

ORDINANCE NO. 7-12-10 (A)

AN ORDINANCE VACATING UN-NAMED STREET EAST OF ELM STREET AND SOUTH OF S.R. 329 IN THE VILLAGE OF TRIMBLE AND DECLARING AN EMERGENCY.

WHEREAS, the street referenced above, in the Village of Trimble as shown on Village Tax Plat Nos. 5 and 8, Athens County Auditor's Office, is no longer being used as a public street; and

WHEREAS, the property owners on both sides of said street have petitioned and presented to Trimble Village Council, their request to vacate said street.

NOW THEREFORE, IT IS HEREBY ORDAINED BY THE VILLAGE OF TRIMBLE, ATHENS COUNTY, OHIO, AS FOLLOWS:

1. Said street as shown on the attached Survey, is hereby vacated and the land contained in said street is hereby conveyed to the adjoining property owners, as shown on the attached Plats and Surveys (0.086± AC to Crystal and Dallas Chesser, husband and wife; 0.127± AC to Robert and Christina Lenigar, husband and wife; and 0.277± AC to Mark Dellinger);
2. The adjoining landowners take said vacated street SUBJECT TO any and all utility and other easements previously granted by the Village of Trimble, including any Sewer Easement granted to T.T.W.W.T.D., and subject to a continuing Right of Way for fire protection services.
3. This Ordinance is being passed as an emergency measure under suspension of the rules, to take effect immediately, pursuant to Ohio Rev. Code Sec. 731.30 because it is necessary for the preservation of the health, safety and welfare of the Citizens of Trimble;
4. Publication of this Ordinance shall be made by posting a copy of the same within at least five (5) locations within the Village.
5. All deliberations resulting in the passage of this Ordinance were conducted in open meetings of Council, and that all deliberations of Council that resulted in such action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code;
6. This Ordinance shall become effective the earliest date provided by law.

Duly enacted by Council under suspension of the Rules on first reading this 12th day of July, 2010.

VILLAGE OF TRIMBLE

BY: *Douglas K. Kauter*
Mayor

BY: *Susan K. Hooper*
President Pro Tem of Council

ATTEST/SEAL:

Roger Hooper
Clerk-Treasurer
FISCAL OFFICER

201000004705
Filed for Record in
ATHENS COUNTY, OHIO
JESSICA MARKINS, RECORDER
09-15-2010 At 01:36 pm.
VACATION 76.00
DR Book 451 Page 1960 - 1967

201000004705
FRANK LAVELLE
VILLAGE OF TRIMBLE
ATHENS OH 45701

This Conveyance has been examined
and the Grantor has complied with
Section 319.202 of the Revised Code

No. Ex Transfer Fee Paid \$ 0
Jill A. Thompson, Athens County Auditor

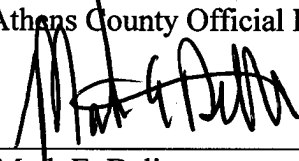
By *JN* Deputy Auditor

*\$1.50
Transferred
9-15-10*

PETITION TO VACATE UN-NAMED STREET EAST OF ELM STREET, AND SOUTH OF S.R. 329

The undersigned property owner(s) hereby request that Trimble Village Council vacate the un-named street East of Elm St., and South of S.R. 329, in the Village of Trimble, as shown on the attached Tax Plats.


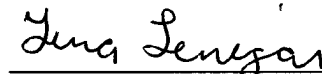
The undersigned acquired title to said property in Vol. 298, Page 2393; Vol. 49, Page 226; Vol. 151, Page 822; Vol. 236, Page 237 and Vol. 197, Page 208 Athens County Official Records.



Mark E. Delinger

N/A - MARK DELLINGER
IS UN-MARRIED

Delinger


Crystal Chesser
WILLIAM Chesser
Robert J. Leniger
Tina Lenigar

CERTIFICATION OF CLERK/FISCAL OFFICER

The foregoing is a true copy of the original Ordinance # 7-12-10 (A).

Publication of this Ordinance was made by posting a copy of the same in the following five (5) locations within the Village, beginning on JULY 13TH, 2010, and concluding on JULY 28TH, 2010 (at least 15 days later):

- TOWN HALL
- KROGER
MRS. K'S VARIETY STORE
- MANDY'S THRIFT STORE
MATT'S CARRY-OUT (THE BRICKYARD)
- U.S. POST OFFICE
- LISA'S BEAUTY SHOP

ATTEST:

DATE: 7/12/10

Rogea Hooper
VILLAGE FISCAL OFFICER/CLERK

Parcel 1

**DESCRIPTION OF
0.127 ACRES**

DESCRIPTION of a parcel of land situated in the Village of Trimble, Athens County, Ohio, Town 11, Range 14, Section 8 of Trimble Township and being part of the Eva. B. Moorehead's Addition to Trimble as recorded in Envelope 95A of the Athens County Recorder's Office.

