

EXPEDITED TYPE II PETITION FOR ANNEXATION (SECTION 709.023)
TO THE CITY OF POWELL
OF 7.226 ACRES MORE OR LESS
IN THE TOWNSHIP OF LIBERTY

TO THE BOARD OF COUNTY COMMISSIONERS
OF DELAWARE COUNTY, OHIO:

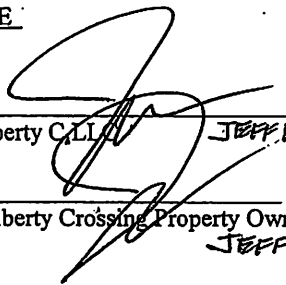
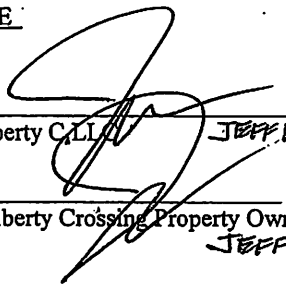
The undersigned, petitioners in the premises, and being ALL OF THE OWNERS OF REAL ESTATE in the territory hereinafter described, consisting of 7.226± acres with a total perimeter boundary of 2,345', more or less, in the Township of Liberty which area is contiguous along 616' or 26% and adjacent to the City of Powell, do hereby pray that said territory be annexed to the City of Powell according to the statutes of the State of Ohio and that no island of unincorporated area will be created by this annexation.

A full and accurate description and a plat of said territory so prayed to be annexed are attached hereto and made part hereof.

In support of said Petition, your petitioners state that there is/are within the territory so prayed to be annexed two (2) OWNER(S) OF REAL ESTATE.

Jackson B. Reynolds, III, whose address is 37 West Broad Street, Suite 460, Columbus, Ohio 43215, is hereby appointed Agent for the undersigned Petitioner(s), as required by Section 709.02 of the Revised Code of Ohio. Said agent is hereby authorized to make any amendment and/or deletion which in his absolute and complete discretion is necessary or proper under the circumstances then existing, and in particular to make such amendment in order to correct any discrepancy or mistake noted by the Delaware County Engineer in his examination of the Petition and Plat. Said amendment shall be made by the presentation of an amended plat and description to the Board of County Commissioners on, before, or after the date set for hearing on this Petition.

WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL IN LAW OR EQUITY FROM THE BOARD OF COUNTY COMMISSIONERS' ENTRY OF ANY RESOLUTION PERTAINING TO THE SPECIAL ANNEXATION PROCEDURE SET FORTH IN SECTION 709.023, ALTHOUGH A WRIT OF MANDAMUS MAY BE SOUGHT TO COMPEL THE BOARD TO PERFORM ITS DUTIES REQUIRED BY LAW FOR SAID SPECIAL ANNEXATION PROCEDURE.

<u>NAME</u>	<u>DATE</u>	<u>ADDRESS</u>
By:  Liberty C.L.L. <u>JEFF MUZACHA</u>	<u>12/22/2014</u>	<u>1220 DUBLIN RD COLS OH 43215</u>
By:  Liberty Crossing Property Owners Association <u>JEFF MUZACHA</u>	<u>12/22/2014</u>	<u>1220 DUBLIN RD COLS OH 43215</u>
_____	_____	_____
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DELAWARE COUNTY
COMMISSIONERS

**DESCRIPTION OF 7.226 ACRES LOCATED IN LIBERTY TOWNSHIP
TO BE ANNEXED TO THE CITY OF POWELL
EXPEDITED TYPE II ANNEXATION UNDER ORC §709.021 AND §709.023**

