

VILLAGE OF JOHNSTOWN, OHIO



ORDINANCE 10-2016

AN ORDINANCE TO APPROPRIATE .004 ACRE, MORE OR LESS, PERMANENT EASEMENT, AND .001 ACRE, MORE OR LESS TEMPORARY CONSTRUCTION EASEMENT FROM COREY APPERSON, FROM THE PROPERTY LOCATED AT 74 WEST JERSEY STREET FOR THE JERSEY STREET IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY

WHEREAS, the Village of Johnstown is preparing to perform improvements on Jersey Street including drainage, intersection, signal, sidewalk and water works along with full depth road reconstruction (the "Project");

WHEREAS, the Project requires that the Village obtain a permanent easement and a temporary easement from Corey Apperson, as described in the Exhibits labeled "A" and "B," attached hereto, said property interests being located in the Village of Johnstown, County of Licking, State of Ohio;

BE IT ORDAINED by the Council of the Village of Johnstown, State of Ohio:

Section 1. Council considers it necessary and declares its authorization to appropriate, for the appraised value of \$334.00, for the public purpose of constructing roadway improvements on Jersey Street including drainage, intersection, signal, sidewalk and water works along with full depth road construction, a permanent easement and a temporary easement as described in Exhibits labeled "A" and "B," attached hereto and incorporated herein by reference.

Section 2. The Village Law Director's office is hereby authorized to file a petition for appropriation in the county Court of Common Pleas should it become necessary, and to utilize the quick-take procedures in Chapter 163 of the Ohio Revised Code.

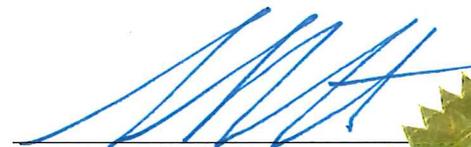
Section 3. Council further authorizes and directs the Village Manager, the Director of Law, Finance Director, Clerk of Council or other appropriate officers of the Village to take any other actions as may be appropriate to implement this Ordinance.

Section 4. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that meetings of any of its committees resulted in such formal action where meetings open to the public in compliance with all legal requirements including Section 121.11 of the Ohio Revised Code and the Charter for the VILLAGE OF JOHNSTOWN.

Section 5. This Ordinance is declared to be an emergency necessary for the immediate preservation of the public peace, health, safety or welfare, and for the further reason that obtaining the property interest is necessary for the advancement of this Project. The Ordinance shall therefore take effect immediately upon passage.

Date of Introduction: March 1, 2016
Public Hearing/Passage: March 15, 2016
Effective Date: March 15, 2016

By: Main



Mayor Sean Stanearth



ATTEST TO:

APPROVED AS TO FORM:



Teresa Monroe, Clerk of Council



Jennifer Croghan, Law Director

Ord 10-2016

25E

Easement for The Village of Johnstown

Situate in the State of Ohio, Licking County, the Village of Johnstown, part of Lot 23 in the First Range of Inlots and being part of a parcel conveyed to Casey J. Apperson recorded in Instrument Number 201411140022598 in the Licking County Recorder's office and being more particularly described as follows:

Beginning at the southeast corner of the grantors parcel at centerline station 20+20.16, 16.50 feet left, said point being the **Point of Beginning** for the parcel herein described;

Thence from the **Point of Beginning** along the grantors south line and the north right of way of West Jersey Street South 53 Degrees 26 Minutes 47 Seconds West 65.09 feet to the grantors southwest corner at centerline station 19+55.07, 16.50 feet left;

Thence North 38 Degrees 11 Minutes 25 Seconds West 3.00 feet along the grantors west line to a point at centerline station 19+54.99, 19.50 feet left;

Thence North 53 Degrees 26 Minutes 47 Seconds East 65.17 feet across the grantor to a point on the grantors east line at centerline station 20+20.16, 19.50 feet left;

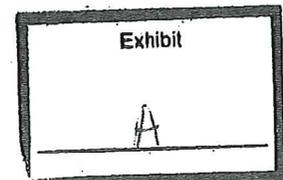
Thence South 36 Degrees 33 Minutes 13 Seconds East 3.00 feet along the grantors east line to the **Point of Beginning**.

The above described contains **0.004** acres more or less and is contained in Auditors parcel number 053-178374-00.000.

Subject to all legal easements and rights of way.

Plat of survey is attached hereto and made a part thereof.

All iron pins set are $\frac{3}{4}$ inch x 30 inch rebar with cap stamped "Canter S-7226".



All stations and offsets are referenced to the centerline of right of way of West Jersey Street.

This description was prepared under the direction and supervision of Robert C. Canter, Registered Surveyor No. 7226 and is based on a field survey made by Canter Surveying/GPS Services, Inc., completed October 2014.

