

VILLAGE OF ENON, OHIO

Emergency ORDINANCE NO. 2023-03

AN ORDINANCE AUTHORIZATION ANNEXATION

WHEREAS, the Village of Enon proposes to annex the contiguous property described in attached Exhibit "A"; and

WHEREAS, the provisions of Ohio Revised Code § 709.14 require the Village to pass an ordinance authorizing annexation and directing the Village Solicitor to proceed with processing the annexation;


NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Enon, Clark County, Ohio by a majority of its Members concurring thereto:

SECTION 1. That the Village of Enon authorizes the annexation of the property described in attached Exhibit "A" and that the Village Solicitor shall proceed with processing the annexation, which shall include a petition for annexation to the Clark County Commission pursuant to Ohio Revised Code § 709.15 and 709.16; and

SECTION 2. An annexation agreement with Mad River Township shall be authorized by separate Resolution pursuant to Ohio Revised Code § 709.192.

SECTION 3. This Ordinance is effective upon its enactment and signing by the Mayor.

Attest:



Mayor of the Village of
Enon, Ohio

Date: _____

3/28/23

Exhibit "A"

3392
The Village of Enon, Ohio and The Trustees of
Mad River Township, Clark County, Ohio
60.386 Acres
Part N.E. ¼ Sec. 1, T. 3, R. 9 B.M.R.S.
July 8, 2022

SCHOLL
SURVEYING, LLC
1533 Moorefield Road
Springfield OH 45503
937.390.3629

Situate in the State of Ohio, County of Clark, Township of Mad River, and being part of the Northeast Quarter of Section 1, Town 3, Range 9, Between the Miami Rivers Survey and being described as follows:

Commence at a 6" x 6" monument box with Clark County Engineer's Disc inside (found) at the northeast corner of said Section 1, thence with the east line of said Section 1, also being the centerline of Enon Road (30 feet half right-of-way), S 05°37'09" W, 1664.55 feet to a mag nail (set), the TRUE POINT OF BEGINNING HEREIN;

thence, continuing with the centerline of said Enon Road, also being the east line of said Section 1, S 05°37'09" W, 286.43 feet to a mag spike (found);

thence, with the north line of a 0.615 acre tract described in deed to Tammy Speirs and Gregory Speirs recorded Volume 2211, Page 3760, Tract II of the Official Records of Clark County, Ohio, S 85°16'59" W, 71.32 feet to a 5/8" re-bar with plastic cap (found), passing on line a 5/8" re-bar with plastic cap (found) at 30.13 feet;

thence, continuing with the north line of said 0.615 acre tract, S 64°06'07" W, 271.16 feet to a 5/8" re-bar with plastic cap (found);

thence, with the south line of a 0.271 acre tract described in deed to The Village of Enon, Ohio and The Trustees of Mad River Township, Clark County, Ohio recorded Volume 2209, Page 2781, Tract 2 of the Official Records of Clark County, Ohio, S 67°04'59" W, 237.37 feet to a 5/8" re-bar with plastic cap (found);

thence, with the north line of a 0.322 acre tract described in deed to Tammy Speirs and Gregory Speirs recorded Volume 2211, Page 3760, Tract III of the Official Records of Clark County, Ohio, S 58°54'31" W, 73.53 feet to a 5/8" re-bar with plastic cap (found);

thence, with the west line of said 0.322 acre tract, S 23°44'18" W, 160.92 feet to a 5/8" re-bar with plastic cap (found);

thence, with the south line of said 0.322 acre tract, S 85°27'08" E, 109.01 feet to a 5" x 5" stone with "x-notch" (found);

thence, with the west line of a 1.00 acre tract described in deed to William J. Lott and Marta Lynn Lott recorded Volume 1648, Page 2372, Tract I of the Official Records of Clark County, Ohio, and with the west line of a 1.00 acre tract described in deed to Enon Mobile Home Park, LLC recorded Volume 1398, Page 620, Tract II of the Official Records of Clark County, Ohio, S 05°29'54" W, 317.17 feet to a 5" x 5" stone with "x-notch" (found);

thence, with the north line of a 3.22 acre tract described in deed to Enon Mobile Home Park, LLC recorded Volume 1398, Page 620, Tract I of the Official Records of Clark County, Ohio, and with the north line of a 7.65 acre tract described in deed to Phillip S. Byrum, et al recorded Volume 1556, Page 730 of the Official Records of Clark County, Ohio, and with the north line of a 64.47 acre tract (per Auditor) recorded Book 1946, Page 131 of the Official Records of Clark County, Ohio, N 84°28'38" W, 2249.65 feet to a 1" o.d. thin wall iron pipe (found);

thence with the east line of the premises described in deed to Pennsylvania Lines, LLC (former C.C.C. & St. Louis Railroad) recorded Volume 335, Page 14 of the Official Records of Clark County, Ohio, N 42°09'34" E, 1756.17 feet to a 1" o.d. thin wall iron pipe (found);

thence, with the south line of a 23.170 acre tract described in deed to Weekley Industrial, Ltd. recorded Volume 2179, Page 2886, Tract I of the Official Records of Clark County, Ohio, and with the south line of a 4.00 acre tract described in deed to the Village of Enon, Ohio recorded Volume 555, Page 535 of the Deed Records of Clark County, Ohio, and with part of the south line of a 7.92 acre tract described in deed to the Village of Enon, Ohio recorded Volume 501, Page 301 of the Deed Records of Clark County, Ohio, S 84°41'19" E, 1203.25 feet to a un-monumented corner, from which, a 1" o.d. thin wall iron pipe (found) bears N 55°07'00" E, 0.40 feet;

thence, with the west line of a 4.098 acre tract described in deed to Suburban Propane, L.P. recorded Volume 1442, Page 2181 of the Official Records of Clark County, Ohio, and parallel with the centerline of said Enon Road, S 05°37'09" W, 350.00 feet to a 5/8" re-bar with plastic cap (set);

thence, with the south line of said 4.098 acre tract, S 84°41'19" E, passing on line a 5/8" re-bar with plastic cap (set) at 480.00 feet, in all, 510.00 feet to the point of beginning and containing 60.386 acres, subject however, to all rights-of-way, easements, and restrictions of record, and being more specifically subject to the right-of-way of said Enon Road being 30 feet off the east side of the above described premises and containing an area of 0.199 acres.

Being the same premises described in deed to The Village of Enon Ohio and the Trustees of Mad River Township, Clark County, Ohio, recorded Volume 2209, Page 2781, Tract 1 and Tract 2 of the Official Records of Clark County, Ohio.

The above described 60.386 acre tract is subject to a 20 feet wide waterline easement which runs along the north side of the above described premises and recorded in Volume 2209, Page 2781 of the Official Records of Clark County, Ohio.

The above description is based on an actual field survey dated July 8, 2022 by Mark T. Scholl, Professional Surveyor 6599. Basis of bearings is Grid North, State Plane Coordinate System, Ohio, South Zone per O.D.O.T./C.O.R.S. 2011.




Mark T. Scholl, P.S. 6599