

VILLAGE OF GEORGETOWN, OHIO

RESOLUTION NO. 1255

**A RESOLUTION ACCEPTING THE ANNEXATION OF LAND FROM PLEASANT TOWNSHIP INCLUDING 36.220 ACRES OF LAND OWNED BY NICHOLAS R. OWENS AND BRITTANY M. OWENS.**

**WHEREAS**, Joseph J. Braun, as agent for Nicholas R. Owens and Brittany M. Owens, filed an annexation petition which requested the Brown County Commissioners approve an annexation of land located in Pleasant Township to the Village of Georgetown, Ohio pursuant to Ohio Revised Code Section 709.021 and 709.023; and

**WHEREAS**, the Brown County Commissioners on March 22, 2021 approved the annexation pursuant to the attached Exhibit A; and

**WHEREAS**, pursuant to Ohio Revised Code Section 709.04 the Village of Georgetown wishes to accept the Petition for Annexation.

**BE IT RESOLVED** by the Council of the Village of Georgetown, Brown County, Ohio, a majority or more of all members thereof concurring as follows:

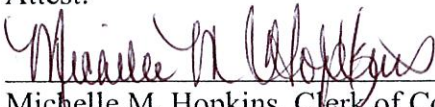
**Section 1.** Pursuant to Ohio Revised Code Section 709.04, the Village of Georgetown hereby accepts the Petition for Annexation of the 36.220 acres of land owned by Nicholas R. Owens and Brittany M. Owens, to the Village of Georgetown, and authorizes the Village Administrator to transmit a copy of this Resolution to the Brown County Auditor and for the Village Administrator to execute and take any action required by law in furtherance of the annexation. A legal description of the property to be annexed is attached as Exhibit B.

**Section 2.** Council hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Council, and that all deliberations of this Council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 3.** That this Resolution shall take effect from and after the earliest time allowed by law.

Passed and adopted at a legally convened meeting of Council held on the 22<sup>nd</sup> day of April, 2021.

  
\_\_\_\_\_  
Dale E. Cahall, Mayor

Attest:  
  
\_\_\_\_\_  
Michelle M. Hopkins, Clerk of Council

The Board of County Commissioners, Brown County, Ohio, met in regular session this 22<sup>nd</sup> day of March 2021 with the following members present: Barry L. Woodruff, Member Tony Applegate, Member Daryll R. Gray, President

**IN THE MATTER OF PREVIOUS MINUTES**

Motion moved by Mr. Woodruff to approve the minutes of the previous regular meeting and dispense with the oral reading.  
Second: Mr. Applegate.

ROLL CALL VOTE: Mr. Woodruff, yea Mr. Applegate, yea Mr. Gray, yea

**IN THE MATTER OF RESOLUTION – ANNEXATION OF 36.220 ACRES FROM PLEASANT TWP. INTO THE VILLAGE OF GEORGETOWN**

Motion moved by Mr. Woodruff to adopt the following resolution. Second: Mr. Applegate.

**RESOLUTION # 03222021-1**

**A RESOLUTION GRANTING PETITION FOR THE ANNEXATION OF 36.220 ACRES OF LAND INTO THE VILLAGE OF GEORGETOWN**

WHEREAS, pursuant to Sections, 709.021, and 709.023 of the Ohio Revised Code, an Annexation petition for the annexation of 36.220 acres of unincorporated land located in Pleasant Township, Brown County, Ohio, into the Incorporated Village of Georgetown, was filed with the Clerk of the Board of Commissioners on February 19, 2021.

WHEREAS, the Board of Brown County Commissioners accepted the petition for filing at their next scheduled meeting on February 22, 2021;

WHEREAS, The Village of Georgetown has consented to the annexation by adopting Ordinance No. 1283 on February 25, 2021;

WHEREAS, Pleasant Township has not filed consent or objection within 25 days of filing of petition;

WHEREAS, proof of the service of the notice of the filing of the petition of annexation upon all necessary landowners, the Trustees of Pleasant Township and the Clerk of the Village of Georgetown within five (5) days of the date of filing;

WHEREAS, a notarized affidavit stating notices were mailed to property owners and adjacent property owners, was filed with the Clerk of Board of Commissioners;

WHEREAS, Todd Cluxton, Brown County Engineer, approved the plat maps;

WHEREAS, the Board of Commissioners discussed the evidence presented in regular session March 22<sup>nd</sup> at approximately 10:00 a.m.;

WHEREAS, the Board of Commissioners have examined the petition and find the same to be proper in all respects; and

WHEREAS, the Brown County Board of County Commissioners met in regular session on this 22<sup>nd</sup> day of March 2021, at the office of said Board, with the following members being present:

Daryll Gray, President  
Tony Applegate, Member  
Barry Woodruff, Member

Mr. Woodruff moved for adoption of the following resolution:

BE IT HEREBY RESOLVED that the petition for the annexation of 36.220 acres of land located in the unincorporated area of Pleasant Township, Brown County, Ohio, into the Incorporated Village of Georgetown, Ohio, filed with the Clerk of this Board on the 19<sup>th</sup> day of February, 2021 be and hereby is, adopted.

