

cepted and said territory is hereby annexed to the City of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Perry, being part of Section 1, Township 2, Range 19, United States Military Lands and being more particularly described as follows:

**BEGINNING** at a Point begin in the south right-of-way line of Snouffer Road and begin the northeast corner of Property owned by Ronald Shortridge, Skyline Addition No. 2, Lot 11 and the northwest corner of property owned by John E. and Betty J. Windnagel, Lot 10, Skyline Addition No. 2, and the existing corporation line of the City of Columbus as established by Ordinance No. 1949-87 O.R. 10572-819;

thence continuing easterly 115 feet, along said south right of way line Snouffer Road and existing corporation line to the northeast corner of Lot 10 of said Skyline Addition No. 2;

thence southerly 282 feet, along the east line of said Lot 10 to the southwest corner of said Lot 10 and the southeast corner of Lot 9;

thence westerly 115 feet along the south line of Lot 10 and the north line of Lot 2 of Skyline Addition No. 3 and to the existing corporation line;

thence northerly 282 feet, along the west line of said Lot 10 and existing corporation line to the beginning, contain 0.74 acre.

**Section 2.** That the City Clerk 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 City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof, and do such other things as may be required by law.

**Section 3.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed April 17, 1989.

JERRY HAMMOND,

President of Council.

Approved April 18, 1989.

DANA RINEHART, Mayor.

Attest:

TIMOTHY McSWEENEY, City Clerk.

**ORD. No. 849-89**—To accept the application of Vincent G. Wiley for the annexation of certain territory containing 2.426 ± acres in Perry Township.

WHEREAS, a petition for the annexation of certain territory in Perry Township was duly filed by Vincent G. Wiley; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the City of Columbus was approved by said Commissioners by order dated February 1, 1989; and

WHEREAS, the Board of County Commissioners certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on February 6, 1989; and

WHEREAS, sixty days from the date of said filing have now elapsed in accordance with the provisions of Section 709.04 of the Revised Code; and

WHEREAS, it is in the best interest of the City of Columbus to accept the annexation of the territory sought to be annexed by the aforesaid petition; now, therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

**Section 1.** That the proposed annexation as applied for in the petition of Vincent G. Wiley, being the majority owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio, December 2, 1988, in which said petition prayed for annexation to the City of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was

approved for annexation to the City of Columbus by the Board of County Commissioners by order dated February 1, 1989, be and the same is hereby accepted and said territory is hereby annexed to the City of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Perry, being part of Section 2, Township 2 North, Range 19 West, United States Military Lands, and being more particularly described as follows:

Beginning at a point, said point being the southeast corner of a 2.46 acre tract conveyed to Vincent G. Wiley by deed of record in Official Volume Record 05748, Page C19, Recorder's Office, Franklin County, Ohio, being also the southwest corner of a 0.758 acre tract conveyed to James E. and Donna J. Kirk by deed of record in Volume 1842, Page 558, Recorder's Office, Franklin County, Ohio, said point being on the northerly line of "THE GABLES WEST" as the plat of same is shown of record in Plat Book 43, Page 78, Recorder's Office, Franklin County, Ohio, being also on an existing corporation line of the City of Columbus, as established by Columbus Ordinance No. 1030-66 and shown of record in Miscellaneous Volume 141, Page 248, Recorder's Office, Franklin County, Ohio;

Thence Westerly along the existing Columbus Corporation Line as established by Ordinance No. 1030-66, a distance of approximately 319 feet, and along the northerly line of Lots 286, 285, 284, 283 and 282 of the said "THE GABLES WEST" and the southerly line of said Vincent G. Wiley tract to a point;

Thence Northerly along the westerly line of said Vincent G. Wiley tract and the easterly line, a 0.916 acre tract conveyed to Leslie H. and Ethyl R. Miller by deed of record in Volume 2483, Page 147, Recorder's Office, Franklin County, Ohio, a distance of approximately 307 feet to a point, said point being in the existing southerly right-of-way line of West Case Road (50 feet in width);

Thence Easterly along the existing southerly right-of-way line of the said West Case Road (being parallel to and 25 feet Southerly from the centerline of said road) a distance of approximately 318 feet to a point;

Thence Southerly along the easterly line of the said Vincent G. Wiley tract and the westerly line of the said J.E. and D.J. Kirk tract a distance of approximately 305 feet to the place of beginning of this description, containing 2.426 acres of land, more or less, and there to terminate.

**Section 2.** That the City Clerk 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 City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof, and do such other things as may be required by law.