Said parcel being more fully described as follows;

Beginning at an iron pin found at the Northeast Corner of Lot Number 123 of the Eva. B. Moorehead's Addition to Trimble;

Thence along the south line of Congress Street S65°15'00"E 50 feet to an iron pin set at the Northwest Corner of Lot Number 136;

Thence along the west line of Lots 136 and 135 of (Dellinger, 298-2393 OR and 49-226) S24°45'00" W 110.32 feet to an iron pin set;

Thence through the lands of an unnamed platted street to the east line of Lot 124 N65°15'00" W 50 feet to an iron pin set;

Thence along the east line of Lots 124 and 123 of (Lenigar 197-208 OR) N24°45'00"E 110.32 feet to the point and place of beginning containing 0.127 acres.

Prior Recorded Plat being the Eva. B. Moorehead's Addition to Trimble recorded in Envelope 95A of the Athens County Recorder's Office.

Iron pins set are 5/8"x 30" rebar capped "NEWMAN PS-8043"

Subject to all easements, rights-of-way, covenants and agreements of record.

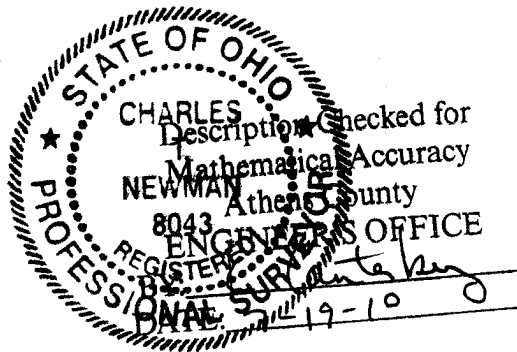
Charles T. Newman
Charles T. Newman
Professional Surveyor PS-8043
66 Elmwood Place
Athens, Ohio 45701

June 1, 2010

Legal Description
 Approved
 Denied

JUL 20 2010

Jill A. Thompson
Athens County Auditor



Parcel 3

**DESCRIPTION OF
0.277 ACRES**

DESCRIPTION of a parcel of land situated in the Village of Trimble, Athens County, Ohio, Town 11, Range 14, Section 8 of Trimble Township and being part of the Eva. B. Moorehead's Addition to Trimble as recorded in Envelope 95A of the Athens County Recorder's Office.

Said parcel being more fully described as follows;

Commencing at an iron pin found at the Northeast Corner of Lot Number 123 of the Eva. B. Moorehead's Addition to Trimble;

Thence along the south line of Congress Street S65°15'00"E 50 feet to an iron pin set at the Northwest Corner of Lot Number 136;

Thence along the west line of Lots 136, 135, 134 and 133, S24°45'00"W 185.18 feet to an iron pin set being the **point of beginning** of the tract herein described;

Thence along the west line of lots 133, 132, 131 and 130 of (Dellinger 151-822 and 49-226) S24°45'00"W 242.81 feet to an iron pin set at the southwest corner of Lot 130;

Thence to the southeast corner of Lot 129 N61°48'59"W 50.09 feet to an iron pin set;

Thence along the west line of Lots 129, 128, 127 and 126 of (Dillinger 49-226 and 151-822) N24°45'00"E 239.81 feet to an iron pin set;

Thence through the lands of said unnamed street S 65°15'00"E 50.00 feet to the point and place of beginning containing 0.277 acres.

Prior Recorded Plat being the Eva. B. Moorehead's Addition to Trimble recorded in Envelope 95A of the Athens County Recorder's Office.

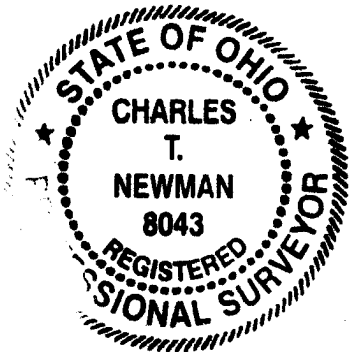
Iron pins set are 5/8"x 30" rebar capped "NEWMAN PS-8043"

Subject to all easements, rights-of-way, covenants and agreements of record.

