

ORDINANCE NO. 53-91

AN ORDINANCE TO VACATE BOTTOMLEY  
CRESCENT STREET

WHEREAS, A petition, pursuant to O.R.C. Section 723.04, signed by the owners of all lots and lands abutting upon Bottomley Crescent Street was duly presented to this Council praying for and consenting to the vacation of said street; and

WHEREAS, Notice of the pendency and prayer of the petition have been given by publication in a newspaper of a general circulation in the Village for six consecutive weeks preceding action on such petition; and

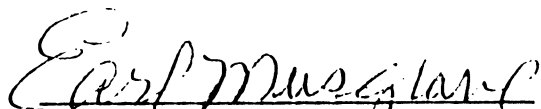
WHEREAS, Council, upon hearing, is satisfied that there is good cause for such vacation as prayed for in said petition, that it will not be detrimental to the general interests and ought to be made;

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of New Albany, County of Franklin, State of Ohio:

Section 1. That Bottomley Crescent Street described in Section 1 of the New Albany County Club Plat with the complete legal description being attached hereto as Exhibit "A" be and the same is hereby vacated.


Section 2. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.


Certified as passed this 16 day of July, 1991.

  
Earl Musgrave, Mayor

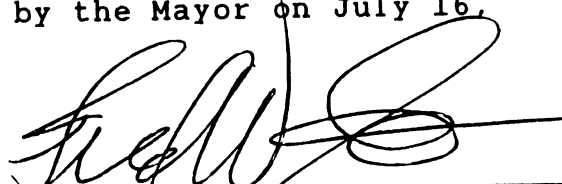
ATTESTED:

Prepared By:

  
Fred Ehrman,  
Clerk/Treasurer

  
Daniel M. Hunt,  
Village Attorney

I, Fred W. Ehrman, Clerk/Treasurer of the Village of New Albany, Ohio hereby certify that the foregoing is a true and correct copy of Ordinance No. 53-91 passed by Council on July 16, 1991 and approved by the Mayor on July 16, 1991.

  
Fred W. Ehrman,  
Clerk/Treasurer 3/9/92

PUBLIC NOTICE

STREET VACATION  
PETITION TO VACATE 0.629 ACRE  
OF BOTTOMLEY CRESCENT, NEW ALBANY, OHIO

The New Albany Company has filed a petition with the Village of New Albany to vacate that public street designated Bottomley Crescent. The petition asked that approximately 0.629± acre, being all of Bottomley Crescent between Greensward Road and Yantes Drive, be vacated. A plat of the area to be vacated is on file with the Village, and this petition is now pending before the Village Council. The following is the prayer of such petition:

PETITION FOR THE VACATION  
OF A PORTION OF BOTTOMLEY CRESCENT  
APRIL 12, 1991

The New Albany Company, owner of property abutting Bottomley Crescent, New Albany, Ohio, hereby petitions the Council of the Village of New Albany, Ohio, pursuant to Ohio Revised Code Section 723.04, to vacate that public street designated Bottomley Crescent, containing 0.629 acres and described as follows:

Situated in the State of Ohio, County of Franklin, Village of New Albany and in Quarter Township 3, Township 2, Range 16, United States Military Lands, containing 0.629 acre of land, more or less, part of said 0.629 acre being all of Bottomley Crescent as the same is designated and delineated upon the plat entitled "The New Albany Country Club Section 1" and shown of record in Plat Book 73, Pages 65 and 66, and part of said 0.629 acre being part of Greensward Road as the same is designated and delineated upon the plat entitled "Greensward Road and Columbus-Millersburg Road Dedication and Easements" and shown of record in Plat Book 73, Page 67, both being of record in the Recorder's Office, Franklin County, Ohio, said 0.629 acre of land being more particularly bounded and described as follows:

Beginning at a point of compound curvature in the northwesterly right-of-way boundary of said Bottomley Crescent, the same being the northeasterly corner of Lot 29 and the southernmost corner of Lot 30 of said The New Albany Country Club Section 1;

Thence, with the right-of-way boundary of said Bottomley Crescent, the following two courses and distances:

- 1) northeastwardly, with the arc of a curve to the right having a radius of 520.00 feet, a central angle of 34° 05' 48" and a chord that bears North 57° 44' 36" East, a chord distance of 304.91 feet to the point of compound curvature;
- 2) eastwardly, with the arc of a curve to the right having a radius of 320.00 feet, a central angle of 17° 54' 24" and a chord that bears North 83° 44' 42" East, a chord distance of 99.60 feet to the point of reverse curvature;

Thence northeastwardly, with the right-of-way line connecting the right-of-way boundary of said Bottomley Crescent with the right-of-way boundary of Yantes Drive, said connecting right-of-way line being the arc of a curve to the left having a radius of 53.49 feet, a central angle of 65° 22' 26" and a chord that bears

