

North Canton City Council
Water, Sewer and Rubbish Committee

Ordinance No. 81 - 2019

An ordinance authorizing the vacation of 116.5 square foot portion of the existing waterline easement on Lot 175 in St. Ives No. 6 allotment in Lake Township, and as recorded in Plat Volume 59, Pages 64-65 of the Stark County Plat Records, as more fully described in Exhibit A attached hereto.

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

- Section 1. That in the early 1990's, a single-family residence was constructed within a portion of the 20-foot wide waterline easement across the east side of the property in Lake Township, Stark County, Ohio, and as recorded in Plat Volume 59, Pages 64-65 of the Stark County Plat Records.
- Section 2. That the property owner requests the City vacate the described portion of the easement as it encroaches the property such that the owner is unable to secure funding from a lending agency. A description of the easement vacation is attached hereto as Exhibit A and is incorporated herein.
- Section 3. That the described easement vacation is not needed by City, and is not detrimental to the City's general interest.
- Section 4. That the easement vacation plat has been prepared, and shall be recorded by the City Engineer upon the effective date of this ordinance.
- Section 5. That all costs associated with the easement vacation and recording shall be the property owner's responsibility.
- Section 6. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

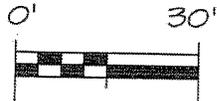
Passed in Council this 16th day of December 2019


Stephan B. Wilder, Mayor

Signed: December 16, 2019

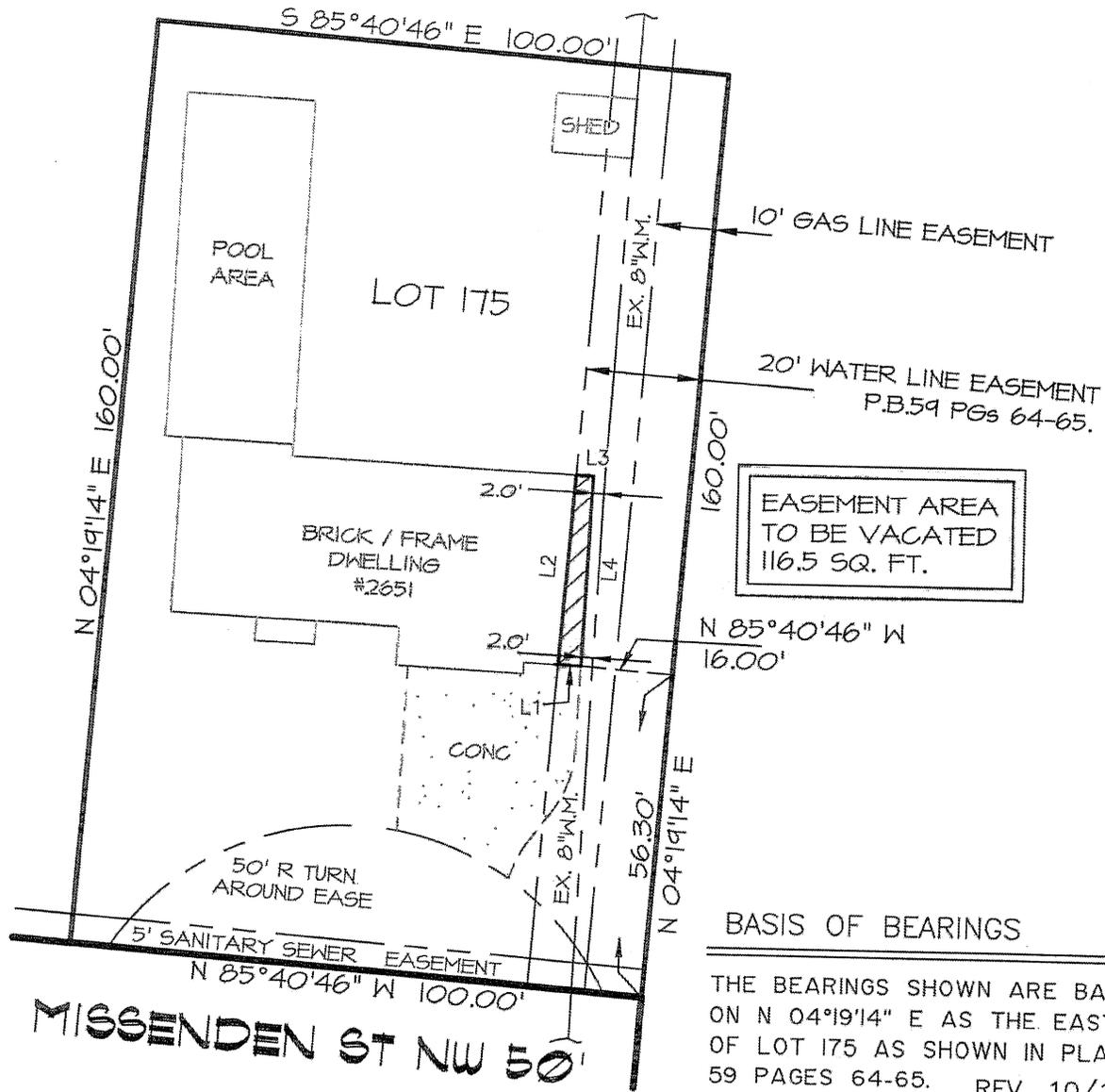
ATTEST:


Benjamin Young, Clerk of Council



SCALE: 1"=30'

LINE	BEARING	DISTANCE
L1	N 87°24'17" W	4.01'
L2	N 04°19'14" E	33.22'
L3	S 87°24'17" E	3.01'
L4	S 02°35'43" W	33.20'



BASIS OF BEARINGS

THE BEARINGS SHOWN ARE BASED ON N 04°19'14" E AS THE EAST LINE OF LOT 175 AS SHOWN IN PLAT VOL. 59 PAGES 64-65. REV. 10/18/19



EASEMENT EXHIBIT

2651 Missenden St. NW- Fout St. Ives No.6 Plat Vol. 59 Pgs 64-65
Lake Twp.-Stark County-Ohio



CAMPBELL & ASSOCIATES, INC.
Land Surveying
(330) 945-4117

3485 Fortuna Drive Suite 100 Akron, Ohio 44312

Date: SEPT.2019

By: SPC

Scale: 1"= 30'

Job: CA115894

Sheet 1 of 1

JOB No. CA115894
LAKE TWP.
COUNTY OF STARK
STATE OF OHIO
9/27/2019

PROPERTY DESCRIPTION: WATERLINE EASEMENT VACATION.

SITUATED IN THE TOWNSHIP OF LAKE, COUNTY OF STARK, STATE OF OHIO, AND BEING PART OF LOT 175 IN ST. IVES NO.6 ALLOTMENT AS RECORDED IN PLAT VOLUME 59 PAGES 64-65, BEING MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING, FOR REFERENCE, IN THE NORTH LINE OF MISSENDEN STREET NW, AT THE SOUTHEASTERLY CORNER OF SAID LOT 175;

THENCE NORTH 04 DEGREES 19 MINUTES 14 SECONDS EAST, 56.30', ALONG THE EAST LINE OF SAID LOT 1755, TO THE **TRUE PLACE OF BEGINNING** FOR THE PARCEL HEREINAFTER DESCRIBED;

- 1) THENCE NORTH 87 DEGREES 24 MINUTES 17 SECONDS WEST, 4.01', TO A POINT IN THE WEST LINE OF A 20' WATERLINE EASEMENT;
- 2) THENCE NORTH 04 DEGREES 19 MINUTES 14 SECONDS EAST, 33.22' ALONG SAID WEST LINE, TO A POINT;
- 3) THENCE SOUTH 87 DEGREES 24 MINUTES 17 SECONDS EAST, 3.01', TO A POINT;
- 4) THENCE SOUTH 02 DEGREES 35 MINUTES 43 SECONDS WEST, 33.20', TO THE TRUE PLACE OF BEGINNING;

THE ABOVE PARCEL CONTAINS 116.5 SQ. FT OF LAND, AND IS SUBJECT TO ALL RIGHT OF WAYS OF RECORD OR OTHERWISE LEGALLY ESTABLISHED. AS DETERMINED, FOR EASEMENT PURPOSES, BY STEPHEN P. CAMPBELL P.L.S. No. 7330 OF CAMPBELL AND ASSOCIATES INC., IN SEPTEMBER 2019.

THE BASIS OF BEARINGS FOR THIS SURVEY IS NORTH 04 DEGREES 19 MINUTES 14 SECONDS EAST AS THE EAST LINE OF LOT 175 AS RECORDED IN PLAT VOLUME 59 PAGES 64-65,

