

ORDINANCE NO. 2019 - 3966

AN ORDINANCE AUTHORIZING THE ENCROACHMENT INTO THE RIGHT-OF-WAY SITUATED ON THE NORTHWEST SIDE OF THE PROPERTY LOCATED AT 1109 HICKORY STREET IN THE CITY OF FREMONT BY APPROXIMATELY 7.25' AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FREMONT, STATE OF OHIO:

SECTION 1. The City hereby authorizes the encroachment into the right-of-way situated on the Northwest side of the property located at 1109 Hickory Street in the City of Fremont by approximately 7.25' pursuant to Chapter 901.09 and 901.10 of the Codified Ordinances. Said property being part of Inlot 1045 and further detailed in the Application for Conditional Encroachment, boundary survey, and legal description attached as Exhibit A.

SECTION 2. The immediate operation of the provisions of this ordinance is necessary for the immediate preservation of the public peace, health, safety and welfare of the citizens of the City of Fremont, said emergency being the need to issue the encroachment to allow the sale of the property to occur in a timely manner.

This ordinance, provided it receives a two-thirds yea or nay vote of all the members elected to the Fremont City Council, is hereby declared to be an emergency measure and this ordinance shall be in full force and effect from and after its passage by the Council of the City of Fremont, approval by the Mayor, and publication and posting as required by law.



Jamie Hafford
President of Council

PASSED: 7-18-19
Effective date: 7-18-19
YEAS: 7 NAYS: 0



Stephanie L. Martin, City Council Clerk



Daniel R. Sanchez, Mayor

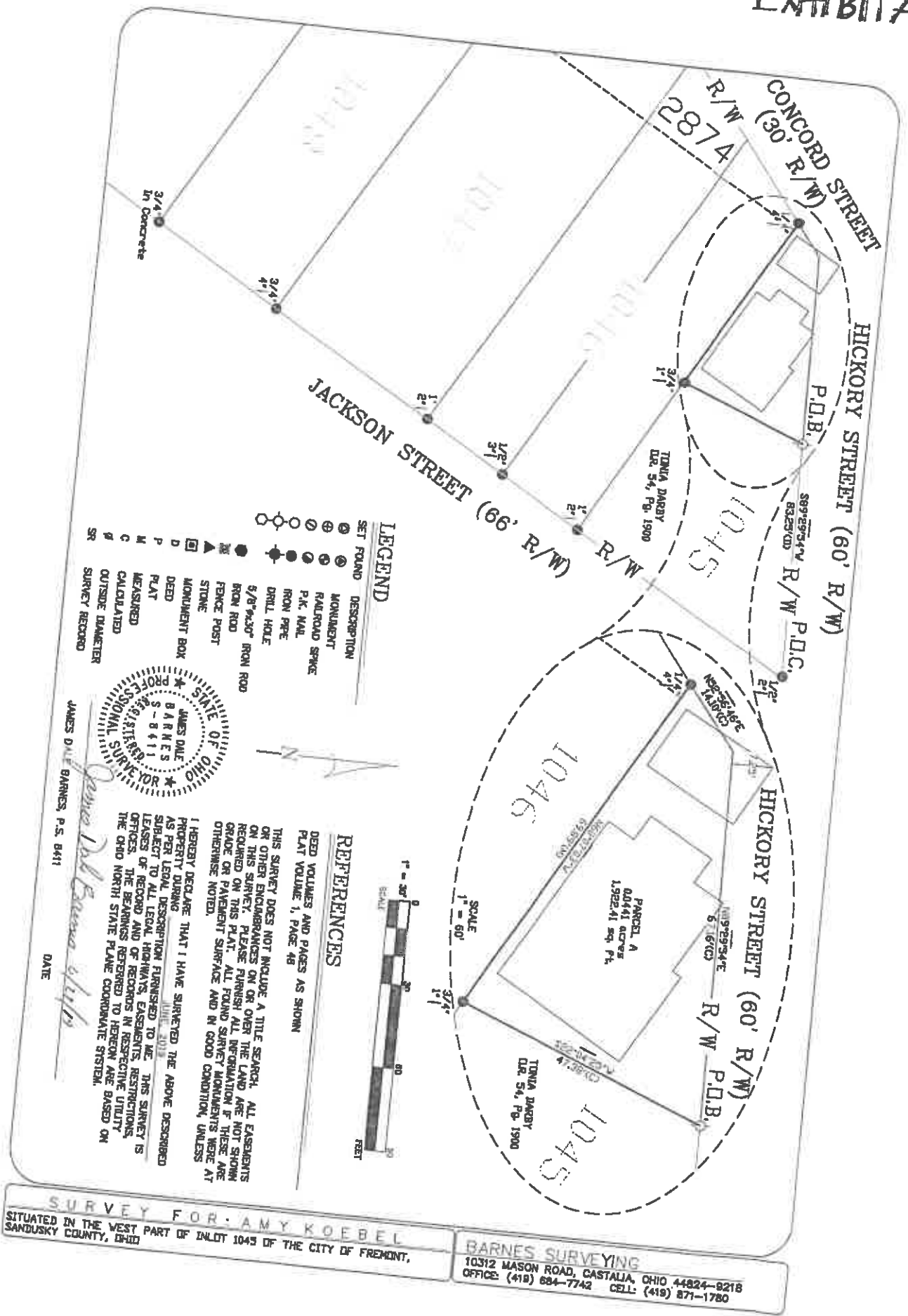
ORD11136

Approved as to form:



