

ORDINANCE NO. 58-15

AN ORDINANCE AUTHORIZING THE TRANSFER OF CERTAIN REAL PROPERTY BELONGING TO THE CITY OF ASHLAND, OHIO; AND DECLARING AN EMERGENCY.

Whereas, the City of Ashland, Ohio is the owner of certain real property, consisting of 13,060 square feet and referred to as 738 Claremont Avenue, Ashland, plus two adjacent parcels which are a parking lot; and

Whereas, said parcels were conveyed to the City, from Ashland University, along with other parcels, in conjunction with a financing program for capital improvements of the university, all of which parcels were to be reconveyed to the university upon satisfaction of said financing program; and

Whereas, the above-referenced three parcels were omitted from the reconveyance of the other parcels in 1995; and

Whereas, in conjunction with a current financing initiative of the university, the omission of the above parcels was discovered; and

Whereas, this Council desires to implement the appropriate remedial action and authorize the reconveyance of said parcels to Ashland University; and

Whereas, time being of the essence in implementing the new financing initiative, this Ordinance is declared to be an emergency measure immediately necessary for the preservation of the public peace, property, property, health, safety and welfare; now therefore,

Be It Ordained by the Council of the City of Ashland, State of Ohio, 5 members thereto concurring:

Section 1. That this Council authorizes and directs the Mayor to execute a quit-claim deed to Ashland University for the following parcels of land, the descriptions of which are attached hereto and made a part hereof:

Parcel No. P440560000900
Parcel No. P440560001200
Parcel No. P440560001300
Parcel No. P440560001400

Section 2. That in order to complete this transfer at the earliest possible time for the reasons set forth above, this Ordinance is declared to be an emergency measure immediately necessary for the preservation of the public peace, property, property, health, safety and welfare; now therefore,

Section 3. That this Ordinance shall take effect and be in force from and after its passage by Council and approval pursuant to Section 12 of the Charter of the City of Ashland, Ohio.

Passed: July 31, 2015

Stephen L. Stuart
Stephen L. Stuart, President of Council

Attest: Elizabeth A. McClurg
Elizabeth A. McClurg, Interim Clerk of Council

Approved: Glen P. Stewart
Glen P. Stewart, Mayor

Approved as to form and correctness:

Richard P. Wolfe II
Richard P. Wolfe II, Director of Law

Date: July 31, 2015

EXHIBIT A

Being a part of the Southeast Quarter of Section 18, Township 22, Range 16 and more fully described as follows:

Commencing at the point of intersection of the easterly right of way line of Madison Street (40 feet wide) and the northerly right of way line of Claremont Avenue (60 feet wide); thence North 52 degrees 02 minutes 10 seconds East, along the northerly right of way line of Claremont Avenue, a distance of 219.00 feet to an iron pin set, the true place of beginning of the parcel herein described; thence North 40 degrees 35 minutes 31 seconds West, a distance of 233.70 feet to an iron pin set; thence North 41 degrees 43 minutes 30 seconds East, a distance of 55.00 feet to an iron pin found; thence South 40 degrees 41 minutes 40 seconds East, a distance of 243.57 feet to an iron pin found on the northerly right of way line of Claremont Avenue; thence South 52 degrees 02 minutes 10 seconds West, along said right of way line, a distance of 55.00 feet to the true place of beginning, containing 13,060 square feet.

Permanent Parcel Number: P44-056-0-0009-00

Prior Instrument Reference: Deed Volume 336, Page 514.

Parcel 2:

Situated in the City of Ashland, County of Ashland and State of Ohio:

Being a part of Lot Number Five Hundred Nine (509) South Ashland, according to the numbering of lots in said City and described as follows: Beginning on the East line of said lot and sixty (60) feet South from the Northeast corner of said lot. Thence West parallel with the North line of said lot to the West line of said lot; thence South on the West line sixty (60) feet; Thence East parallel with the North line of said lot to the West line of Claremont Avenue; Thence North on said line sixty (60) feet to the place of beginning. NOW KNOWN AS Lot Number Five Hundred Nine-A (509-A).

Parcel Number: P44-056-0-0012-00

Prior Instrument Reference: Deed Volume 336, Page 516.

Parcels 3 and 4:

Situated in the City of Ashland, County of Ashland and State of Ohio:

Being a part of Lot Number Five Hundred Nine (509) South Ashland, Ohio, according to the numbering of lots in said City and described as follows: Beginning at the northeast corner of said lot; Thence West and parallel with the North line of said lot a distance of 230 ½ feet to the west line of said lot; Thence South on the said West line 60 feet; Thence East parallel with the North line of said lot to the West line of Claremont Avenue; Thence North on said line 60 feet to the place of beginning, the same having been deeded to George W. & Lenora C. Schuck March 24, 1930, recorded in Deed Book 172, Page 516, Ashland County, Ohio Records.

Also the following parcel, situated in the City of Ashland, County of Ashland, and State of Ohio:

Being the six feet excepted in deed dated December 1, 1880, as recorded in Volume 51 at Page 263, Ashland County Deed Records.

Parcel Numbers: P44-056-0-0013-00 & P44-056-0-0014-00

Prior Instrument Reference: Deed Volume 336, Page 518.

4853-1283-0758, v. 1