

ORDINANCE NO. 15-79

An ordinance declaring part of Out Lot No. 239 situated in the City of North Canton and owned by the City of North Canton, is no longer needed for any municipal purpose and authorizing the Board of Control, through the Director of Administration, to advertise and receive bids for the sale of the premises per the specifications prepared by the City Engineer, and declaring the same to be an emergency.

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

Section 1. That it be hereby declared that the following described real estate owned by the City of North Canton, Ohio, is no longer needed for any municipal purpose, to wit:

Situated in Plain Township, Stark County, Ohio and being a part of Out Lot 239 in the City of North Canton, Township 11 North, Range 8 West of the Ohio River Survey and being more particularly described as follows:

Beginning at a point marking the northeast corner of Out Lot 239; thence extending South 4 degrees 14 minutes 41 seconds West, on the easterly line of said out lot and the corporation line of the City of North Canton, a distance of 475.46 feet to a point; thence extending North 85 degrees 45 minutes 18 seconds West, in part on the northerly line of Lot 5272, a distance of 78.62 feet to a point on the easterly line of Northbury Knolls No. 3 as recorded in Plat Book 44, Page 116 of the records of Stark County, Ohio; thence extending North 4 degrees 39 minutes East, on said allotment line, a distance of 205.00 feet; thence extending North 49 degrees 5 minutes West, on the northerly line of said allotment, a distance of 457.26 feet to a point; thence extending South 85 degrees 25 minutes East, on the northerly line of Out Lot 239, a distance of 443.94 feet to the place of beginning and containing 1.99 acres, more or less.

Section 2. That the Board of Control of the City of North Canton, through the Director of Administration, be, and is hereby authorized to advertise and receive bids per the specifications prepared by the City Engineer and the Mayor to enter into a contract for the sale of the premises described in Section 1. of this Ordinance.

Section 3. That the City of North Canton will give a municipal corporation deed without warranty for the above described parcels.

Section 4. That the City of North Canton will reserve the following easements over the above described parcels:

- 1) An easement for sanitary sewer purposes,

- 2) An easement for storm water purposes in the drainage ditch existing on the premises together with the right to enclose said ditch and/or relocate said ditch, and
- 3) An easement for ingress and egress to construct, maintain, repair and otherwise service the facilities located in said easements.

Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the health, safety and peace of the City of North Canton, Ohio, and immediately necessary to provide authorization for the sale of parkland property in order to accommodate abutting property owners, and shall take effect and be in force upon the adoption and approval by the Mayor.

North Canton, Ohio
Adopted: January 22, 1979

Dennis Grady
MAYOR

ATTEST:

SIGNED: January 23 1979

Marian J. Wilson
CLERK OF COUNCIL

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