

RESOLUTION NO. 19-011

A RESOLUTION INDICATING WHAT SERVICES THE CITY OF CANAL WINCHESTER WILL PROVIDE TO 1.26± ACRES OF LAND, MORE OR LESS, THE DESCRIPTION AND MAP ARE ATTACHED HERETO AS EXHIBITS "A" AND "B" FOR THE ANNEXATION KNOWN AS THE JENKINS ANNEXATION BY EUGENE HOLLINS, AGENT FOR THE PETITIONERS

WHEREAS, Eugene Hollins, agent for the petitioners, has filed with the Franklin County Commissioners for annexation of 1.26 acres of land, more or less, the description and map are attached hereto as Exhibits A and B, and

WHEREAS, Eugene Hollins, as agent for the petitioners on June 4, 2019 delivered to the Clerk of the Canal Winchester City Council the notice of his filing of the annexation petition with the Board of County Commissioners of Franklin County and its clerk on June 6, 2019, and

WHEREAS, the Ohio Revised Code requires that within 20 days following the date the petition is filed, the City Council shall, by resolution, adopt a statement as to what services, if any, the City will provide and an approximate date by which it will provide them to the territory proposed for annexation, upon annexation.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANAL WINCHESTER, STATE OF OHIO:

Section 1: That upon annexation to the City of Canal Winchester of 1.26± acres more or less as delineated on the attached Exhibits A and B, the City will provide the following services by the approximate date indicated as to each, provided all necessary lines, hydrants, and other apparatus are installed by the property owner as required by the City and said services shall be provided under the same conditions and same costs as they are provided to other residents in the City of Canal Winchester:

- (a) Water - upon acceptance of annexation
- (b) Sanitary Sewer - upon acceptance of annexation
- (c) Refuse – upon acceptance of annexation
- (d) Police – upon acceptance of annexation
- (e) Planning, Zoning and Building Department Services – upon acceptance of annexation

Section 2: That the Council of the City of Canal Winchester, pursuant to Ohio Revised Code Section 709.023(D), hereby consents to the annexation.

Section 3: This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Resolution were taken in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law including Section 121.22 of the Revised Code.

Section 4: That the Clerk of Council shall prepare and furnish to the agent for the petitioners a certified copy of this resolution and file with the Franklin County Board of County Commissioners on or before 20 days from the filing of the annexation petition.

Section 5: That if the territory is annexed and becomes subject to zoning by the City of Canal Winchester and the City permits uses in the annexed territory that the City determines are clearly incompatible with the uses permitted under the current county or township zoning regulations in the adjacent land remaining within the township from which the territory was annexed, the Council of the City

of Canal Winchester will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed and the adjacent land remaining within the township for purposes of this ordinance, buffer includes open space, landscaping, fences, walls, and other structured elements; streets and street rights of way; and bicycle and pedestrian paths and sidewalks.

Section 6: That this resolution shall take effect and be in force from and after the earliest period allowed by law.

DATE PASSED: 6/17/19

ATTEST: Amanda M Jackson
CLERK OF COUNCIL

[Signature]
PRESIDENT OF COUNCIL

[Signature]
MAYOR

DATE APPROVED: 6-18-19

APPROVED AS TO FORM:

[Signature]
LEGAL COUNCIL

I hereby certify that the ordinance as set forth above was published for a period of not less than fifteen days after passage by the Council, by posting a copy thereof in not less than three (3) public places in the municipal corporation, as determined by Council and as set forth in the Canal Winchester Charter.

Amanda M Jackson
Finance Director/Clerk of Council

May 20, 2019

**DESCRIPTION OF AN APPROXIMATE 1.26 ACRES
SOUTH OF BIXBY ROAD, EAST OF RAGER ROAD,
MADISON TOWNSHIP, FRANKLIN CO., OHIO**

Situated in the State of Ohio, County of Franklin, Township of Madison, in the northeast quarter of Section 23, Township 11 North, Range 21 West, Congress Lands and being a portion of a 1.35 acre tract of land conveyed to L. Dean Jenkins, by deed of record in Instrument No. 201210250161756, all records referenced to the Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at a point at the intersection of the south right-of-way line Bixby Road (variable width) with the west line of said 1.35 acre tract, said point also being at a northeast corner of The City of Canal Winchester Corporation Limits, as approved by Ordinance No. _____ and recorded in Instrument No. _____;

