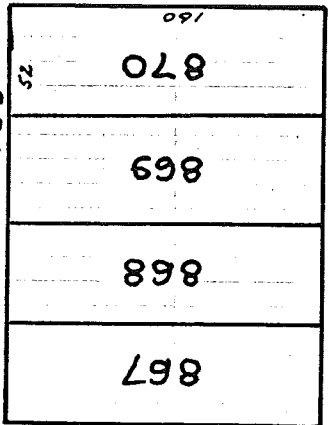
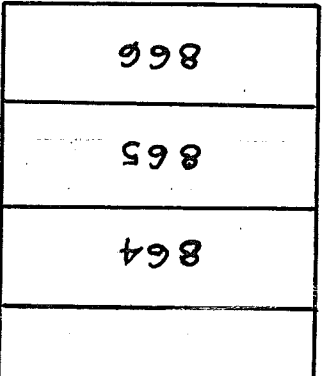
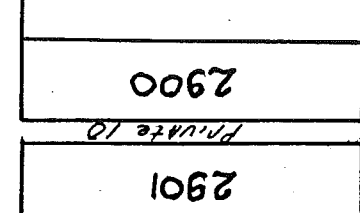
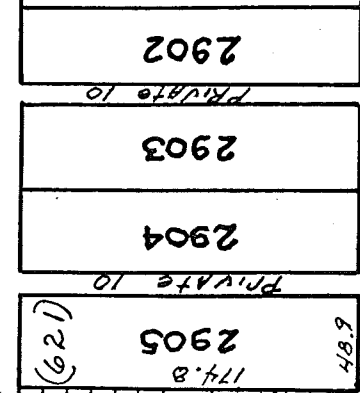
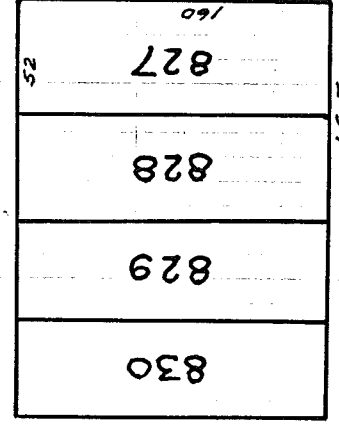
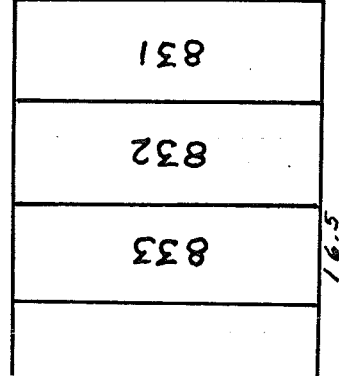
Cost and Proof

INDEXED ON MAP
7429

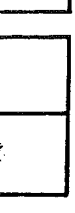
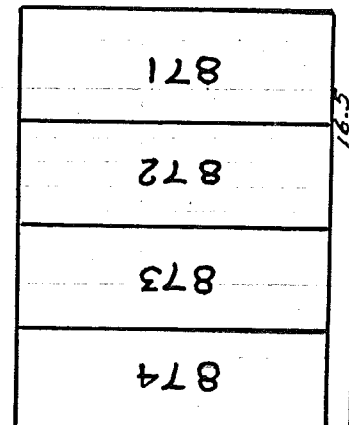
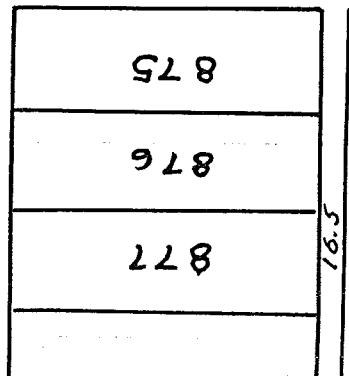
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AUBURN