James F. Melle, Director of Law
City of Fremont, Ohio

EXHIBIT A



SURVEY FOR: AMY KOEBEL
 SITUATED IN THE WEST PART OF INLOT 1043 OF THE CITY OF FREMONT,
 SANDUSKY COUNTY, OHIO

BARNES SURVEYING
 10312 MASON ROAD, CASTALIA, OHIO 44824-8218
 OFFICE: (419) 684-7742 CELL: (419) 871-1780

LEGAL DESCRIPTION OF A 0.0441-ACRE PARCEL A

Being a parcel of land situated in the west part of Inlot 1045 in the city of Fremont, Sandusky County, Ohio and being more particularly described as follows:

COMMENCING at a found $\frac{1}{2}$ " iron pipe marking the intersection of the westerly right-of-way of Jackson Street (66' R/W) with the southerly right-of-way of Hickory Street (60' R/W) and the northeasterly corner of a parcel of land, now or formerly owned by Tonia Darby thru Official Record 54, Page 1900 of the records of Sandusky County.

Thence, South $89^{\circ} 29' 54''$ West, along the southerly right-of-way of Hickory Street and the northerly line of said Darby lands, a distance of 83.25 feet, to a set drill hole in concrete marking the POINT OF BEGINNING and the northwesterly corner of said Darby lands;

Thence, South $22^{\circ} 04' 25''$ West, along the westerly line of said Darby lands, a distance of 47.38 feet, to a found $\frac{3}{4}$ " iron pipe marking the southwesterly corner of said Darby lands and the northerly line of Inlot 1046;

Thence, North $60^{\circ} 07' 03''$ West, along the northerly line of Inlot 1046, a distance of 69.89 feet, to a found $\frac{1}{4}$ " iron pipe marking the easterly right-of-way of Concord Street (30' R/W);

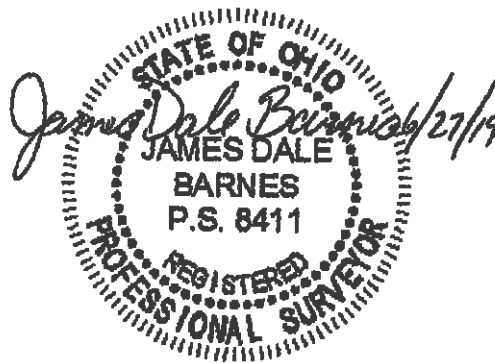
Thence, North $52^{\circ} 56' 46''$ East, along the easterly right-of-way of said Concord Street, a distance of 14.10 feet, to a point marking the intersection of the easterly right-of-way of Concord Street with the southerly right-of-way of Hickory Street;

Thence, North 89° 29' 54" East, along the southerly right-of-way of said Hickory Street, a distance of 67.16 feet, to the POINT OF BEGINNING.

Containing in all 0.0441 acres of land (1,922.41 sq. ft.), more or less. The meridian is based upon the Ohio North State Plane Coordinate System.

This legal description is based upon an actual field survey performed for Amy Koebel by James Dale Barnes, P.S. 8411, of Barnes Surveying in June, 2019.

June 27th, 2019
Job No. 19056
JDB/jdb





CITY OF FREMONT
323 SOUTH FRONT STREET
FREMONT, OHIO 43420
419-334-2687 FAX: 419-334-8434

APPLICATION FOR CONDITIONAL ENCROACHMENT
UPON PUBLIC STREET, ALLEY OR RIGHT OF WAY

Applicant Name Amy Koebel Phone 419-355-5026
Address 1109 Hickory St. Fremont, Ohio 43420

Address of Property where encroachment exists:
1109 Hickory St. Fremont Ohio
43420

The following must be included when filing this application with the Safety-Service Director:

- 1. Boundary Survey _____
- 2. Legal Description _____
- 3. Application fee (\$50.00) 50.00

Amy Koebel
Applicant Signature

Date JUNE 28, 2019

Received from Amy Koebel \$ 50.00
(potential buyer)

Erica Williams
City of Fremont

FOR OFFICE USE ONLY

Date Received by Safety Service Director July 2, 2019

Date Submitted to Clerk of Council _____

Council Action _____ Date: July 18, 2019