

ORDINANCE NO. 0-71-69

An ordinance authorizing annexation of certain territory to the City of Athens, Ohio.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATHENS, STATE OF OHIO:

SECTION I

That the annexation of the following described territory:

Situate in the Township, County of Athens and State of Ohio, to-wit: Starting at a stone on the southeast corner of Lease Lot 68, the southwest corner of Lease Lot 205 and on the north line of Lease Lot 50; thence along the North line of Lease Lot 50 North 84 degrees 50 minutes West, 24.25 feet to a point, the point of beginning; thence continuing along the north line of Lease Lot 50 North 84 degrees 50 minutes West, 615.62 feet to a point in the center line of State Route 33 at State Highway Department Survey Station 101+98.5; thence along the center line of said Highway South 38 degrees 30 minutes East, 353.7 feet to a point in the centerline of said highway at Station 98+44.8; thence leaving said Highway South 51 degrees 30 minutes West 263.84 feet to an iron pin; thence North 38 degrees 30 minutes West 115.58 feet to an iron pin; thence South 78 degrees 58 minutes West, 356.83 feet to an iron pin; thence South 57 degrees 38 minutes West 447.07 feet to the center of the Hocking River; thence with the river the following calls South 62 degrees 33 minutes East 87.22 feet; South 35 degrees 42 minutes East, 85.05 feet; South 18 degrees 21 minutes East, 100.02 feet; South 29 degrees 36 minutes East 102.34 feet; thence South 37 degrees 48 minutes East, 191.86 feet; thence South 54 degrees 19 minutes East, 284.92 feet; North 51 degrees 25 minutes 45 seconds East 21.56 feet; South 70 degrees East, 160.0 feet; South 76 degrees 50 minutes East 185.0 feet; South 85 degrees 20 minutes East 220.0 feet; South 74 degrees 30 minutes East 165.0 feet; South 55 degrees 30 minutes East 105.0 feet; South 21 degrees 50 minutes East 102.0 feet; South 95.0 feet; South 13 degrees 20 minutes West 74.0 feet; South 39 degrees 30 minutes West 163.0 feet; South 37 degrees West 103.0 feet; thence South 25 degrees 30 minutes West 105.9 feet; thence leaving the river, North 55 degrees 55 minutes East 1004.2 feet to the center line of State Route 33; thence South 38 degrees 30 minutes East 12.0 feet to a point in the center line of State Route 33 at Station 82+68.0; thence leaving said highway North 51 degrees 30 minutes East 396.0 feet to an iron pin; thence North 29 degrees 30 minutes West 290.0 feet to an iron pin; thence North 39 degrees 14 minutes West, 478.98 feet to an iron pin; thence North 47 degrees 05 minutes West, 378.0 feet to an iron pin; thence North 47 degrees 25 minutes 30 seconds East 52.30 feet to an iron pin; thence South 51 degrees 30 minutes West 162.19 feet to an iron pin; thence North 38 degrees 50 minutes West 129.53 feet to an iron pin; thence North 26 degrees 56 minutes East 113.20 feet to an iron pin; thence North 14 degrees 14 minutes East 195.26 feet to the point of beginning, containing 42.35 acres, more or less, 6.75 acres being in the State Highway Route 33 Right of Way.

to the City of Athens be, and the same is hereby, authorized. The above premises when annexed shall be zoned as an R-4 District.

