

North Canton City Council
Street and Alley Committee

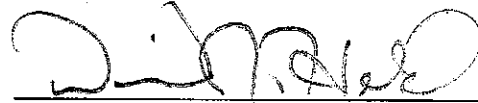
Ordinance No. 85 - 2017

An ordinance approving, confirming and accepting a perpetual waterline utility easement known as Parcel No. 10007429, and being part of a 0.0402 acre tract of land, by and between the City of North Canton, an Ohio charter municipal corporation ("City"), Grantee, and Maple Street Commerce, ("Grantor").

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That a perpetual waterline utility easement known as Parcel No. 10007429, by and between the City, and Maple Street Commerce, be, and the same is hereby approved, confirmed and accepted.
- Section 2. That attachments regarding this easement more fully describing the parcel and easement are attached hereto and incorporated herein as if fully rewritten herein.
- Section 3. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 4. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

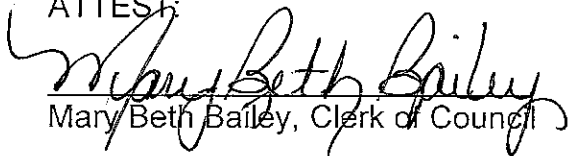
Passed in Council this 23rd day of October 2017



David Held, Mayor

Signed: 10/30, 2017

ATTEST:



Mary Beth Bailey, Clerk of Council

**FOSTER AVENUE
UTILITY EASEMENT
EXHIBIT 'A'**

**Legal Description
Proposed 10 ft. Wide Utility Easement
0.0402 Acres**

Situated in the City of North Canton, the County of Stark, State of Ohio, and known as being part of the Northwest Quarter of Section 17, Township 11 (PLAIN), range 8 as appears on the re-plat recorded in Instrument No. 201003030007631 of the Stark County Records and being more fully described as follows:

Beginning at the intersection of the west right-of-way line of Foster Avenue as recorded in Plat Book 14, Page 84 and the south right-of-way line of East Maple Street as recorded in Instrument No. 201602040004295 of the Stark County Records;

Thence South $2^{\circ} 29'54''$ West along the west right-of-way line of Foster Avenue a distance of 133.99 feet to a point;

Thence along a curve to the right a distance of 28.39 feet (a chord distance and bearing of 28.29 feet, South $10^{\circ}37'49''$ West), a radius of 100.00 feet and an angle of $16^{\circ}15'49''$ to point on the west right of way line of Foster Avenue;

Thence South $87^{\circ} 30'10''$ East continuing on the right-of-way line of Foster Avenue a distance of 20.02 feet to the True place of beginning for the easement intended to be described herein;

Thence South $1^{\circ} 51'17''$ West continuing on the west right-of-way line of Foster Avenue, a distance of 174.95 feet to a point;

