

RESOLUTION NO. 23-95

A RESOLUTION ADOPTING A STATEMENT TO INDICATE THE SERVICES WHICH, UPON ANNEXATION, WILL BE PROVIDED BY THE CITY OF NAPOLEON, OHIO TO CERTAIN TERRITORY CONTAINING 7.3202 ACRES OF LAND, MORE OR LESS, LOCATED IN THE NORTHEAST AND SOUTHEAST QUARTERS OF SECTION 11, TOWNSHIP 5N, RANGE 6E, NAPOLEON TOWNSHIP, HENRY COUNTY, OHIO PROPOSED FOR ANNEXATION TO THE CITY

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BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:

Section 1. That, pursuant to Section 709.031(B) of the Ohio Revised Code, the following statement is adopted:

Upon annexation, the following described real property proposed for annexation to the City of Napoleon, Ohio by Thomas J. Short, Agent for Petitioner, Midwest Wood Trim, Inc. will be provided all services of the City of Napoleon, Ohio regularly provided to all residents of the City of Napoleon, Ohio including, but not limited to, sanitary sewer, storm sewer, water, electric, refuse, fire protection and police protection; provided, however, that the owner/developer cause all public improvements necessary therefor to be constructed at owner/developer expense and in strict accordance with all ordinances, rules, regulations, licenses and permits pertaining thereto.

Situated in the City of Napoleon, Township of Napoleon, County of Henry and State of Ohio, and being a part of the Northeast and Southeast Quarters of Section 11, Township 5N, Range 6E and fully described as follows:

Commencing at a steel monument box at the Northeast corner of the Southeast Quarter of Section 11; thence South 89°51'33" West 50.40 feet to the point of intersection of the North line of the Southeast Quarter of Section 11 and the Westerly Limited Access line of State Route 108 (North Scott Street), THE TRUE PLACE OF BEGINNING for the parcel herein described; thence, along said Westerly Limited Access line, South 00°38'30" West 73.71 feet to a point; thence South 03°10'21" East to a point; thence, leaving said Westerly Limited Access line, North 89°49'30" East 40.00 feet to a point in the centerline of North Scott Street (State Route 108); thence South 00°44'30" West 209.31 feet, along said centerline, to a point; thence South 89°49'30" West, passing the West right-of-way line of North Scott Street (State Route 108) at 40.00 feet a total distance of 270.00 feet to a point; thence South 00°44'30" West 8.00 feet to a point; thence South 89°49'30" West 199.70 feet to a point on the

Northerly line of the former D.T. and I Railroad; thence, along said Northerly line, North 44° 14' 43" West 307.68 feet to a point on the Southerly Limited Access line of U.S. Routes 6 and 24; thence along said Southerly Limited Access line, North 45° 49' 30" East 358.74 feet to a point; thence continuing along said Southerly Limited Access line, on a curve to the right ($\Delta = 05^{\circ}07'22''$ R = 5559.58 feet) on a chord bearing North 48° 23' 11" East a chord distance 496.92 feet to a point on the Westerly Limited Access line of State Route 108 (North Scott Street); thence, along said Westerly Limited Access line, South 03° 02' 17" East 232.04 feet to a point; thence, continuing along said Westerly Limited Access line, South 00° 38' 30" West 126.29 feet to the true place of beginning containing 1.7686 acres in the Northeast Quarter of Section 11 and 5.5516 acres in the Southeast Quarter of Section 11 for a combined total area of 7.3202 acres but subject to all legal highways.

The above described parcel of land is subject to any and all leases, easements, or restrictions of record.

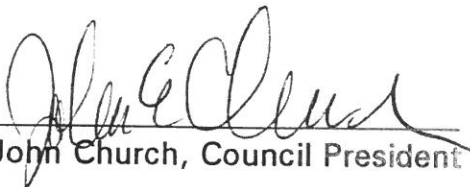
Section 2. That it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the City's Revised Code of General Ordinances.

Section 3. That if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail.

Section 4. This Resolution shall take effect at the earliest time permitted by law.

Passed:

April 3, 1995


John Church, Council President

Approved:

April 3, 1995


Robert G. Heft, Mayor

VOTE ON PASSAGE 7 Yea 0 Nay — Abstain

Attest:



Gregory Heath, Clerk/Finance Director

Recommended for codification: No

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