Mr. Applegate seconded the adoption of the resolution and the roll being called upon its adoption, the vote resulted as follows:

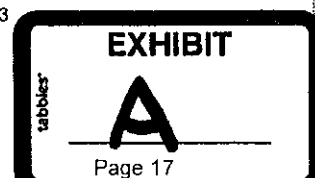
ROLL CALL VOTE: Mr. Woodruff, yea Mr. Applegate, yea Mr. Gray, yea

**IN THE MATTER OF SUPPLEMENTAL APPROPRIATION – DPS**

Motion moved by Mr. Woodruff to approve the request of Barbara Davis, Director of DPS, for a supplemental appropriation of unappropriated funds from 2300 E-911 ¼% Sales Tax Fund in the amount of \$2,500.00 into 2300-2001-52125 911 Training/Continuing Education. Second: Mr. Applegate.

ROLL CALL VOTE: Mr. Woodruff, yea Mr. Applegate, yea Mr. Gray, yea

March 22, 2021



# *Brown County Board of Commissioners*

County Administration Building • 800 Mt. Orab Pike, Suite 101 • Georgetown, OH 45121  
Phone # (937) 378-3956 • Fax # (937) 378-6324

Daryll R. Gray ~ Tony Applegate ~ Barry L. Woodruff

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WHEREAS, the Brown County Board of County Commissioners met in regular session on this 22nd day of March 2021, at the office of said Board, with the following members being present:


Daryll Gray, President  
Tony Applegate, Member  
Barry Woodruff, Member

website: [www.browncountyohio.gov](http://www.browncountyohio.gov) ~ email: [commissioners@browncountyohio.gov](mailto:commissioners@browncountyohio.gov)

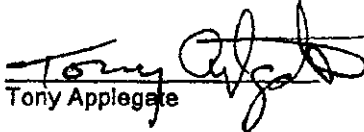
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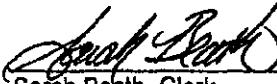
Mr. Applegate seconded the adoption of the resolution and the roll being called upon its adoption, the vote resulted as follows:

  
Barry Woodruff yea,

  
Daryll Gray yea,

  
Tony Applegate yea,

ATTESTED TO:  
This 22nd, day of March, 2021

  
Sarah Beath, Clerk  
Board of Commissioners  
Brown County Ohio

**EXHIBIT "A"**

A tract of land located in Pleasant Township, Brown County, Ohio P. Talbert Military Survey #2212, lying Base of and adjacent to the Georgetown, Mt. Orab Road (Old U.S. Route #68) and immediately North of and adjacent to the Northland Subdivision of the Village of Georgetown and more particularly described as follows:

Beginning at a spike in the centerline of Georgetown Mt. Orab Road (Old U.S. Route 68) in the Northwest corner of the Northland Subdivision in the Village of Georgetown, a copy of the plat of said Subdivision being recorded in Plat Book C-3 at Page 247 in the Plat Records of Brown County, Ohio, said spike being the most Westerly corner of the land herein described and a corner in the Village of Georgetown corporation boundary; thence with the centerline of the road and the East corporation line of the Village of Georgetown, N. 11° 25' 15" E. 267.85 feet to a spike, a corner to the land of Irvin B. Dyer, Jr.; thence leaving the road and the Village corporation line, with the line of the land of Irvin B. Dyer, Jr., S. 79° 18' E. 176.78 feet, passing an iron pin at 26.68 feet to an iron pin; thence N. 12° 28' E. 120.00 feet to an iron pin; thence N. 79° 18' W. 178.27 feet, passing an iron pin at 150 feet, to a spike in the centerline of Georgetown-Mt. Orab Road and in the East corporation line of the Village of Georgetown; thence with the centerline of the road, which is the corporation line of the Village of Georgetown as it meanders in a Northerly direction approximately along the following bearings and distances:

N. 13° 50' E. 58.18 feet to a spike  
 N. 18° 38' E. 105.46 feet to a spike  
 N. 24° 19' 30" E. 335.83 feet to a spike;  
 N. 29° 03' E. 229.44 feet to a spike;  
 N. 17° 23' E. 62.72 feet to a spike; and  
 N. 7° 27' 30" E. 29.90 feet to a spike in the prolongation of an old fence line, a corner to the land of Ruth A. Jones;

