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ELY city
Linda Eng Dept

ORDINANCE NO. 71-121

AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 71-69 TO CORRECT THE LEGAL DESCRIPTION THEREIN, REPEALING EXISTING SECTION 1 OF ORDINANCE NO. 71-69, AND DECLARING AN EMERGENCY

Amherst.

WHEREAS, on the 3rd day of May, 1971, the City of Elyria passed Ordinance No. 71-69 accepting the application of L. R. Ashenbach, as Agent for annexation to the City of Elyria of certain lands in Elyria and Amherst Townships; and,

od 76 & 75

WHEREAS, through inadvertance there are errors in the legal description of property so annexed in the Ordinance; and,

& 87 & 86

WHEREAS, the legal ad appearing in the newspaper of general circulation for the City of Elyria contained the correct description; and,

WHEREAS, it is necessary to amend Ordinance No. 71-69 so that the legal description will conform with the County Commissioner's Journal and the legal ad appearing in the newspaper;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ELYRIA, STATE OF OHIO:

SECTION 1: That Section 1 of Ordinance No. 71-69 be and the same hereby is amended to read as follows:

NO P&P

Situated in the Townships of Elyria and Amherst, County of Lorain, State of Ohio and being known as part of Original Elyria Township Lots Nos. 17 and 18, West of Black River, and part of Original Amherst Township Lots Nos. 75, 76, 86, and 87 and more definitely described as follows:

Beginning at the Southeast corner of Original Amherst Township Lot No. 75;

Thence Westerly in the South line of Original Amherst Township Lot No. 75 to the Southwest corner of land conveyed to Gregory Industries Incorporated as recorded in Volume 965, Page 346 of Lorain County Records of Deeds;

Thence Northerly in the Gregory Industries Incorporated's West line to a point in the South line of land conveyed to Gregory Industries Incorporated as recorded in Volume 964, Page 699 of Lorain County Records of Deeds;

Thence Westerly in the Gregory Industries Incorporated's South line recorded as aforesaid and the South line of land conveyed to Gregory Industries Incorporated as recorded in Volume 965, Page 182 of Lorain County Records of Deeds to a point in the West line of Original Amherst Township Lot No. 75;

Thence Northerly in the West line of Original Amherst Township Lots Nos. 75 and 76 to a point in the Northerly line of the New York Central Railroad, 110 feet wide;

Thence Easterly in the New York Central Railroad's Northerly line to a point in the East sideline of West Ridge Road, 60 feet wide;

Thence Southerly in the East sideline of West Ridge Road and the Southerly Extension thereof; to a point in the South East line of the Elyria Milan Road, 55 feet wide;

Thence Southwesterly in the Southeasterly sideline of the Elyria Milan Road to a point in the Easterly line of land conveyed to the Vermilion Land Corporation as recorded in Volume 1001, Page 474 of Lorain County Records of Deeds;

Thence Southerly in the Vermilion Land Corporation's Easterly line to the Vermilion Land Corporation's Southeasterly corner;

Thence Southwesterly in the Vermilion Land Corporation's Southeasterly line to the Vermilion Land Corporation's Southwesterly corner;

Amherst. od. 87
Cg. #17 West 167
line. 49 66

Thence Northerly in the Vermilion Land Corporation's Westerly line to a point in the Northwesternly sideline of the Elyria Milan Road, 66 feet wide;

Thence Southwesterly in the Elyria Milan Road's Northwesternly sideline, to a point in the Northeasterly line of land conveyed to Lucian L. and J. F. Zook as recorded in Volume 982, Page 534 of Lorain County Records of Deeds;

Thence Northwesternly in the Zook's Northeasterly line to the Zook's Northeasterly corner;

Thence Southwesterly in the Zook's Northwesternly line to the Zook's Northwesternly corner;

Thence Southeasterly in the Zook's Southwesterly line to a point in the Northwesternly sideline of the Elyria Milan Road, 66 feet wide;

Thence Southwesterly in the Northwesternly sideline of the Elyria Milan Road, to a point in the Easterly line of land now or formerly owned by the Zion Evangelical United Brethern Church of Elyria, Ohio;

Thence Northerly in the Zion Church's Easterly line to the Zion Church's Northeasterly corner;

Thence Westerly in the Zion Church's Northerly line, a distance of 165 feet to a point in the West line of Original Amherst Township Lot No. 87, said point being 295.11 feet North of the centerline of the Elyria Milan Road;

Thence Northerly in the West line of Original Amherst Township Lot No. 87 to the Southeast corner of Original Amherst Township Lot No. 75 and the place of beginning;

Enclosing within said bounds about 209.31 acres, but subject to all legal highways.

The division of said 209.31 acres among the Original Lots in which the above described parcel lies being as follows:

- 0.94 acres in Original Elyria Township Lot No. 17, West of Black River;
- 1.58 acres in Original Elyria Township Lot No. 18, West of Black River;
- 98.84 acres in Original Amherst Township Lot No. 75;
- 2.43 acres in Original Amherst Township Lot No. 76;
- 47.46 acres in Original Amherst Township Lot No. 86; and
- 58.06 acres in Original Amherst Township Lot No. 87.

APP
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SECTION 2: That the effective date of the ordinance accepting the application of L. R. Ashenbach will remain May 3, 1971, inasmuch as the errors appeared solely in the ordinance and not on any publications, or at any public hearings.

SECTION 3: That existing Section 1 of Ordinance No. 71-69, be and the same hereby is repealed.

SECTION 4: That this Ordinance is and is hereby declared to be an emergency measure, the emergency being the immediate necessity to provide for the public health, peace and welfare of the people of the City of Elyria by providing for the amendment to correct errors in the legal description; wherefore, this Ordinance shall be in full force and effect from and immediately after its passage and approval.

PASSED: AUG 23 1971
Robert K. Wilson
ATTEST: Clerk of Council

15/ Marguerite E. Bowman
President of Council
AUG 23 1971m

APPROVED: *Edward J. Peckham*
Mayor

DATE: AUG 23 1971

emergency.