

Sponsor: Elliott/Kitchen

ORDINANCE NO. 23-15

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON, OHIO TO ACCEPT THE CONVEYANCE OF REAL ESTATE FROM BELLISIO FOODS, INC. FOR THAT PORTION OF REAL ESTATE ON WHICH PART OF BROADWAY STREET IS LOCATED AND DECLARING AN EMERGENCY.

WHEREAS, the Bellisio Foods, Inc. has informed the City of Jackson that a survey has shown that a portion of Broadway Street is on property that appears to be titled to Bellisio Food, Inc.; and

WHEREAS, the Bellisio Foods, Inc. desires to deed that real estate that includes Broadway Street in the City of Jackson, Ohio, as described in Exhibit attached hereto; and

WHEREAS, the City of Jackson does not necessarily agree with the accuracy of the survey or Bellisio's claim but that the City does agree to accept the property in order to resolve any questions related to the title of the property and that this matter constitutes an emergency as the undisputed ownership of the real estate described is necessary to protect the health, safety and welfare of the City.

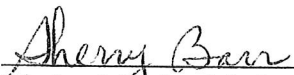
NOW, THEREFORE, BE IT ORDAINED THAT THE LEGISLATIVE AUTHORITY OF THE CITY OF JACKSON, OHIO HEREBY AUTHORIZES ITS MAYOR TO EXECUTE THOSE DOCUMENTS NECESSARY TO SHOW THE CITY ACCEPTS THE CONVEYANCE AND TO DECLARE AN EMERGENCY.

It is hereby found and determined that all formal actions of this Council concerning and relating to adoption of this ordinance were adopted in an open meeting of this Council and the deliberations of this Council and any of its committees that resulted in such formal action were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

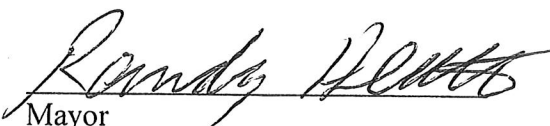
PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 27th day of April, 2015.


President of Council *PRO-TEM*

ATTEST:


Clerk of the Legislative Authority

Approved this 27th day of April, 2015.


Mayor

**DESCRIPTION OF A 0.045 ACRE TRACT
TO BE TRANSFERRED TO THE CITY OF JACKSON FOR STREET PURPOSES**

The following described tract being part of Lots #21, #22, and #23 in Jamestown Addition as recorded in Plat Book 1, at Page 29, City of Jackson, Jackson County, Ohio. Being part of the Bellisio Foods, Inc. tract (three and four) as recorded in Official Record 71 at Page 1399 and part of Bellisio Foods, Inc. tract as recorded in Official Record 106 at Page 2877. Being more accurately described as follows.

Beginning at the northeast corner of Lot #21 in Jamestown Addition, thence North 85°43'38" West, along the northerly line of Lot #21 in Jamestown Addition, a distance of 49.67 feet to an iron pin set being the **TRUE POINT OF BEGINNING** for the herein described tract:

Thence South 67°14'49" West, through the tracts of which this description is a part, a distance of 130.64 feet to an iron pin set on the westerly line of Lot #23 and being the westerly line of Bellisio Foods, Inc tract as recorded in Official Record 71 at Page 1399, passing an iron pin set on the westerly line of the Bellisio Foods, Inc tract as recorded in Official Record 106 at Page 2877 at a distance of 9.04 feet:

Thence North 44°25'03" East, along the westerly lines of Lot #23, #22 and being the westerly line of Bellisio Foods, Inc tract as recorded in Official Record 71 at Page 1399, a distance of 77.66 feet to a mag nail previously set on the north line of Lot #22 in Jamestown Addition:

Thence South 85°43'38" East, along the north lines of Lots #21 and #22 in Jamestown Addition, a distance of 66.31 feet to the true point of beginning, passing a mag nail previously set at the northwesterly corner of the Bellisio Foods, Inc tract as recorded in Official Record 106 at Page 2877 at a distance of 58.27 feet:

Containing 0.045 acres total,

0.001 acres being part of Auditor Parcel #H14-008-00-044-00,
0.035 acres being part of Auditor Parcel #H14-008-00-045-00 and
0.009 acres being part of Auditor Parcel #H14-008-00-046-00.


Being more particularly described and delineated on a 8½" by 14" plat (drawing #04037K05) attached hereto and made a part hereof. This description is valid only if the plat is attached and recorded with the description as a complete document in its original form and not retyped or altered in any way.

All iron pins set for this survey are 5/8" rebar (30" long) with id. cap set, stamped "Dana Exline 7060."

Bearings are rotated to the Ohio State Plane Coordinate System, South Zone NAD 83.

The above description was prepared from an actual field survey completed in March of 2015 by Dana A. Exline, Ohio Professional Surveyor #7060.

Subject to all easements and/or encumbrances.


Dana A. Exline
Professional Surveyor #7060
State of Ohio
Date: 4/8/15

CITY ENGINEER
4-9-15
DATE