North 60° 00' 43" East, chord distance of 57.77 feet to a point;

Thence South 27° 19' 30" West, parallel with and 30.00 feet northwesterly from, as measured at right angles, the centerline of said Yantes Drive, a distance of 121.39 feet to a point in the right-of-way boundary of said Yantes Drive;

Thence northwestwardly, with the right-of-way line connecting the right-of-way boundary of said Yantes Drive with the right-of-way boundary of said Bottomley Crescent, said connecting right-of-way line being the arc of a curve to the left having a radius of 20.00 feet, a central angle of 119° 14' 49" and a chord that bears North 32° 17' 54" West, a chord distance of 34.51 feet to the point of compound curvature;

Thence, with the right-of-way boundary of said Bottomley Crescent, the following three courses and distances:

- 1) westwardly, with the arc of a curve to the left having a radius of 270.00 feet, a central angle of 13° 17' 11" and a chord that bears South 81° 26' 06" West, a chord distance of 62.47 feet to the point of compound curvature;
- 2) southwestwardly, with the arc of a curve to the left having a radius of 470.00 feet, a central angle of 34° 05' 48" and a chord that bears South 57° 44' 36" West, a chord distance of 275.58 feet to the point of compound curvature;
- 3) southwestwardly, with the arc of a curve to the left having a radius of 270.00 feet, a central angle of 12° 29' 58" and a chord that bears South 34° 26' 43" West, a chord distance of 58.79 feet to the point of compound curvature;

Thence southeastwardly, with a right-of-way line of said Greensward Road, the same being the arc of a curve to the left having a radius of 25.00 feet, a central angle of 120° 45' 03" and a chord that bears South 32° 10' 47" East, a chord distance of 43.46 feet to a point;

Thence westwardly, with the arc of a curve to the right having a radius of 770.00 feet, a central angle of 9° 35' 57" and a chord that bears North 87° 45' 21" West, the same being concentric with and 30.00 feet northerly from, as measured radially, the centerline of said Greensward Road, a chord distance of 128.86 feet to a point in the right-of-way boundary of said Greensward Road;

Thence northeastwardly, with a right-of-way line of said Greensward Road, the same being the arc of a curve to the left having a radius of 46.48 feet, a central angle of 74° 15' 15" and a chord that bears North 59° 55' 00" East, a chord distance of 56.11 feet to the point of reverse curvature;

Thence northeastwardly, with a right-of-way line of said Bottomley Crescent, the same being the arc of a curve to the right having a radius of 320.00 feet, a central angle of 17° 54' 18" and a chord that bears North 31° 44' 33" East, a chord distance of 99.59 feet to the point of beginning and containing 0.629 acre of land, more or less.

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Such vacation is graphically depicted on the plat entitled "Map Showing Public Street Right-of-Way in the Village of New Albany, County of Franklin, State of Ohio To Be Vacated -- 'Bottomley Crescent.'" Such Plat is on file with the Village Clerk and made a part hereof as if fully reproduced herein.

