

TEMPORARY ORDINANCE NO. 10-19

PERMANENT ORDINANCE NO. _____

AN ORDINANCE TO AUTHORIZE THE SERVICE-SAFETY DIRECTOR TO ACCEPT APPROXIMATELY TWENTY-ONE (21) ACRES, MORE OR LESS, OF PROPERTY SITUATED IN SECTION 33, TOWNSHIP 15, RANGE 19, TOWNSHIP OF GREENFIELD, FAIRFIELD COUNTY, OHIO FROM THE ESTATE OF D. MERRILL BOWERS

WHEREAS, the Estate of D. Merrill Bowers wishes to donate a parcel of property in Section 33, Township 15, Range 19, said property being in Greenfield Township, Fairfield County, Ohio consisting of approximately Twenty-One (21) acres, more or less, to the City of Lancaster for use by the City and Parks Department as the Bowers Memorial Park;

WHEREAS, The City of Lancaster Park Board formally approved accepting this donation at its January 9, 2019 meeting;

BE IT ORDAINED by the Council of the City of Lancaster, Fairfield County, State of Ohio

SECTION 1. That the Service-Safety Director is hereby authorized to accept approximately Twenty-One (21) acres, more or less, from the Estate of D. Merrill Bowers situated in Section 33, Township 15, Range 19, said property being in Greenfield Township, Fairfield County, Ohio. The property to be accepted is a portion of that previously recorded in OR Book 1783, Page 2482 of the records of the Fairfield County Recorder.

SECTION 3. The Service-Safety Director is hereby authorized to execute, acknowledge, deliver and perform, in the name of the city, all necessary paperwork to effectuate this real estate transaction including, but not limited to, a donation agreement to accept the property, a reciprocal drainage easement with the adjoining property owner, and the lot split documents.

SECTION 2. The following parcels be accepted as shown in the attachment:

<u>PROPERTY OWNER</u>	<u>PARCEL #</u>	<u>&</u>	<u>ACREAGE</u>	<u>EXHIBIT</u>
Estate of D. Merrill Bowers	To be split from 014-01125-00		20.611 Acres	A

SECTION 3. This ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____ after _____ reading. Vote: Yeas _____ Nays _____

Approved: _____

Clerk: _____

President of Council

Mayor

Offered by: _____

Second by: _____

Requested by Service Committee

I, Teresa Lee Sandy, Clerk of Council do hereby certify that on _____, 2019 the Lancaster Eagle Gazette published the summary of this ordinance in accordance with Ohio Revised Code 731.24.

Clerk of Council



Situated in the State of Ohio, County of Fairfield, Township of Greenfield, Township 15, Range 19, Section 33.

Being 20.611 acres of the 113 acre tract as described in Official Record 1783, Page 2482, and being more fully described as follows:

Beginning at a point in Wilson Road, on the south line of the aforementioned 113 acre tract and at the southeast corner of a 1.675 acre tract described in Official Record 1442, Page 391, said point is located South $86^{\circ} 06' 49''$ East a distance of 1078.92 feet from the southwest corner of the northwest quarter of Section 33;

Thence North $03^{\circ} 53' 11''$ East, passing a 5/8 inch rebar found at 22.99 feet, a total distance of 62.00 feet to a 3/4 inch rebar found at the northeast corner of the aforementioned 1.675 acre tract;

Thence with a line of the 1.675 acre tract North $79^{\circ} 34' 45''$ West a distance of 434.69 feet to a 5/8 inch rebar set;

Thence North $15^{\circ} 30' 34''$ East a distance of 338.07 feet to a 5/8 inch rebar set;
Thence North $45^{\circ} 47' 57''$ East a distance of 309.30 feet to a 5/8 inch rebar set;
Thence North $57^{\circ} 09' 15''$ East a distance of 287.52 feet to a 5/8 inch rebar set;
Thence North $66^{\circ} 14' 06''$ East a distance of 180.53 feet to a 5/8 inch rebar set;
Thence North $49^{\circ} 52' 58''$ East a distance of 128.96 feet to a 5/8 inch rebar set;
Thence North $61^{\circ} 07' 08''$ East a distance of 517.65 feet to a 5/8 inch rebar set;
Thence North $81^{\circ} 41' 24''$ East a distance of 86.89 feet to a 5/8 inch rebar set on the east line of the 113 acre tract;

Thence South $04^{\circ} 03' 58''$ West a distance of 831.80 feet to a 1/2 inch rebar found at the northeast corner of the 5 acre tract described in Official Record 1516, Page 171;

Thence North $86^{\circ} 09' 47''$ West a distance of 450.00 feet to a 1/2 inch rebar found at the northwest corner of the aforementioned 5 acre tract;

Thence South $04^{\circ} 03' 58''$ West, passing a 1/2 inch rebar found at 454.25 feet, a total distance of 484.00 feet to a point in Wilson Road, on the south line of the 113 acre tract and being the southwest corner of the 5 acre tract;

Thence North $86^{\circ} 10' 46''$ West a distance of 392.04 feet to the point of beginning, containing **20.611 acres.**

Bearings are based on the ODOT right-of-way plan FAI-33-7.31. Rebars set are 5/8 inch by 30 inches and have a yellow plastic identification cap stamped "Tobin-McFarland". For additional information see plat of survey made in conjunction with and considered an integral part of this description.

This description is based on a survey made in January of 2019 by Tobin-McFarland Surveying, Inc., and was prepared by Rodney McFarland, Registered Professional Surveyor No. 6416.