Situated in the State of Ohio, County of Delaware, Township of Liberty, Farm Lot 11, Quarter Township 3, Township 3, Range 19, U.S.M.D., and being all of Lots 5124 (Reserve "B") and 5125 of Big Bear Farms Section 10, Lot 4615, Division #1 as recorded in Plat Cabinet 4, Slides 8-8A, said lot 5125 being in the name of Liberty C, LLC of record in Official Record 929, Page 2658 (APN 31934105008000) and said lot 5124 (Reserve "B") being in the name of Liberty Crossing Property Owners Association (APN 31934105007000), and described as follows:

Beginning at the southeast corner of said Lot 5124 Reserve "B", the same being in the north right-of-way line of Altucks Drive (variable width) where the right-of-way return for Sawmill Road (Township Road 119) intersects said north line;

Thence the following four (4) courses and distances along said north right-of-way line;

1. with a curve to the left having a radius of 730.00 feet, a central angle of 10° 57' 42", an arc length of 139.66 feet and a chord bearing S 86° 39' 02" W for 139.45 feet to a point of tangency;
2. S 81° 10' 11" W, 162.00 feet to a point of curvature;
3. with a curve to the right having a radius of 655.00 feet, a central angle of 11° 06' 07", an arc length of 126.92 feet and a chord bearing S 86° 43' 14" W for 126.72 feet to a point of tangency;
4. S 87° 43' 42" E, 3.83 feet to a point of curvature (no-tangent curve) being also in an easterly line of lot 5130 Reserve "A" of said plat more commonly known as the private drive "Liberty Crossing Drive";

Thence the following five (5) courses and distances along said east line;

1. with a curve to the right having a radius of 34.50 feet, a central angle of 40° 54' 16", an arc length of 24.63 feet and a chord bearing N 18° 10' 50" W for 24.11 feet to a point of tangency;
2. N 02° 16' 18" E, 40.05 feet to a point of curvature;
3. with a curve to the right having a radius of 487.50 feet, a central angle of 15° 17' 46", an arc length of 130.15 feet and a chord bearing N 09° 55' 11" E for 129.76 feet to a point of tangency;
4. N 17° 34' 04" E, 184.95 feet to a point of curvature;
5. with a curve to the left having a radius of 2512.50 feet, a central angle of 09° 29' 42", an arc length of 416.37 feet and a chord bearing N 12° 49' 13" E for 415.89 feet to a point of reverse curve to the right, also being along a south line of said lot 5130 Reserve "A" more commonly known as the private drive "Heath Drive";

Thence the following six (6) courses and distances along said south line;

with a curve to the right having a radius of 19.50 feet, a central angle of 89° 31' 28", an arc length of 30.47 feet and a chord bearing N 52° 50' 05" E for 27.46 feet to a point of tangency;

S 82° 24' 11" E, 52.52 feet to a point of curvature;

with a curve to the right having a radius of 482.50 feet, a central angle of 04° 59' 51", an arc length of 42.09 feet and a chord bearing S 79° 54' 15" E for 42.07 feet to a point of compound curve;

with a curve to the right having a radius of 482.50 feet, a central angle of 10° 40' 16", an arc length of 89.86 feet and a chord bearing S 72° 04' 11" E for 89.73 feet to a point of reverse curve;

with a curve to the left having a radius of 316.50 feet, a central angle of 20° 20' 58", an arc length of 112.41 feet and a chord bearing S 76° 54' 32" E for 111.82 feet to a point of reverse curve;

with a curve to the right having a radius of 34.50 feet, a central angle of 29° 31' 20", an arc length of 17.78 feet and a chord bearing S 72° 19' 21" E for 17.58 feet to a point;

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TO BE ANNEXED TO THE CITY OF POWELL
EXPEDITED TYPE II ANNEXATION UNDER ORC §709.021 AND §709.023**

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Thence S 87° 19' 46" E, across said Sawmill Road, 30.00 feet to a point in the centerline of said Sawmill Road;

Thence S 02° 40' 14" W, along the centerline of said Sawmill Road, 63.06 feet to a point in the centerline of said Sawmill Road where the existing City of Powell Corporation line intersects from the east;