THE NEW ALBANY COMPANY

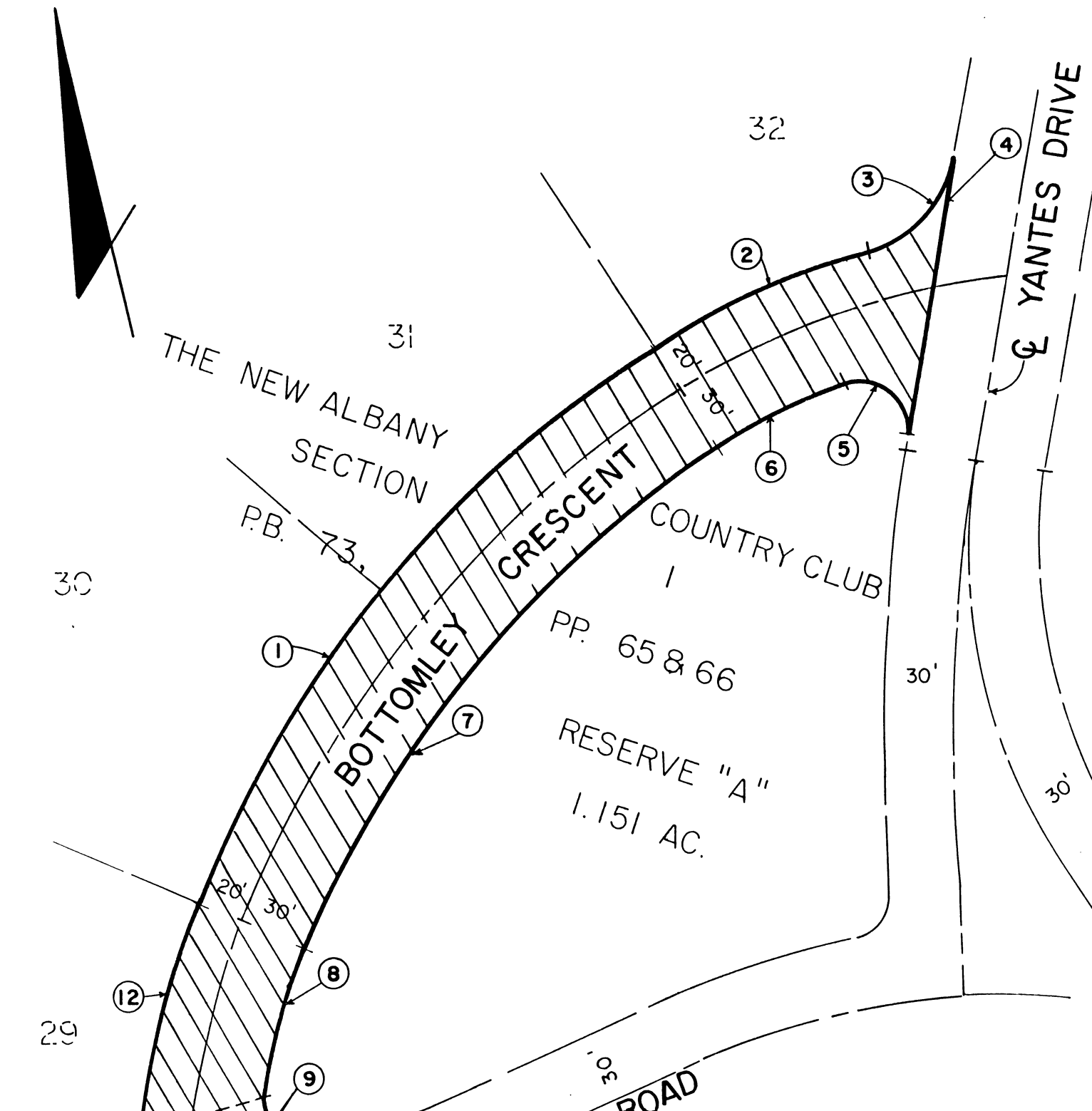
By W. S.  
William Westbrook V.P.

MAP SHOWING PUBLIC STREET RIGHT-OF-WAY IN THE  
 VILLAGE OF NEW ALBANY, COUNTY OF FRANKLIN, STATE  
 OF OHIO TO BE VACATED - "BOTTOMLEY CRESCENT"

SCALE 1" = 60'

APRIL 2, 1991

RECORD REFERENCES



|   | <u>BEARING/<br/>CHORD BEARING</u> | <u>DISTANCE/<br/>CHORD DISTANCE</u> | <u>DELTA</u> | <u>RADIUS</u> |
|---|-----------------------------------|-------------------------------------|--------------|---------------|
| ① | North 57° 44' 36" East            | 304.91'                             | 34° 05' 48"  | 520.00'       |
| ② | North 83° 44' 42" East            | 99.60'                              | 17° 54' 24"  | 320.00'       |
| ③ | North 60° 00' 43" East            | 57.77'                              | 65° 22' 26"  | 53.49'        |
| ④ | South 27° 19' 30" West            | 121.39'                             |              |               |
| ⑤ | North 32° 17' 54" West            | 34.51'                              | 119° 14' 49" | 20.00'        |
| ⑥ | South 81° 26' 06" West            | 62.47'                              | 13° 17' 11"  | 270.00'       |
| ⑦ | South 57° 44' 36" West            | 275.58'                             | 34° 05' 48"  | 470.00'       |
| ⑧ | South 34° 26' 43" West            | 58.79'                              | 12° 29' 58"  | 270.00'       |
| ⑨ | South 32° 10' 47" East            | 43.46'                              | 120° 45' 03" | 25.00'        |
| ⑩ | North 87° 45' 21" West            | 128.86'                             | 9° 35' 57"   | 770.00'       |
| ⑪ | North 59° 55' 00" East            | 56.11'                              | 74° 15' 15"  | 46.48'        |
| ⑫ | North 31° 44' 33" East            | 99.59'                              | 17° 54' 18"  | 320.00'       |

GREENSWARD ROAD  
 AND COLUMBUS -  
 MILLERSBURG ROAD  
 DEDICATION AND  
 EASEMENTS

P.B. 73, P. 67

Right-of-way to be vacated (0.629 Ac.)  
 shown by hatching.