thence easterly crossing said 1.35 acre tract and along the south right-of-way line of Bixby Road a distance of approximately 135 feet to a point in the east line of said 1.35 acre tract, in the west line of a 0.780 acre tract of land conveyed, as Parcel 3-WD for Bixby Road roadway purposes, to Franklin County Commissioners, by deed of record in Instrument No. 201507090092985 and at a northwest corner of said corporation line;

thence southerly along a portion of the east line of said 1.35 acre tract, along a portion of the west line of said 0.780 acre tract, crossing a portion of an original 32 acre tract of land conveyed, as Parcel III, to Willis M. Alspach, Trustee (25% Interest) and Joan A. Alspach, Trustee (25% Interest), by deed of record in Instrument No. 201208090115353 and David Benjamin Alspach (50% Interest), by deeds of record in Official Record 3195, Page C 17 and along a westerly line of said corporation line a distance of approximately 406 feet to a point at the southeast corner of said 1.35 acre tract, at a northeast corner of a 7.65 acre tract of land conveyed, as Parcel IV, to Willis M. Alspach, Trustee (25% Interest) and Joan A. Alspach, Trustee (25% Interest), by deed of record in Instrument No. 201208090115353 and David Benjamin Alspach (50% Interest), by deeds of record in Official Record 3195, Page C 17 and at a corner of said corporation line;

thence westerly along the south line of said 1.35 acre tract, crossing a portion of said original 32 acre tract, along a north line of said 7.65 acre tract and along a north line of said corporation line a distance of approximately 135 feet to a point at the southwest corner of said 1.35 acre tract, at a corner of said 7.65 acre tract and at a corner of said corporation line;

thence northerly along a portion of the west line of said 1.35 acre tract, along a portion of an east line of said 7.65 acre tract and along an easterly line of said corporation line a distance of approximately 406 feet to the place of beginning;

containing approximately 1.26 acres of land, more or less.

The above description was prepared by Kevin L. Baxter, Ohio Surveyor No. 7697, of C.F. Bird & R.J. Bull, Inc., Consulting Engineers & Surveyors, Columbus, Ohio from best available Court House records, in November, 2018. The above description was prepared for annexation purposes only and not intended for transfer of real property.

Kevin L. Baxter ~ Ohio Surveyor #7697

May 20, 2019

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containing approximately 1.26 acres of land, more or less.