To the Commissioners of Athens County, State of Ohio:

The City of Athens respectfully represents that by an ordinance duly passed by its council on the 5th day of January, 1970, the following described territory:

Situate in the Township of Athens, County of Athens and State of Ohio, to-wit:

Starting at a stone on the southeast corner of Lease Lot 68, the southwest corner of Lease Lot 205 and on the north line of Lease Lot 50; thence along the North line of Lease Lot 50 North 84 degrees 50 minutes West, 24.25 feet to a point, the point of beginning; thence continuing along the north line of Lease Lot 50 North 84 degrees 50 minutes West, 615.62 feet to a point in the center line of State Route 33 at State Highway Department Survey Station 101+98.5; thence along the center line of said Highway South 38 degrees 30 minutes East, 353.7 feet to a point in the centerline of said highway at Station 98+44.8; thence leaving said Highway South 51 degrees 30 minutes West 263.84 feet to an iron pin; thence North 38 degrees 30 minutes West 115.58 feet to an iron pin; thence South 78 degrees 58 minutes West, 356.83 feet to an iron pin; thence South 57 degrees 38 minutes West 447.07 feet to the center of the Hocking River; thence with the river the following calls South 62 degrees 33 minutes East 87.22 feet; South 35 degrees 42 minutes East, 85.05 feet; South 18 degrees 21 minutes East, 100.02 feet; South 29 degrees 36 minutes East 102.34 feet; thence South 37 degrees 48 minutes East, 191.86 feet; thence South 54 degrees 19 minutes East, 284.92 feet; North 51 degrees 25 minutes 45 seconds East 21.56 feet; South 70 degrees East, 160.0 feet; South 76 degrees 50 minutes East 185.0 feet; South 85 degrees 20 minutes East 220.0 feet; South 74 degrees 30 minutes East 165.0 feet; South 55 degrees 30 minutes East 105.0 feet; South 21 degrees 50 minutes East 102.0 feet; South 95.0 feet; South 13 degrees 20 minutes West 74.0 feet; South 39 degrees 30 minutes West 163.0 feet; South 37 degrees West 103.0 feet; thence South 25 degrees 30 minutes West 105.9 feet; thence leaving the river, North 55 degrees 55 minutes East 1004.2 feet to the center line of State Route 33; thence South 38 degrees 30 minutes East 12.0 feet to a point in the center line of State Route 33 at Station 82+68.0; thence leaving said highway North 51 degrees 30 minutes East 396.0 feet to an iron pin; thence North 29 degrees 30 minutes West 290.0 feet to an iron pin; thence North 39 degrees 14 minutes West, 478.98 feet to an iron pin; thence North 47 degrees 05 minutes West, 378.0 feet to an iron pin; thence North 47 degrees 25 minutes 30 seconds East 52.30 feet to an iron pin; thence South 51 degrees 30 minutes West 162.19 feet to an iron pin; thence North 38 degrees 50 minutes West 129.53 feet to an iron pin; thence North 26 degrees 56 minutes East 113.20 feet to an iron pin; thence North 14 degrees 14 minutes East 195.26 feet to the point of beginning, containing 42.35 acres, more or less, 6.75 acres being in the State Highway Route 33 Right of Way.

was authorized to be annexed to said city.

An accurate map of said territory is hereto attached.

And said city respectfully petitions that said territory may be annexed to said city.

Gerald A. Mollica
Solicitor for the City of Athens, Ohio

SECTION II

That the Solicitor be, and he is hereby, authorized to prosecute the proceedings necessary to effect such annexation.

SECTION III

This ordinance shall take effect and be in force from and after the earliest period allowed by law.

Done in Council this 5th day of January, 1970.

/s/ Harry B. Creason
President of Council

ATTEND:

/s/ Raymond Shephard
Mayor

/s/ Catherine Phillips
Clerk of Council

I, Clerk of the Council for the City of Athens, Ohio, hereby certify that this is a true copy of Ordinance No. 0-71-69, passed January 5th, 1970.

Catherine Phillips
Clerk of Council

ATHENS COUNTY COMMISSIONERS
ATHENS, OHIO 45701

JACK WHITE, President
JOHN G. CLINE
JAMES EDWARDS

I certify the following is an exact and true copy of the Resolution passed by the Board of Athens County Commissioners January 8, 1970 and recorded in Volume 28, Page 5 of the Athens County Commissioners Journal.

