

ORDINANCE NO. 187

ORDINANCE ACCEPTING ANNEXATION ON APPLICATION OF
FREEHOLDERS.

To accept the application for the annexation of certain territory containing 8.706 Acres in Monterey Township to the Village of Ottoville.

WHEREAS, a Petition for the annexation of certain territory in Monterey Township was duly filed by Raymond A. Wannemacher, and

WHEREAS, the said Petition was duly considered by the Board of County Commissioners of Putnam County, Ohio, on August 25, 1982, and

WHEREAS, the Board of County Commissioners has approved the annexation of said territory to the Village of Ottoville as hereinafter described, and

WHEREAS, the Board of County Commissioners certified the transcript of the proceedings in connection with said annexation with the map to the Village Clerk who received same on September 2, 1982, and

WHEREAS, sixty (60) days from the date of said filing has now elapsed in accordance with the provisions of O.R.C. §709.04; now, therefore,

Be it ordained by the Council of the Village of Ottoville:

1. That the proposed annexation as applied for in the Petition of Raymond A. Wannemacher and a majority of the owners of the land sought to be annexed and filed with the Board of County Commissioners of Putnam County, Ohio, on June 21, 1982, and which said Petition prayed for annexation to the Village of Ottoville, Ohio, of certain territory adjacent thereto as hereinafter described, and which said Petition was approved for annexation to the Village of Ottoville by the Board of County Commissioners on August 25, 1982, be and the same is hereby accepted. See "Exhibit A" attached hereto and made a part hereof for description to said territory.

The certified transcript of the proceedings for annexation with an accurate map of said territory, together with other papers relating to the proceedings thereto of said County Commissioners are all on file with the Clerk of this Village Council and have been for more than sixty (60) days.

2. That the Village Clerk be, and he is, hereby authorized and directed to make three copies of this Ordinance to each of which shall be attached a copy of the map accompanying the Petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto and a Certificate as to the correctness thereof. The Village Clerk shall then forthwith deliver one copy to the County Recorder, one copy to the County Auditor, and one copy to the Secretary of State and do all things required by law.

PASSED: November 1, 1982.

APPROVED:

Harry P. Hokkbein
Mayor

ATTEST:

Richard J. Wurst
Clerk

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I hereby certify that the attached record of proceedings is a true and correct copy of the proceedings set forth therein.

Stephen R. Halfon
Clerk of the Board of Commissioners

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P E T I T I O N

TO: Board of County Commissioners of Putnam County, Ohio.

We, the undersigned, being a majority of the owners of the land hereinafter described, hereby petition for the annexation of the territory described in "Exhibit A", attached hereto and made a part hereof.

Said described territory is adjacent and contiguous with the said Village of Ottoville.

Petitioners have attached hereto and made a part of this Petition, a map showing the accurate boundaries of the territory sought to be annexed, marked "Map of Territory to be Annexed to the Village of Ottoville". Said map is marked "Exhibit B".

Raymond A. Wannemacher is hereby appointed agent for the undersigned petitioners as required by O.R.C. §709.02, with full power and authority hereby granted to said agent to amend, alter, change, correct, withdraw, refile, substitute, compromise, increase or delete the area, to do any and all things essential thereto, and to take any action necessary for obtaining the granting of this Petition. Said amendment, alteration, change, correction, withdrawal, refiling, substitution, compromise, increase or deletion, or other things or action for the granting of this Petition shall be made in the Petition, description and/or plat by said agent without further expressed consent to the petitioners.

Raymond A. Wannemacher
Alan J. Miller
Mary E. Miller

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DESCRIPTION

Being a parcel of land situated in the Southeast $\frac{1}{4}$ of Section 25, Township 1 South, Range 4 East, Monterey Township, Putnam County, Ohio and being more particularly described as follows:

Commencing for reference at the East Quarter Post of Section 25, thence south $0^{\circ}-06'-20''$ east along the centerline of State Route 66 and the east line of the southeast $\frac{1}{4}$ of Section 25 for a distance of 380.93 feet to railroad spike found marking the point of beginning for the parcel to be described by this instrument -

(1) Thence from this point of beginning south $0^{\circ}-06'-20''$ east continuing along said centerline and east line 40.0 feet to a P.K. nail set -

(2) Thence south $89^{\circ}-44'-50''$ west for a distance of 193.81 feet to an iron pin set passing at 30.0 feet an iron pin set -

