

ORDINANCE NO. 24 - 78

AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN  
REAL ESTATE PARCELS OWNED BY THE VILLAGE OF  
SPENCER AND NOT NEEDED FOR ANY MUNICIPAL  
PURPOSE AND DECLARING AN EMERGENCY

BE IT ORDAINED, by the Council of the Village of  
Spencer, Ohio, three - fourths of its members concurring  
herein, as follows:

1. That the following described real estate parcels  
belonging to the Village of Spencer are not needed for any  
municipal purpose to-wit:

Parcel 1

Situated in the Village of Spencer, County of  
Medina and State of Ohio and known as being parts of Village  
Lot Nos. 45 and 46 and being bounded and described as follows:

Beginning at the northwest corner of Lot 45;  
thence easterly on the north line of Lot 45 approximately 81  
feet to the northwest corner of a parcel in Lot 45 now or  
formerly owned by Thomas J. and Dawn A. Hodges; thence  
south on the west line of said Hodges parcel approximately  
76.6 feet to the north line of a parcel in Lot No. 46 now  
or formerly owned by the Spencer American Legion Post 608  
Home Corp.; thence westerly on the north line of said Legion  
parcel approximately 81 feet to the west line of Lot 46;  
thence northerly on the west lines of Lots 46 and 45 to the  
place of beginning be the same more or less but subject to  
all legal highways.

Parcel 2

Situated in the Village of Spencer, Medina County,  
Ohio and known as being part of Lot 3, Section 13 of said  
Village and being bounded and described as follows:

Beginning at the centerline of State Street ( S.R.301)  
and 167.4 feet south of the south line of Rainbow Street;  
thence southerly along the centerline of State Street approxi-  
mately 130 feet to a point; thence easterly on a line parallel  
to the north lines of Lot 3, Section 13, 340 feet to a point;  
thence northerly on a line parallel to the centerline of  
State Street approximately 130 feet to a north line of Lot 3,  
Section 13; thence westerly along said north line of Lot 3,  
Section 13 and a continuation thereof along the south line  
of a parcel in Lot 3, Section 13 now or formerly owned by  
Lester G. and Joan M. Campbell 340 feet to the place of  
beginning and containing therein about 1.0147 acre of land  
be the same more or less but subject to all legal highways.

Parcel 3

Situated in the Village of Spencer, Medina County, Ohio and known as being part of Lot 3, Section 13 of said Village and being bounded and described as follows:

Beginning at the centerline of State Street (S. R. 301) and 297.4 feet south of the south line of Rainbow Street; then southerly along the centerline of State Street approximately 100 feet to a point; thence easterly on a line parallel to the north lines of Lot 3, Section 13, 340 feet to a point; thence northerly on a line parallel to the centerline of State Street approximately 100 feet to a point; thence westerly on a line parallel to the north lines of Lot 3, Section 13, 340 feet to the place of beginning and containing therein about 0.7805 acre of land, be the same more or less but subject to all legal highways.

Reserving, however, to the grantor, its successors and assigns the right and easement over and through the northerly 15 feet of said Parcel 3 to construct, reconstruct, repair, maintain, install and utilize a natural gas line and ~~the~~ **WATER LINE** right of ingress and egress thereto. No building or other obstruction interfering with said easement shall be permitted.

Where a survey is required by county regulation in order to convey any of said parcels, the final survey description will be used in the deed of conveyance.

2. That the Mayor, being the Village officer having the supervision or management of the above described properties, be and he hereby is authorized to sell said real estate parcels to the highest bidder for each parcel, according to law, upon the following terms: Cash within thirty (30) days of bid acceptance, with the Village to furnish at its expense a survey if required by county regulation to make the conveyance and a title guaranty in the amount of the purchase price showing good and marketable title in the buyer's name. The Mayor and the Village Clerk are hereby authorized to convey said real estate by deed to the respective highest bidders therefore according to law. The Mayor shall advertise according to law for the sale of said parcels, but with the right reserved to reject any or all bids.

3. This Ordinance is hereby declared to be an emergency measure necessary to preserve the public peace, health, safety and welfare of the Village and for the particular reason that these real estate parcels should be sold before cold weather to get the highest prices therefore and the funds from the sale of said parcels are immediately needed by said Village and that this Ordinance shall be in full force and effect from and after its passage.

PASSED *Aug 30,* 1978

Mayor

*Sidney E. Hoag*

ATTEST:

*Myford L. Taylor*  
Clerk