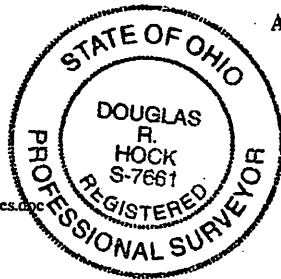
Thence S 02° 40' 14" W, continuing along the centerline of said Sawmill Road, also along said common line between Liberty Township and the existing City of Powell Corporation line, 615.56 feet to a point in the centerline of said Sawmill Road;

Thence N 87° 19' 46" W, leaving said Sawmill Road centerline, 59.72 feet to the *Point of Beginning*. Containing 7.226 acres of land, more or less. The above description was written by Douglas R. Hock, P.S. 7661 on July 8, 2014. A drawing of the above description has been prepared and is a part hereof.

The total length of the annexation perimeter is about 2342 feet, of which about 616 feet are contiguous with an existing City of Powell Corporation Line, being about 26% contiguous. This annexation does not create any islands of township property.

This description was written for annexation purposes only and is not intended to be used in the transfer of lands and is based on the existing plat for Big Bear Farms Section 10, Lot 4615, Division #1 as recorded in Plat Cabinet 4, Slides 8-8A.

References herein are to the records of the Delaware County Recorder's Office.



ADVANCED CIVIL DESIGN, INC.

Douglas R. Hock 8/28/14
Douglas R. Hock, P.S. 7661

Z:\14-0005-565\SURVEY\ANNX_Desc 7.226 acres.dwg

**DELAWARE COUNTY ENGINEER
Map Department**

I hereby certify the within to be a true
copy of the original on file in the Map Department

*Chris E. Bauserman, P.E., P.S.,
County Engineer*

Chris E. Bauserman 8/30/14



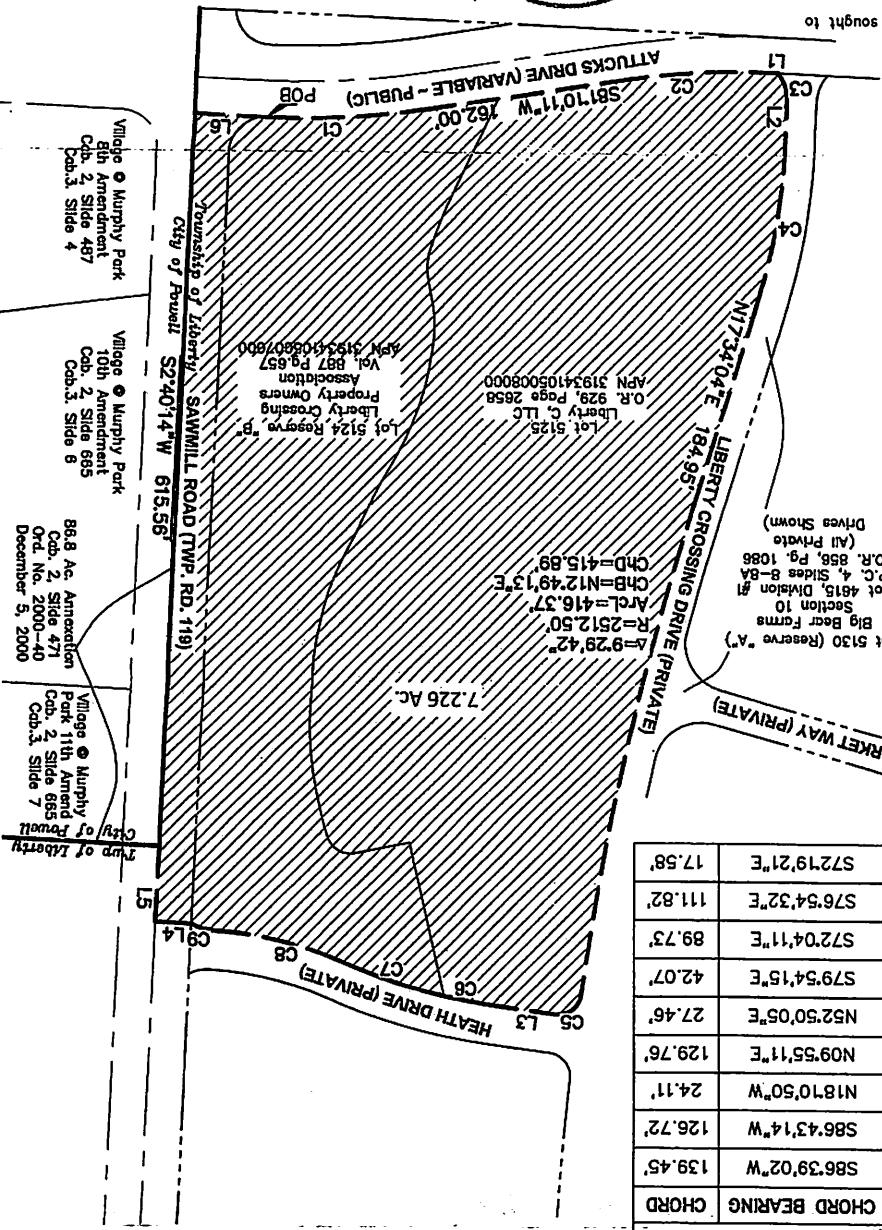
This drawing is based on the existing plat for Big Bear Farms Section 10, Lot 4615 Division #1 as recorded in Plat Cabinet 4, Side 8, Lohanna, OH 43230
 Douglas R. Hock, P.S. 7661
 Advanced Civil Design, Inc.
 422 Beecher Road
 Phone 614-428-7750
 Job No.: 14-000-565 Date: 07/08/2014