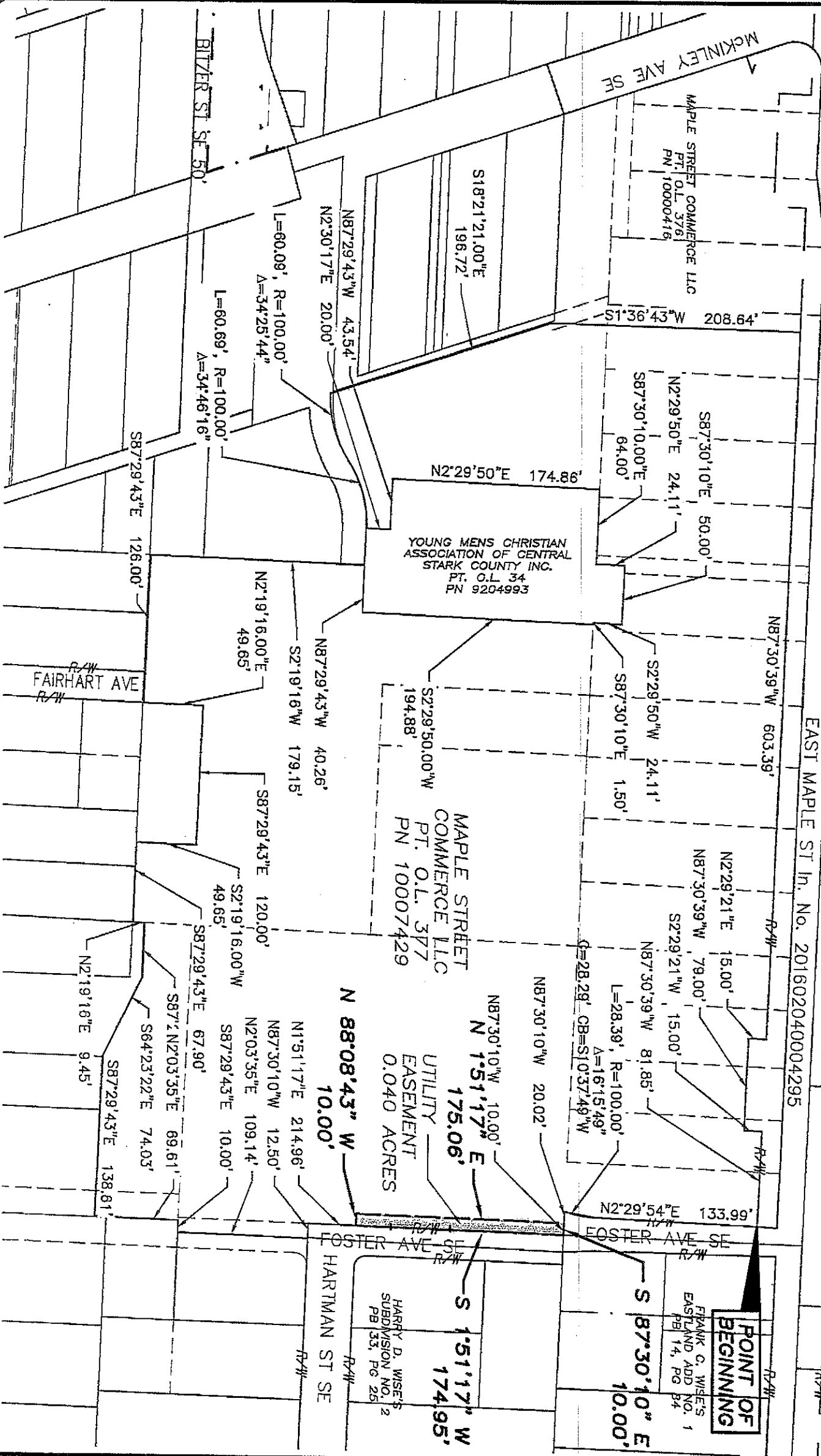
Thence North $88^{\circ}08'43''$ West, a distance of 10.00 feet to a point;

Thence North $1^{\circ}51'17''$ East, a distance of 175.06 feet to a point on the right-of-way line of Foster Avenue;

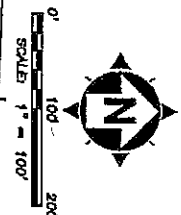
Thence South $87^{\circ}30'10''$ East along the right-of-way line of Foster Avenue a distance of 10.00 feet to the Place of Beginning, containing 0.0402 acres of land, more or less, but subject to all legal highways and easements of record

As determined from a survey made by Thomas M. Meeks, Registered Surveyor No. XXXX on behalf of the City of North Canton in September, 2017.

SITUATED IN THE CITY OF NORTH CANTON,
 COUNTY OF STARK AND STATE OF OHIO,
 KNOWN AS BEING PART OF THE NORTHWEST
 QUARTER OF SECTION 17, TOWNSHIP 11
 (PLAN), RANGE 8 AS RECORDED IN
 INSTRUMENT NO. 201003030007631



EAST MAPLE ST In. No. 201602040004295



CITY OF NORTH CANTON
 COUNTY OF STARK, STATE OF OHIO
 PART OF OUT LOT 377

UTILITY EASEMENT

DRAWING SCALE	
• HORZ: 1" = 600'	
• VERT:	
DATE	8/31/17
DESIGNED BY:	BEK
DRAWN BY:	BEK
CHECKED BY:	JUB



your trusted advisor
 consultants engineers
 architects
 planners

PROJECT NO:	150738
DRAWING NAME:	E-01
SHEET OF:	1 1