**Section 3.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed April 17, 1989.

JERRY HAMMOND,

President of Council.

Approved April 18, 1989.

DANA RINEHART, Mayor.

Attest:

TIMOTHY McSWEENEY, City Clerk.

**ORD. No. 850-89**—To approve the application of Arthur L. and Lot L. Smith, Inc. of 3285 Watkins Road for placement of 328.10 acres, more or less, of farmland (parcels numbered 10-111413-0, 530-156573-4, 530-156575-9, 530-156579-1, 530-156606-2, 530-156616-1 and 530-156627-6) located on Watkins Road approximately 1,000 feet east of Spangler Road, in an agricultural district pursuant to Revised Code Section 929.02.

WHEREAS, on March 9, 1989, Arthur L. and Lot L. Smith, Inc. of 3285 Watkins Road, Columbus, Ohio, 43207, filed an application with the Franklin County Auditor a copy of which was also filed with the City Clerk for placement of 328.10 acres, more or less, of

farmland (parcels numbered 10-111413-0, 530-156573-4, 530-156575-9, 530-156579-1, 530-156606-2, 530-156616-1 and 530-156627-6) located on Watkins Road approximately 1,000 feet east of Spangler Road, in an agricultural district pursuant to Revised Code Section 929.02; and

WHEREAS, a public hearing was scheduled, the applicant was notified of the time and place of the hearing by certified mail, and a notice was published all as required by R.C. 929.02; and

WHEREAS, the applicant was notified of the requirement of R.C. 929.02 (A)(2) for submission of proof that the land meets the requirements of Chapter 929 and submitted an affidavit therefor; and

WHEREAS, interested division heads were advised of the filing of the application, the date for the public hearing, and the provisions of R.C. 929.02 and were asked for their recommendations and none objected; and

WHEREAS, a report was filed by the Development Department Planning Division; and

WHEREAS, R.C. 929.03 exempts the subject parcels except for a lot surrounding a dwelling or other structure not used in agricultural production that does not exceed one acre or the minimum area required by local zoning or subdivision rules, whichever is the greater area, from the collection of assessments; and

WHEREAS, the subject parcels are zoned RRR Restricted Rural and R-1 Residential in which the minimum permitted lot area per dwelling unit is 20,000 and 7,500 square feet, respectively, pursuant to C.C. 3332.025 and 3332.03, respectively; and

WHEREAS, a public hearing was held on April 6, 1989, at which testimony and affidavits were considered, and following which Council finds that the subject land meets the requirements of Chapter 929 and should be placed in an agricultural district; now, therefore;

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

**Section 1.** That the application filed with the County Auditor on March 9, 1989, and thereafter with the City Clerk, by Arthur L. and Lot L. Smith, Inc. of 3285 Watkins Road, Columbus, Ohio, 43207, for the placement of 328.10 acres, more or less, of farmland (parcels numbered 10-111413-0, 530-156573-4, 530-156575-9, 530-156579-1, 530-156606-2, 530-156616-1 and 530-156627-6) located on Watkins Road approximately 1,000 feet east of Spangler Road in an agricultural district pursuant to Revised Code Section 929.02, be and the same hereby is approved.

**Section 2.** That the City Clerk be and hereby is authorized and directed to indicate Council's action on the application and send a copy thereof together with a certified copy of this ordinance by certified mail, return receipt requested, to the applicant, Arthur L. and Lot L. Smith, Inc. of 3285 Watkins Road, Columbus, Ohio, 43207, and to Palmer C. McNeal, County Auditor, Franklin County Administration Building, 410 South High Street, Columbus, Ohio, 43215, within five (5) days of its passage and approval.

**Section 3.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed April 17, 1989.

JERRY HAMMOND,

President of Council.

Approved April 18, 1989.

DANA RINEHART, Mayor.

Attest:

TIMOTHY McSWEENEY, City Clerk.

**ORD. No. 851-89**—To approve the application of Sylvia R. Cook of 7275 Tussing Road for placement of 112.48 acres, more or less, of farmland (parcels numbered 043-02060-00, and 043-02057-00) located at the southwest corner of the intersection of Tussing and Hines Roads, in an agricultural district pursuant to Revised Code Section 929.02.

WHEREAS, on March 9, 1989, Sylvia R. Cook of 7275 Tussing Road, Reynoldsburg, Ohio, 43068, filed an application with the City Clerk for placement of 112.48 acres, more or less, of farmland (parcels numbered