(3) Thence south $0^{\circ}-04'-50''$ east for a distance of 10.0 feet to an iron pin set -

(4) Thence south $89^{\circ}-44'-50''$ west for a distance of 286.19 feet to an iron pin set -

(5) Thence north $0^{\circ}-06'-20''$ west for a distance of 121.25 feet to an iron pin set -

(6) Thence south $89^{\circ}-47'$ west for a distance of 891.52 feet to the centerline of a ditch passing at 879.52 feet an iron pin set -

(7) Thence north $16^{\circ}-10'-52''$ west along said centerline for a distance of 240.83 feet -

(8) Thence north $13^{\circ}-40'-36''$ east continuing along said centerline of ditch for a distance of 80.83 feet to the half section line of Section 25 -

(9) Thence north $89^{\circ}-47'$ east along said half section line for a distance of 1118.95 feet to an iron pin set passing at 12.9 feet an iron pin set -

(10) Thence south $0^{\circ}-06'-20''$ east for a distance of 281.12 feet to an iron pin set,

(11) Thence north $89^{\circ}-44'-50''$ east for a distance of 300.0 feet to the point of beginning passing at 106.11 feet and at 270.0 feet and iron pin set -

Containing in all 8.706 acres of land.

Subject however to all legal easement and rights-of-way of record.

All bearings refer to the centerline of State Route 66 and the east line of the southeast $\frac{1}{4}$ of Section 25 as being south $0^{\circ}-06'-20''$ east.

The following covenants and restrictions shall apply to parcels 25 thru 45 of the above sub-division.

1. The owners herein reserves the right to construct all residential buildings upon all parcels. All grantees must secure a written waiver from the owner for construction by themselves or other persons.

2. All homes constructed on any of the parcels must align with the same setback of previously constructed homes.

3. No buildings may be constructed in addition to the home in excess of 120 square feet.

4. All homes started must be completed within one (1) year from the date construction commences.

5. All parcels must be maintained by the grantee's thereof even though no building is located thereon, including but not limited to, the mowing of weeds.

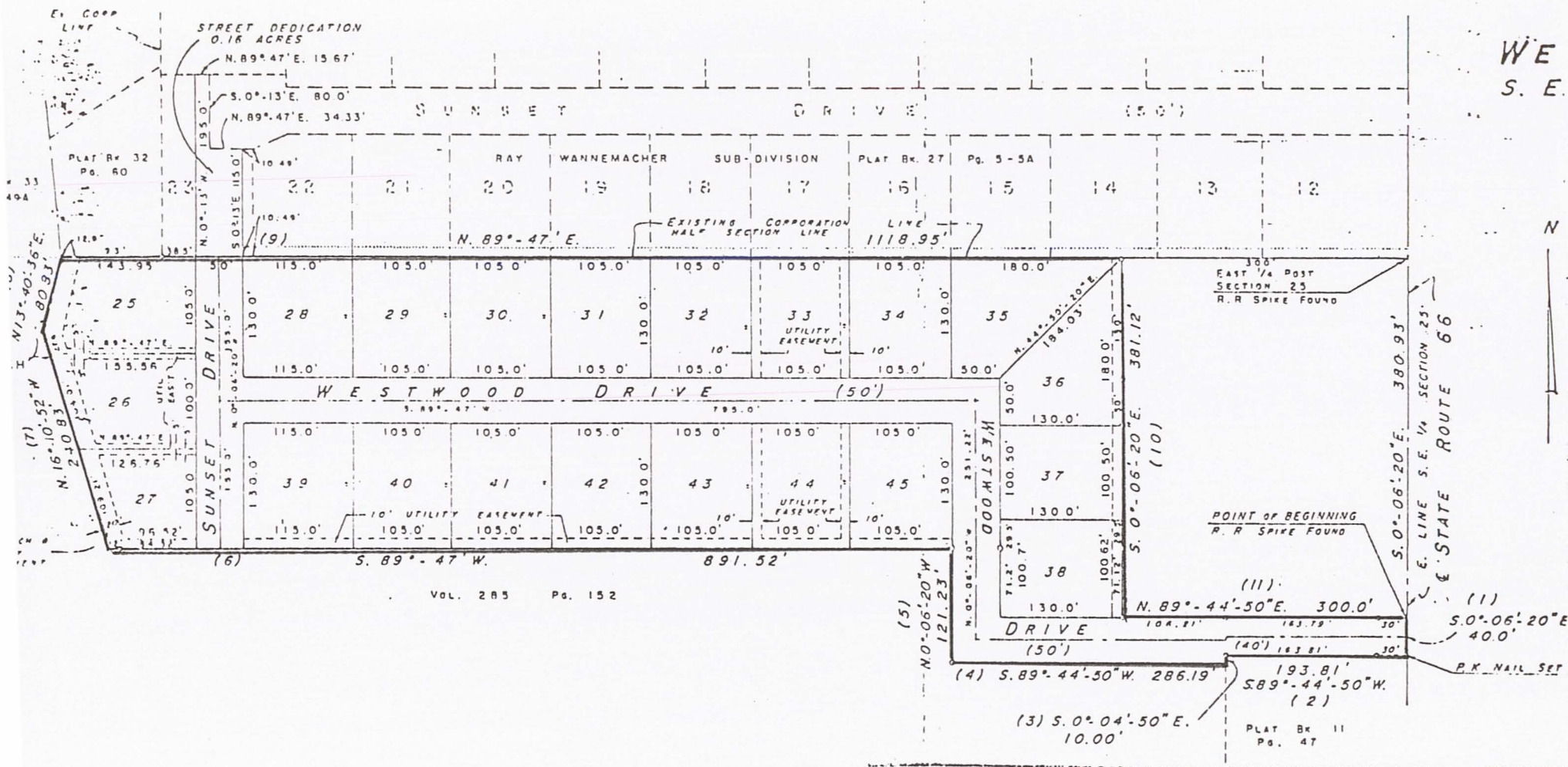
6. No junk cars, boats or other items of little value or use may be stored upon the premises so as to create an unsightly condition or nuisance.