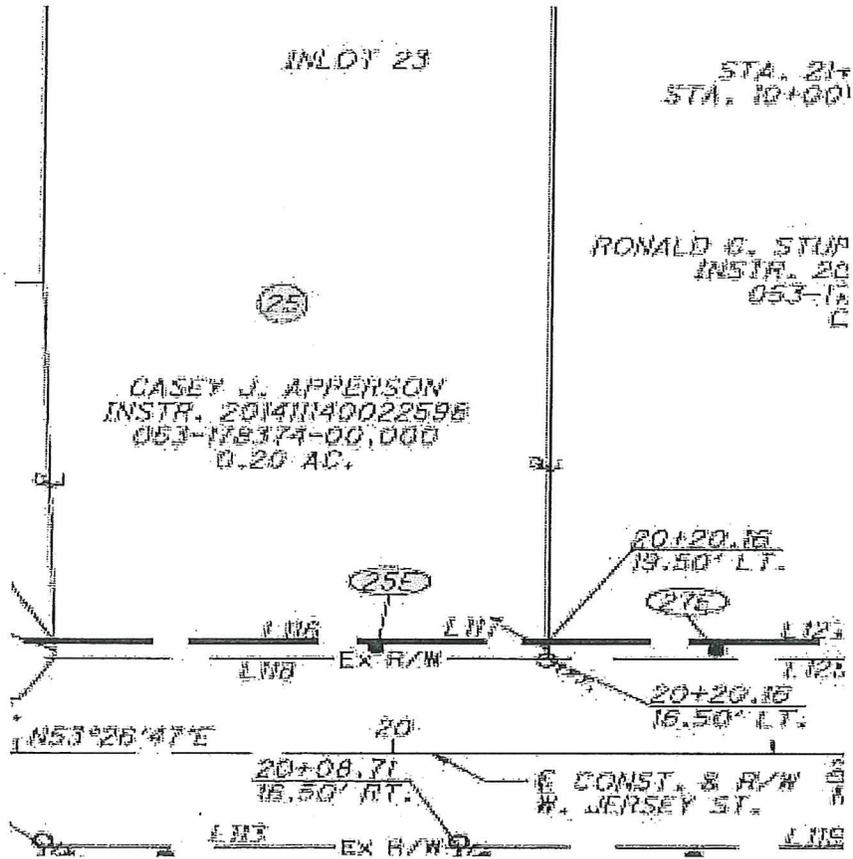
All bearings, coordinates and distances are expressed as NAD 83(2011), Ohio State Plane South Zone, Grid. Reference the centerline of West Jersey Street being North 53 Degrees 26 Minutes 47 Seconds East.

Robert C. Canter
Robert C. Canter, P.S. 7226

04/07/15
Date



EXHIBIT B



25T

Temporary Easement for The Village of Johnstown

Situate in the State of Ohio, Licking County, the Village of Johnstown, part of Lot 23 in the First Range of Inlots and being part of a parcel conveyed to Casey J. Apperson recorded in Instrument Number 201411140022598 in the Licking County Recorder's office and being more particularly described as follows:

Commencing at the southwest corner of the grantors parcel and the north right of way line of West Jersey Street at centerline station 19+55.07, 16.50 feet left;

Thence along the grantors west line North 38 Degrees 11 Minutes 25 Seconds West 3.00 feet to a point on the proposed right of way of West Jersey Street at centerline station 19+54.99, 19.50 feet left, said point being the **Point of Beginning** for the parcel herein described;

Thence from the **Point of Beginning** along the grantors west line North 38 Degrees 11 Minutes 25 Seconds West 3.00 feet along the grantors west line to a point at centerline station 19+54.90, 22.50 feet left

Thence across the grantor the following two courses:

1. North 53 Degrees 26 Minutes 47 Seconds East 20.10 feet to a point at centerline station 19+75.00, 22.50 feet left;
2. Thence South 36 Degrees 33 Minutes 13 Seconds East 3.00 feet to a point on the proposed right of way of West Jersey Street at centerline station 19+75.00, 19.50 feet left;

Thence South 53 Degrees 26 Minutes 47 Seconds West 20.02 feet along the proposed right of way of West Jersey Street to the **Point of Beginning**.

The above described contains 0.001 acres more or less and is contained in Auditors parcel number 053-178374-00,000.

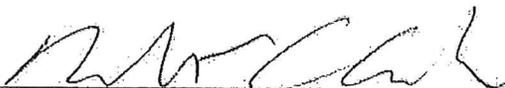
Subject to all legal easements and rights of way.

All iron pins set are 3/4 inch x 30 inch rebar with cap stamped "Canter S-7226".

All stations and offsets are referenced to the centerline of right of way of West Jersey Street.

This description was prepared under the direction and supervision of Robert C. Canter, Registered Surveyor No. 7226 and is based on a field survey made by Canter Surveying/GPS Services, Inc., completed October 2014.

All bearings, coordinates and distances are expressed as NAD 83(2011), Ohio State Plane South Zone, Grid. Reference the centerline of West Jersey Street being North 53 Degrees 26 Minutes 47 Seconds East.


Robert C. Canter, P.S. 7226

12/18/15
Date