Charles T. Newman

Charles T. Newman
Professional Surveyor PS-8043
66 Elmwood Place
Athens, Ohio 45701

June 1, 2010



Description Checked for
Mathematical Accuracy
Athens County
ENGINEER'S OFFICE
BY: *K. [Signature]*
DATE: 7-19-10

Legal Description
 Approved
 Denied

JUL 20 2010

Jill A. Thompson
Athens County Auditor

Parcel 2

**DESCRIPTION OF
0.086 ACRES**

DESCRIPTION of a parcel of land situated in the Village of Trimble, Athens County, Ohio, Town 11, Range 14, Section 8 of Trimble Township and being part of the Eva. B. Moorehead's Addition to Trimble as recorded in Envelope 95A of the Athens County Recorder's Office.

Said parcel being more fully described as follows;

Commencing at an iron pin found at the Northeast Corner of Lot Number 123 of the Eva. B. Moorehead's Addition to Trimble;

Thence along the south line of Congress Street S65°15'00"E 50 feet to an iron pin set at the Northwest Corner of Lot Number 136;

Thence along the west line of Lots 136 and 135, S24°45'00" W 110.32 feet to an iron pin set being the **point of beginning** of the tract herein described;

Thence along the west line of Lots 135, 134 and 133 of (Dellinger 49-226 and 151-882) S24°45'00"W 74.86 feet to an iron pin set;

Thence through the lands of a platted unnamed street N65°15'00"W 50 feet to an iron pin set;

Thence along the east line of Lots 126, 125 and 124 of (Dellinger 151-822), (Chesser 236-237 OR) and (Lenigar 197-208 OR) N24°45'00"E 74.86 feet to an iron pin set;

Thence through the lands of said unnamed street S65°15'00"E 50 feet to the point and place of beginning containing 0.086 acres.

Prior Recorded Plat being the Eva. B. Moorehead's Addition to Trimble recorded in Envelope 95A of the Athens County Recorder's Office.

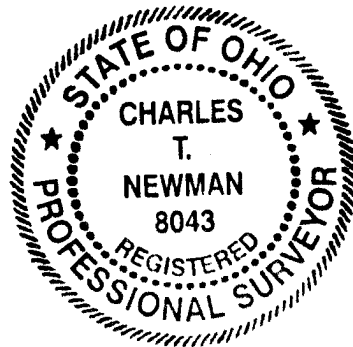
Iron pins set are 5/8" x 30" rebar capped "NEWMAN PS-8043"

Subject to all easements, rights-of-way, covenants and agreements of record.

Charles T. Newman

Charles T. Newman
Professional Surveyor PS-8043
66 Elmwood Place
Athens, Ohio 45701