Mr. Edwards offered the following Resolution and moved its adoption: WHEREAS a petition and description as recorded above for the annexation of certain territory to the City of Athens has been filed this day with the Board of Athens County Commissioners by Gerald Mollica, Solicitor.

THEREFORE BE IT RESOLVED that said petition and plat be approved by the Board of County Commissioners, and that the time of hearing be set for March 12, 1970 at 10:00 o'clock A.M. E.S.T. in the office of the Board of County Commissioners, Court House, Athens, Ohio.

Mr. Cline seconded the Resolution. The roll being called upon its adoption the vote resulted as follows: Mr. Edwards, yes; Mr. Cline, yes; Mr. White, yes.

BOARD OF ATHENS COUNTY COMMISSIONERS

J. W. Whaley
J. W. Whaley, Clerk

ATHENS COUNTY COMMISSIONERS
ATHENS, OHIO 45701

JACK WHITE, President
JOHN G. CLINE
JAMES EDWARDS

I certify the following is an exact and true copy of the Resolution passed by the Board of Athens County Commissioners March 12, 1970 and recorded in Volume 28, Page 60 of the Athens County Commissioners Journal.

Mr. Cline offered the following Resolution and moved its adoption: WHEREAS, this being the date set for the hearing on the annexation of 42.35 acres from Athens Township to the City of Athens,

That the Commissioners of the county of Athens, State of Ohio, proceeding this day to hear the petition of the City of Athens to obtain the annexation of the territory in their petition described to the City of Athens, and having in open meeting heard all the persons desiring to be heard for or against the granting of said petition and considered the affidavits with reference thereto, and being fully advised that said petition contains all the matters required by law, that its statements are true, that the territory sought to be annexed is adjacent to the City of Athens; that the petition contains a full description of said territory that the map of said territory attached to the petition is accurate; that there are no electors residing in said territory sought to be annexed; that the required legal notice of the petition has been given; and that it is right and proper that said petition should be granted.

It is hereby ordered that the prayer of said petition be granted, and that the territory described in said petition may be annexed to the City of Athens in accordance with law, and that a certified transcript signed by a majority of this board of all the orders and proceedings of this board relative to said petition and hearing thereon, together with said petition and map attached thereto and all the papers on file relating to said matter be deposited at once with the Auditor of said city.

Mr. Edwards seconded the resolution and the roll being called upon its adoption the vote resulted as follows: Mr. Cline, yes; Mr. Edwards, yes; Mr. White, yes.

BOARD OF ATHENS COUNTY COMMISSIONERS

J. W. Whaley
J. W. Whaley, Clerk

PROOF OF PUBLICATION

Notary Public for the State of Ohio, to-wit: I, J. W. Whaley, do hereby certify that the foregoing is a true and correct copy of the original of the Resolution of the Board of Athens County Commissioners, passed and adopted on the 8th day of January, 1970, and recorded in Volume 28, Page 5 of the Athens County Commissioners Journal. I further certify that the same was published in the Athens Messenger, a newspaper printed in and of general circulation in said county, on the 12th day of January, 1970, and the last publication on the 14th day of February, 1970, and that the said paper was during that time printed and published in said county.

THE STATE OF OHIO, } OUR BONA FIDE CIRCULATION
ATHENS COUNTY, ss. } IS MORE THAN 15,000

Personally appeared before me, a Notary Public in and for Athens County, Ohio, G. Kemmer Bush, Publisher of The Athens Messenger, and made oath that an advertisement, a copy of which is hereto attached, was published in The Athens Messenger, a newspaper printed in and of general circulation in said county, six consecutive weeks, the first publication being on 12th day of January, 1970, and the last publication on the 14th day of February, 1970, and that the said paper was during that time printed and published in said county.

Sworn to and subscribed before me the 14th day of February, 1970.
Gertine Herron
Notary Public

By Commission Expires on January 25, 1974
Printer's Fee, \$87.35