I hereby certify the accompanying map and the survey which it represents to be correct to the best of my knowledge and belief.

Date: March 11, 1982

Robert C. Chambers

Registered Surveyor No. 6031

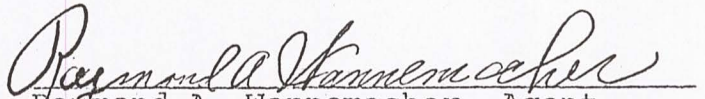


NOTICE OF PETITION FOR ANNEXATION

Notice is hereby given, that there was presented to the Board of County Commissioners of Putnam County, Ohio, on the 21st day of June, 1982, a Petition signed by a majority of the owners of land on the hereinafter described territory praying that said territory be annexed to the Village of Ottoville in the manner provided by law. The territory so sought to be annexed is described in "Exhibit A" attached hereto and made a part hereof.

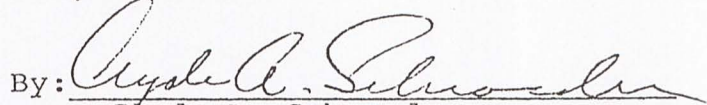
The undersigned was named in said Petition as the agent of the petitioners in accordance with law.

The said Board of County Commissioners has fixed the 25th day of August, 1982, at 10:00 A.M. as the time for the hearing on the aforesaid Petition, said hearing to be held at the Commissioner's Office.


Raymond A. Wannemacher, Agent

NOTE: Please publish for four (4) consecutive weeks and furnish the undersigned an Affidavit of Publishing.

SCHROEDER, SCHROEDER & O'MALLEY
CO., L.P.A.

By: 
Clyde A. Schroeder
Village Solicitor, Ottoville
315 East Main Street, P.O. Box 110
Ottawa, Ohio 45875
Telephone: (419) 523-6104

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RESOLUTION OF COUNTY COMMISSIONERS
SETTING DATE FOR HEARING

A Petition for the annexation of certain territory described in "Exhibit A" attached hereto and made a part hereof, with Raymond A. Wannemacher named as agent, having been filed with and presented to the Board at a regular session thereof, praying that said described territory be annexed to the Village of Ottoville, and in consideration thereof, the Board finds that it contains the signatures of a majority of the adult freeholders residing in the territory so sought to be annexed and that a hearing should be had thereon in accordance with law.

It is therefore ordered that a hearing on the annexation of the aforesaid territory, be held at 10:00 A.M. on the 25th day of August, 1982, at the Commissioner's Office. It is further ordered that the agent of petitioners be notified hereof and that he give notice of said hearing in accordance with law.