PATTERSON

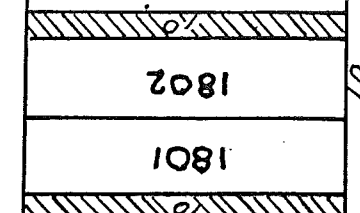
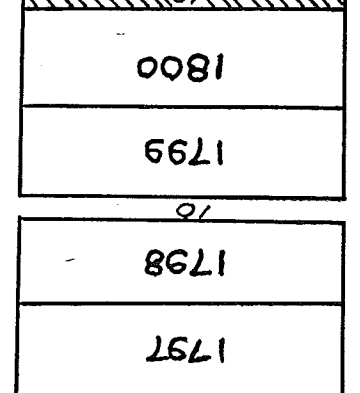
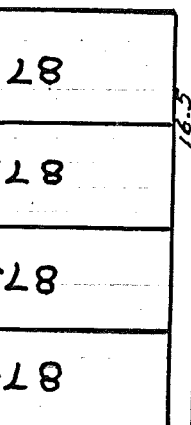
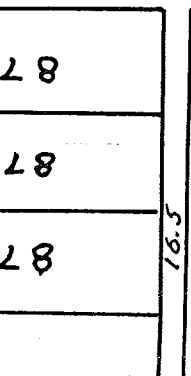


PATTERSON

SEYMOUR

EVANSVILLE

PATT.



Petition to vacate that portion of Evansville Street
cross hatched hereon and filed by Nancy Jo & George Rife
May 24, 1985.

June 6, 1985

Date

Harold A. Moore P.E. & P.S.

(621) = House Address

SEYMORE STREET

AUBURN AVENUE (60')

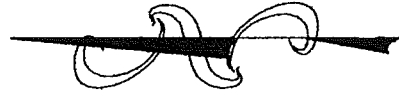
S 89° 41' 21" E

52.05'

SCALE

20

FEET TO INCH



LOT 830

LOT 829

LOT 828

SEYMORE STREET (60')

N 00° 00' 00" W
160.11'

S 00° 00' 25" W
160.09'

52.03'

N 89° 42' 55" W

16.5' ALLEY

LOT 867

LOT 868

LOT 869

RETRACEMENT SURVEY OF LOT 830
OF MCBETH'S ADDITION
PLAT CABINET A. SLIDE 11
CITY OF BELLEFONTAINE
LAKE TOWNSHIP
LOGAN COUNTY, OHIO

LEGEND

- 5/8 INCH IRON ROD SET
- 3/8 INCH IRON ROD FOUND



SURVEYED BY:

Jeffrey L. Lee
JEFFREY L. LEE
PROFESSIONAL SURVEYOR 6359
SEPTEMBER 13, 2002



2 WORKING DAYS

BEFORE YOU DIG

CALL TOLL FREE 800-362-2764

OHIO UTILITIES PROTECTION SERVICE

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LEE SURVEYING & MAPPING CO., INC.
117 North Madison Street
BELLEFONTAINE, OHIO 43311
(937) 593-7335

ORIGINAL STAMP IN GREEN

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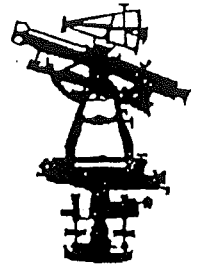
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NOTES

L-3433-3



EDWARDS SURVEYING
110 SOUTH MAIN STREET
URBANA, OHIO 43078
(937) 653-6508



LEGAL DESCRIPTION FOR ARNETT'S 0.067 ACRE TRACT

Being situate in the State of Ohio, County of Logan, Township of Lake, City of Bellefontaine, and being a part of Lot 827 of McBeth's Addition as recorded in Plat Cabinet "A", Slide 11, of the Logan County Plat Records, and being more particularly described as follows:

Beginning for reference at a 5/8" diameter iron bar with "Lee" cap found at the intersection of the East line of Seymour Street (60' right-of-way) and the South line of Auburn Avenue (60' right-of-way);

thence with the South line of Auburn Avenue S-89°40'52"-E, 156.27' (feet) to an iron bar set at the **PRINCIPLE PLACE OF BEGINNING** for the tract hereinafter described, passing for reference an iron bar set at the Northeast corner of Lot 828 of said McBeth's Addition as conveyed to James Pursley, Etal., by Deed recorded in Official Record 556, Page 131, of the Logan County Records, also being at the Northwest corner of Lot 827 as conveyed to Randy Arnett, etal., by Deed recorded in Official Record 618, Page 688, passing for reference an iron bar set at the Northwest corner of said Lot 828 at 104.19' (feet);

thence continuing with the South line of Auburn Avenue S-89°40'52"-E, 18.18' (feet) to an iron bar set;

thence S-0°12'00"-W, 160.04; (feet) to a point on the North line of a 16.5' (foot) wide alley, passing for reference an iron bar set at 157.04' (feet)

thence with the North line of said alley N-89°52'15"-W, 18.44' (feet) to a point at the Southeast corner of aforementioned Lot 828 from which an iron bar set for reference at the Southwest corner of said Lot 828 bears N-89°42'15"-W, 51.82' (feet);

thence with the East line of said Lot 828 and the West line of Lot 827, N-0°17'35"-E, 160.04' (feet) to the place of beginning.

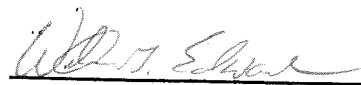
Containing 0.067 acre, but being subject to the rights of all legal highways and all easements of record.

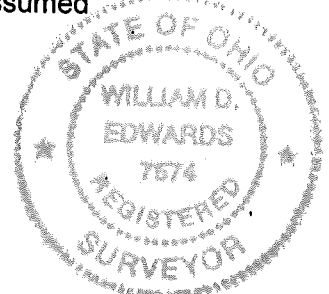
Being a part of Lot 827 of McBeth's Addition as conveyed to Randy Arnett, Etal., by Deed recorded in Official Record 618, page 688, of the Logan County Records.

The herein described tract is to be attached to mentioned and adjoining Lot 828 and is not to be used as a separate and independent parcel.

The foregoing description prepared by and in accordance with a Survey by William D. Edwards, Professional Surveyor No. 7574, August 3, 2007. 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 bearings for the herein described tract is the South line of Auburn Avenue per an assumed bearing of S-89°40'52"-E.

INDEXED ON MAP
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William D. Edwards
Professional Surveyor No. 7574



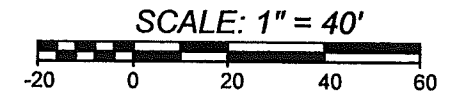
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PLAT OF SURVEY