Thence leaving the road and the Village of Georgetown corporation line, with Ruth A. Jones' line, a line marked by an old fence, N. 70° 33' E. 597.21 feet passing a stone and iron pin at 27.80 feet, to a stone at a fence junction in the line of land of Ronald R. and Judith A. Wilson and in the Village of Georgetown corporation line, a corner to the land of Ruth A. Jones; thence with Ronald R. and Judith A. Wilson's line and the said Village corporation line, a line marked by a fence S. 21° 00' 15" E. 428.31 feet to an iron pin at a fence corner; thence N. 74° 04' E. 863.76 feet to a ¼ inch round iron pipe at a fence junction in the line of the land of Claude and Irma L. Neal, a corner to the land of Ronald R. and Judith A. Wilson; thence leaving the Village of Georgetown corporation line and Wilson's line, with Claude and Irma L. Neal's line and a fence line S. 14° 55' E. 1622.10 feet to an iron pin at a fence junction in the line of the land of Augustus P. Cooper et al, a corner too the land of Clause and Irma L. Neal; thence with Augustus P. Cooper et al's line and a fence line S. 69° 28' W. 157.82 feet to an iron pin at a fence corner in the line of the land of Anna M. Newmann, a corner to the land of Augustus P. Cooper et al; thence with Anna M. Newmann's line N. 20° 26' W. 16.50 feet to an iron pin; thence S. 68° 46' 40" W. 862.09 feet to an iron pin, a corner to the land of the Meadow Wood Nursing Home, Incorporated and a corner in the Village of Georgetown corporation boundary; thence with the line of the Meadow Wood Nursing Home, Incorporated and in the Village of Georgetown corporation line, N. 14° 17' W. 850.93 feet to an iron pin; thence S. 68° 48' 15" W. 449.40 feet to an iron pin; thence S. 32° 15' W. 47.00 feet to an iron pin at the Northeast corner of the Northland Subdivision and the Village Corporation line N. 80° 19' W. 761.51 feet passing an iron pin at 731.51 feet to the point of beginning, and containing 64.49 acres and also subject to existing easements for public road and highways and public utilities.

**EXHIBIT****B**

tabbier

Subject to an easement now owned by Irvin B. Dyer, Jr. and for the benefit of him, his heirs and assigns to maintain a 4" tile. Said easement begins 10 feet South of the Northeast corner of the Irvin B. Dyer, Jr. lot line 4 feet said tile emptying into a natural drain and also the right and easement to maintain a 4" tile approximately 46 feet South of the Northeast corner of the Irvin B. Dyer lot, extending Eastwardly approximately 4 feet and empty into the natural drainage-way. Furthermore, such rights and privileges that the grantors have by reservation of the right and privilege of going over the North portion of a 12.14 acre tract for the purposes of ingress and egress, which said easement was well defined by a road at the time of the conveyance of said 12.14 acre tract to Bernard Wahl by deed dated July 29, 1961 in Volume 79, Page 234 Recorder's Office, Brown County, Ohio, said easement extends across the North portion of the 12.14 acre tract approximately parallel to the North line of said tract and does not extend any further south of said North line than 140 feet.

A survey of this property was made by Wm. R. Ellis Registered Land Surveyor #3229, December, 1970.

**SAVE AND EXCEPT THE FOLLOWING DESCRIBED REAL ESTATE:**

Situated in the State of Ohio, Brown County in Pleasant Township in Military Survey No. 2212, and being 6.812 acres having frontage on S.R. 68 and being cut out of a larger 64.49 acres tract belonging to Northlake Commons as recorded in Deed Book 142, page 191, and more particularly described as follows:

Beginning at the intersection of the centerline of Hamer Road with the centerline of State Route 68; thence with said centerline of S.R. 68 Southwesterly 1700 feet to a spike at the Southwest corner of grantor and the Northwest corner of Northland Subdivision, the true point of beginning for the land herein described; thence along said centerline N. 11° 25' 15" E. 217.85 feet to a point; thence on a new division line S. 79° 18' E. 220.00 feet to a stake; thence N. 42° 12' E. 270.00 feet to a stake; thence N. 65° 12' E. 334.84 feet to a stake; thence S. 7° 58' 02" E. 335.20 feet to the center of a manhole lid over a 12" sanitary sewer line; thence S. 3° 10' 55" W. 270.18 feet to a point in the North line of Northland Subdivision; thence with said Subdivision line S. 32° 46' 15" W. 47.00 feet to a found iron pin; thence continuing on said subdivision line N. 80° 19' W. 761.51 feet to the point of beginning, containing 6.812 acres subject to all right-of-way restrictions and easements of record in Brown County Court House. Surveyed by Ballinger & Associates, Douglas Lane, Registered Surveyor No. 5795, July, 1977

**ALSO SAVE AND EXCEPT THE FOLLOWING DESCRIBED REAL ESTATE:** 21.459 acres known as Georgetown Station Phase 1, as recorded in Plat Book 7 Page 28, Slide 644.

LEAVING A REMAINDER OF 36.219 ACRES, MORE OR LESS.

Parcel Number: 33-058832.0000

Prior Deed Ref: Official Records Book 414, Page 1010, Brown County, Ohio

Property Address: Station Road, Georgetown, OH 45121

**WARNING:** This Description does not meet Brown County Standards and will require a survey for the next transfer.  
 By: *[Signature]* Date: 8-12-2020

8-12-2020  
 340.00  
 [Handwritten initials]  
 WILL BROWN COUNTY AUDITOR

TRICO TITLE INC  
 61 E MAIN STREET  
 SUITE 2  
 WILMINGTON, OH 45177  
 Inst #20200904349