Map Department
 Delaware County Engineer
 I hereby certify the within to be a true copy of the original on file in the Map Department
 Chris E. Bauseman, P.E., P.S.,
 County Engineer
 Date: 8/20/14

Notes:
 1.) The number of owners in the territory sought to be annexed is two.
 2.) Liberty C, LLC is located at Liberty Crossing Drive, Powell, Ohio and is the petitioner for said proposed annexation.

LINE	LENGTH	BEARING
L1	3.83'	S87°43'42"E
L2	40.05'	N02°16'18"E
L3	52.52'	S82°24'11"E
L4	30.00'	S87°19'46"E
L5	63.06'	S02°40'14"W
L6	59.72'	N87°19'46"W

NO.	RADIUS	DELTA	LENGTH	CHORD BEARING	CHORD
C1	730.00'	1057'42"	139.66'	S86°39'02"W	139.45'
C2	655.00'	1106'07"	126.92'	S86°43'14"W	126.72'
C3	34.50'	4054'16"	24.63'	N18°10'50"W	24.11'
C4	487.50'	1517'46"	130.15'	N09°55'11"E	129.76'
C5	19.50'	8931'28"	30.47'	N52°50'05"E	27.46'
C6	482.50'	459'51"	42.09'	S79°54'15"E	42.07'
C7	482.50'	1040'16"	89.86'	S72°04'11"E	89.73'
C8	316.50'	2020'58"	112.41'	S76°54'32"E	111.82'
C9	34.50'	2931'20"	17.78'	S72°19'21"E	17.58'



Map of Territory to be Annexed to the City of Powell
 Length of Contiguity: ±616 feet
 Total Length of Perimeter: ±2342 feet
 Percentage of Contiguity: ±26%
 No islands of township property are created by this annexation as defined in ORC 709.023(E)(5).
 Expedited Type II Annexation
 FROM TOWNSHIP OF LIBERTY
 UNDER ORC §709.021 AND §709.023
 Township of Liberty, Delaware County, Ohio
 Farm Lot 11, Quarter Township 3, Township 3, Range 19, United States Military District