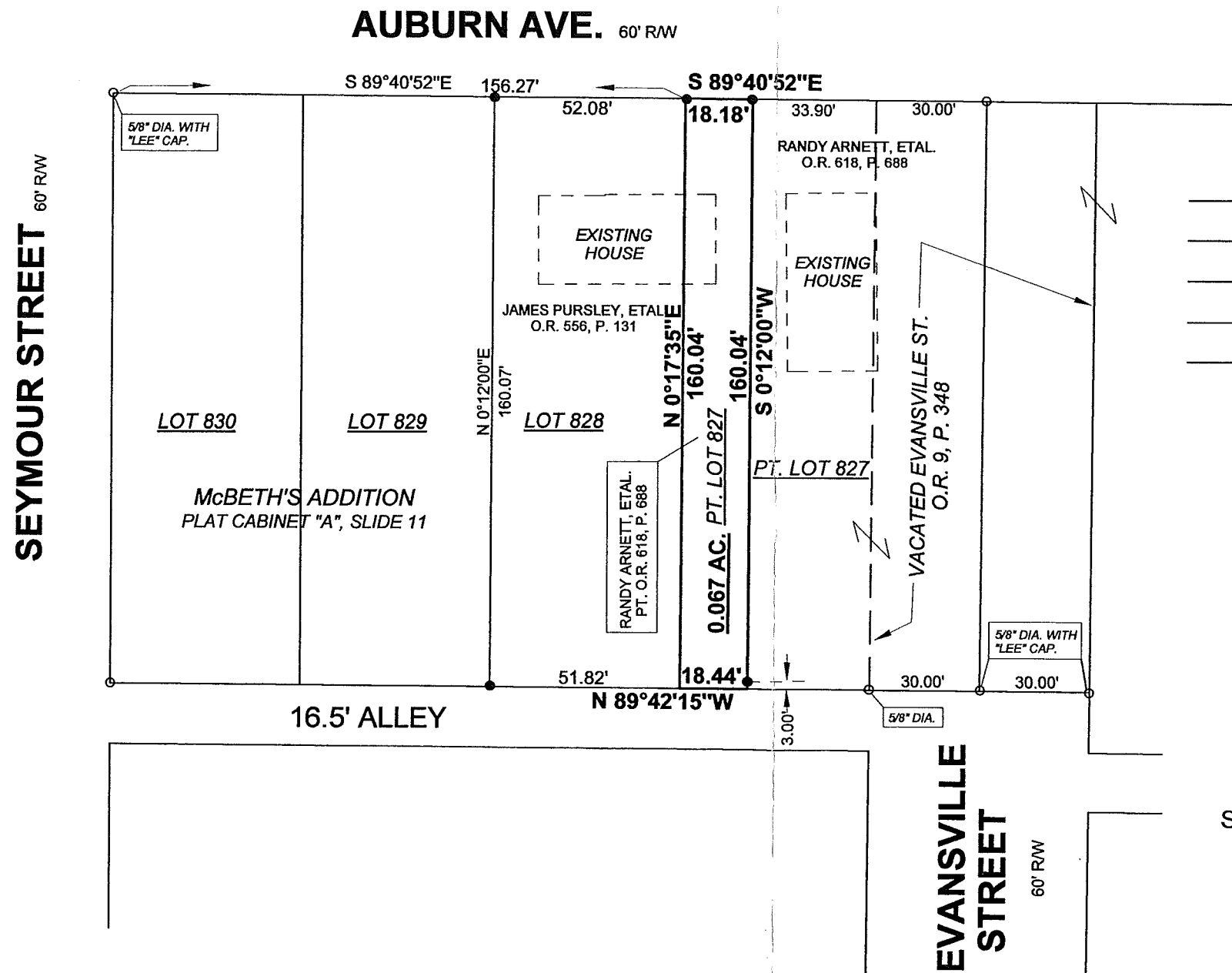
PT. LOT 827, McBETH'S ADDITION
CITY OF BELLEFONTAINE
LAKE TOWNSHIP, LOGAN COUNTY, OHIO

NOTE:

1. BEARINGS ARE BASED ON THE SOUTH LINE OF AUBURN AVE. PER AN ASSUMED BEARING OF S-89°40'52"-E.
2. THE 0.067 AC. TRACT SHOWN HEREON IS TO BE ATTACHED TO ADJOINING LOT 828.
3. REFERENCES USED: DEED OF SUBJECT PREMISES, DEEDS OF ADJOINING PARCELS, COUNTY TAX MAP, RECORD PLAT OF McBETH'S ADDITION, PLATS OF SURVEYS IN THE VICINITY.

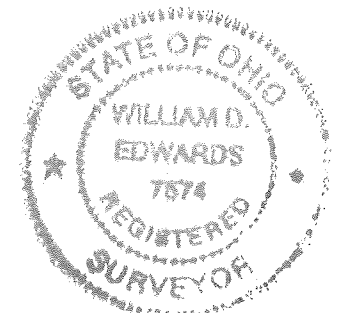


DATE: AUGUST 3, 2007



LEGEND

- △ = RAILROAD SPIKE.....FOUND
- = IRON BAR.....FOUND
- ∅ = IRON PIPE.....FOUND
- ▲ = MAG NAIL.....SET at grade
- = 5/8"x30" IRON RE-BAR WITH YELLOW PLASTIC CAP STAMPED "EDWARDS PS 4792 PS 7574".....SET at grade



SURVEYED BY:

William D. Edwards
 WILLIAM D. EDWARDS
 PROFESSIONAL SURVEYOR No. 7574
 110 SOUTH MAIN STREET
 URBANA, OHIO 43078
 (937)653-6508

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