June 1, 2010

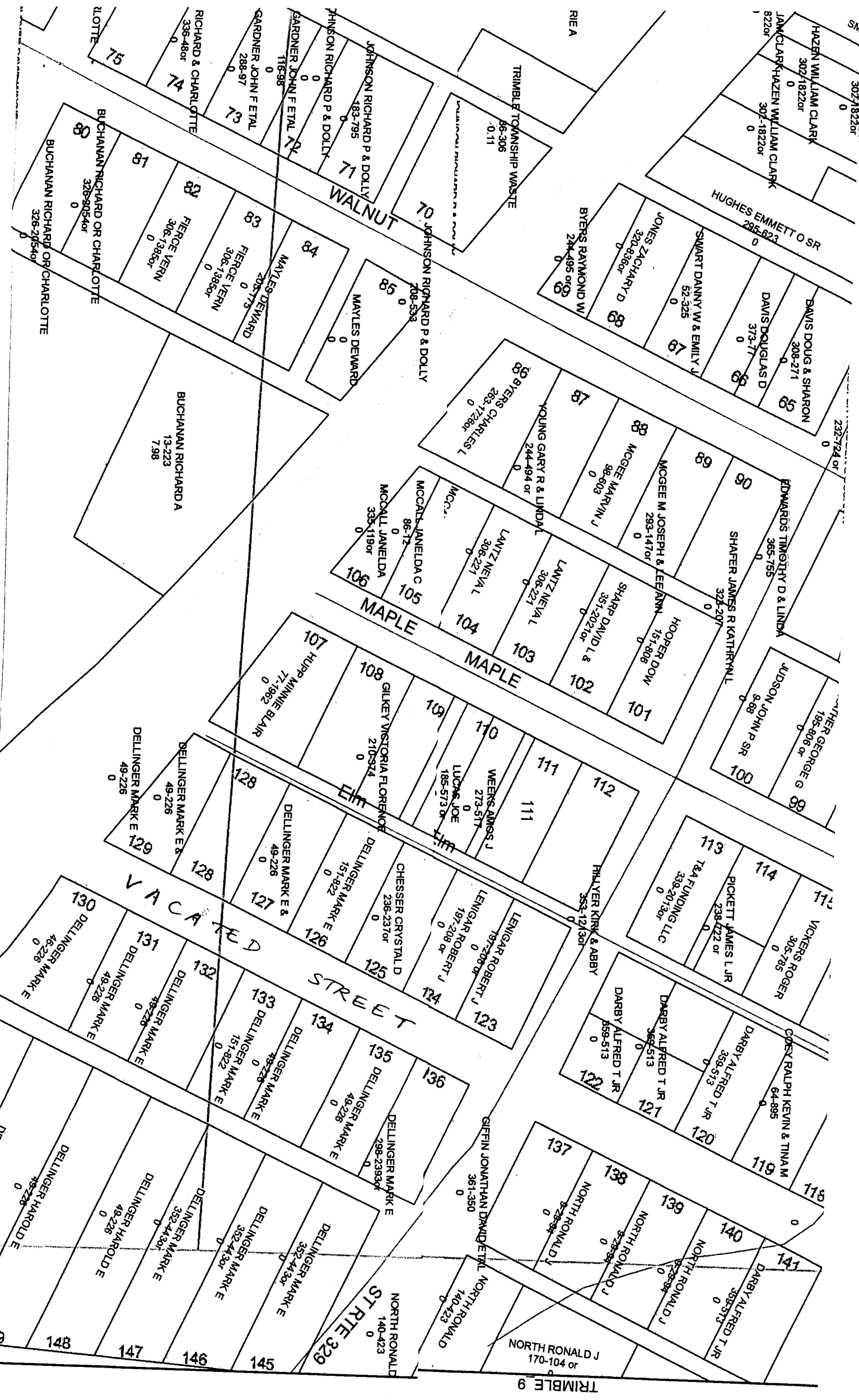


Legal Description
 Approved
 Denied

JUL 20 2010

Jill A. Thompson
Athens County Auditor

Description Checked for
Mathematical Accuracy
Athens County
ENGINEER'S OFFICE
BY: *K. Carter*
DATE: 7-19-10



HAZEN WILLIAM CLARK
302-1822or
0

JAMIE CLARK-HAZEN WILLIAM CLARK
302-1822or
0

HUGHES EMMETT O SR
286-623
0

DAVIS DOUG & SHARON
308-271
0

DAVIS DOUGLAS D
373-77
0

SMART DANNY W & EMILY J
52-325
0

JONES ZACHARY D
320-836or
0

BYERS RAYMOND W
244-495 or 0
0

JOHNSON RICHARD P & DOLLY
208-533
0

WALNUT

MAYLES DEWARD
0

FIERGE VERN
306-1385or
0

FIERGE VERN
306-1385or
0

BUCHANAN RICHARD OR CHARLOTTE
326-2654or
0

BUCHANAN RICHARD OR CHARLOTTE
326-2654or
0

EDWARDS TIMOTHY D & LINDA
365-755
0

SHAFFER JAMES R KATHERYN L
323-207
0

MCGEE M JOSEPH & LEEANN
293-147or
0

MCGEE MARY/V J
98-603
0

BYERS CHARLES L
283-1726or
0

YOUNG GARY R & LINDA L
244-494 or
0

LANTZ NEVA L
306-221
0

LANTZ NEVA L
306-221
0

MCCALL JANELDA
338-119or
0

MCCALL JANELDA C
86-172
0

BUCHANAN RICHARD A
13-223
7.98

MATHER GEORGE G
195-806 or
0

JUDSON JOHN P SR
8-88
0

HOOPER DOW
151-306
0

SHARP DAVID L &
351-2021or
0

LANTZ NEVA L
306-221
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LANTZ NEVA L
306-221
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LANTZ NEVA L
306-221
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LANTZ NEVA L
306-221
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GILKEY VICTORIA FLORENCE
210-924
0

HUPP MINNIE BLAIR
77-1962
0

WEEKS AMOS J
273-517
0

LUCAS JOE
185-573 or
0

CHESSER CRYSTAL D
236-237or
0

DELLINGER MARK E &
49-226
0

DELLINGER MARK E &
49-226
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VICKERS ROGER
305-785
0

ROCKETT JAMES L JR
238-422 or
0

T&A FUNDING LLC
339-2013or
0

HALYER KIRK & ABBY
353-1213or
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LENIGAR ROBERT J
197-200 or
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LENIGAR ROBERT J
197-208 or
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DARBY ALFRED T JR
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COSE RALPH KEVIN & TINAM
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