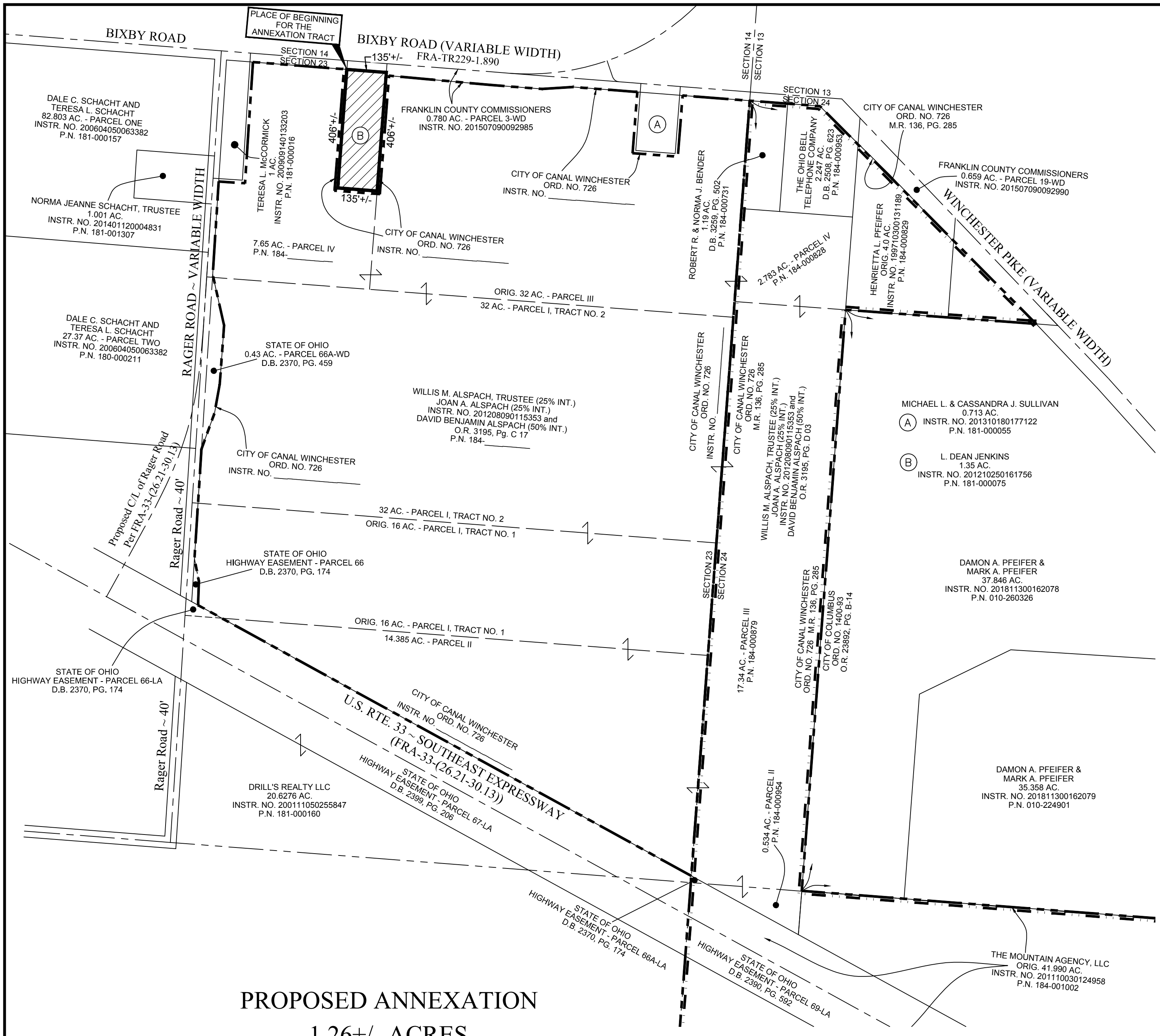
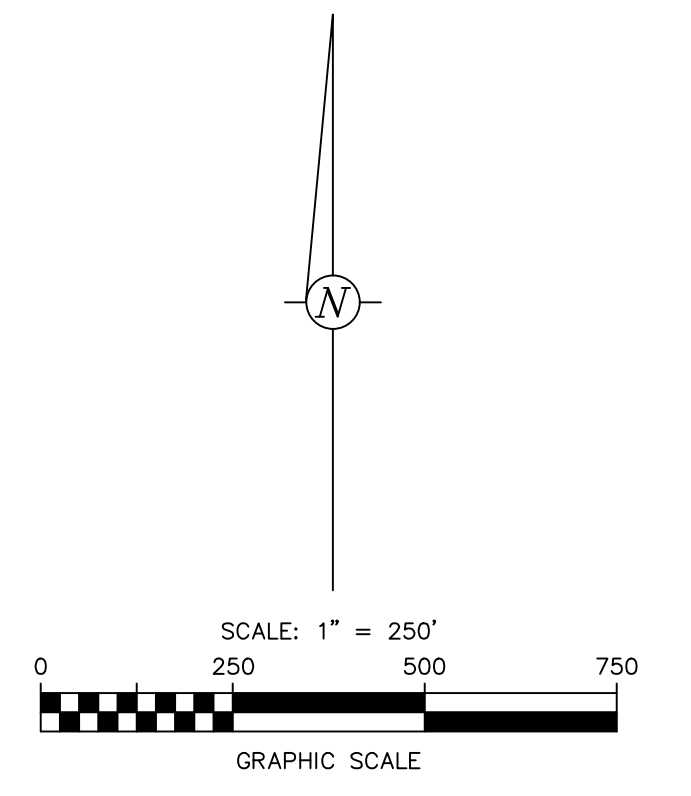
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Kevin L. Baxter ~ Ohio Surveyor #7697

RES-19-011
Exhibit B



LOCATION MAP
NO SCALE



LEGEND

- Existing City of Canal Winchester Corporation Line
- Existing City of Columbus Corporation Line
- Proposed City of Canal Winchester Corporation Line
- Area to be Annexed

NOTE:

This plat was prepared by Bird + Bull, Inc. from the best available Court House records in November, 2018, and not from an actual field survey.

This annexation does not create an unincorporated area of the township completely surrounded by the territory proposed for annexation.

Total perimeter of annexation is 1,081.4 feet of which 946.3 feet is contiguous with City of Canal Winchester resulting in 87.5% of perimeter contiguity.

PROPOSED ANNEXATION
1.26+/- ACRES
FROM
MADISON TOWNSHIP, FRANKLIN COUNTY, OHIO
TO
TO CITY OF CANAL WINCHESTER, FRANKLIN COUNTY, OHIO
SECTION 23, T. 11 N., R. 21 W., CONGRESS LANDS



Bird+Bull
 Engineers & Surveyors
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 Columbus, Ohio 43235
 Ph: (614) 761-1661
 Fax: (614) 761-1328
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