PUTNAM COUNTY COMMISSIONERS

By: Vincent J. Niese

By: Ann H. Gensling

By: Edward F. Deters

RESOLUTION OF COUNTY COMMISSIONERS
APPROVING ANNEXATION

Pursuant to resolution adopted by the Board of County Commissioners on June 21, 1982, fixing the 25th day of August, 1982, for hearing the Petition of Raymond A. Wannemacher and others praying for the annexation of certain territory in Monterey Township to the Village of Ottoville, the same came on for hearing and all persons appearing for or against said annexation were heard, and certain Affidavits were received, and the Board of County Commissioners being fully advised that the said Petition contains all matters required by law, that the averments therein are true, that the Petition contains an accurate description of the territory sought to be annexed, that the Petition is signed by a majority of the adult resident freeholders in the area sought to be annexed, that the plat of said territory attached to said Petition is accurate, that the said territory is adjacent and contiguous to the Village of Ottoville, that notice of said Petition and this hearing has been given according to law, and that it is right that the prayer of the Petition is granted.

It is further ordered that the prayer of said Petition be and is hereby granted and that the territory described in the said Petition be annexed to the Village of Ottoville. It is further ordered that the final transcript of this Board relating theretotogether with the accompanying map and Petition be deposited forthwith with the Clerk of the Village of Ottoville, Ohio.

PUTNAM COUNTY COMMISSIONERS

By: Vincent J. Niese

By: James H. Gendron

By: Edward F. Peters

PROOF OF PUBLICATION

STATE OF OHIO
PUTNAM COUNTY, ss.

Richard E. Laudick

being duly

worn, do upon my oath depose and say that I am the Manager of the THE SENTINEL PUBLISHING COMPANY, Publishers of the PUTNAM COUNTY SENTINEL, a Newspaper published in said county of Putnam and of general circulation herein, and that the annexed advertisement was published in said PUTNAM COUNTY SENTINEL, for the period

of four consecutive weeks from and

after the 28th day of June A.D. 1978.

and subscribed before me, this 21st

day of July, A.D. 1978.

Notary Public

MARILYN WEBER
Notary Public, Putnam County, Ohio
My Commission Expires July 24, 1986

NOTICE OF PETITION FOR ANNEXATION

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The undersigned was named in said Petition as the agent of the petitioners in accordance with law.

The said Board of County Commissioners has fixed the 25th day of August, 1982, at 10:00 a.m. as the time for the hearing on the aforesaid Petition, said hearing to be held at the Commissioner's Office.

Raymond A. Wannemacher,

Agent

Schroeder, Schroeder & O'Malley Co., L.P.A.

By: Clyde A. Schroeder
Village Solicitor, Ottoville
315 East Main Street,
P.O. Box 110
Ottawa, Ohio 45875
Telephone: (419) 523-6104

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(1) Thence from this point of beginning south 0°-06'-20" east continuing along said centerline and east line 40.0 feet to a P.K. nail set.

(2) Thence south 89°-44'-50" west for a distance of 193.81 feet to an iron pin set passing at 30.0 feet an iron pin set.

(3) Thence south 0°-04'-50" east for a distance of 10.0 feet to an iron pin set.

(4) Thence south 89°-44'-50" west for a distance of 286.19 feet to an iron pin set.

(5) Thence north 0°-06'-20" west for a distance of 121.23 feet to an iron pin set.

(6) Thence south 89°-47' west for a distance of 891.52 feet to the centerline of a ditch passing at 879.52 feet an iron pin set.

(7) Thence north 18°-10'-52" west along said centerline for a distance of 240.83 feet.

(8) Thence north 13°-40'-38" east continuing along said centerline of ditch for a distance of 80.83 feet to the half section line of Section 25.

(9) Thence north 89°-47' east along said half section line for a distance of 1118.95 feet to an iron pin set passing at 12.9 feet an iron pin set.

(10) Thence south 0°-06'-20" east for a distance of 381.12 feet to an iron pin set.

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Containing in all 8.706 acres of land. Subject however to all legal easement and rights-of-way of record.

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6. No junk cars, boats or other items of little value or use by may be stored upon the premises so as to create an unsightly condition or nuisance.

I hereby certify the accompanying map and the survey which it represents to be correct to the best of my knowledge and belief.

Date: March 11, 1982

Robert E. Chamber

Registered Surveyor No. 6081

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Printer's Fee \$