

ORDINANCE NO. 2008-27

AN ORDINANCE AMENDING THE ZONING MAP OF THE VILLAGE OF HIRAM AND CHANGING AN AREA OF PROPERTY FROM AN R2 AND I ZONING CLASSIFICATION TO A CR ZONING CLASSIFICATION.

WHEREAS, the Zoning Code of the Village of Hiram has been adopted to protect the public and to promote the health, safety and welfare of the Village of Hiram; and

WHEREAS, the Council of the Village of Hiram has determined that the health, safety and welfare of the community is further advanced by increasing the geographic size of the college research zoning district; and

WHEREAS, Fairmont Properties, as Agent for Hiram College who is the owner of the property to be rezoned, has filed an application which proposes changes to the Hiram zoning map as set forth in this Ordinance; and

WHEREAS, the Village of Hiram Planning Commission has reviewed the proposed changes to the Hiram zoning map as set forth in this Ordinance, and has recommended to the Council of the Village of Hiram approval of said changes; and

WHEREAS, *no certification from the State Director of Transportation indicating proposed changes to any state highway has been received and accordingly no submission in conformity with Hiram Codified Ordinance, Section 1210.005 is required; and*

WHEREAS, the Council of the Village of Hiram has held a public hearing in compliance with Section 1210.007 of the Ordinances of the Village of Hiram. Said public hearing was conducted on the 13th day of January, 2009.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Village of Hiram, Portage County, Ohio, that:

SECTION 1: The zoning classification of R2 and I as applied to the property identified in Exhibit "A" as presently established by the Village of Hiram zoning code is hereby repealed.

SECTION 2: The zoning classification for the properties identified in Exhibit "A" is hereby enacted as the College Research zoning district.

SECTION 3: The presently existing Hiram Village district map, attached hereto as Exhibit "B" is hereby repealed.

SECTION 4: The Hiram Village district zoning map, attached hereto as Exhibit "C" is hereby enacted.

SECTION 5: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that the deliberations of the Council and any of its committees that resulted in such formal action were in meetings opened to the public in compliance with all legal requirements including Section 121.22 of the Revised Code of the State of Ohio.

PASSED IN COUNCIL this 13 day of January, 2009

Mayor Lou Bertrand
Mayor Lou Bertrand

ATTEST:

Kay E. Ziska
Fiscal Officer Kay Ziska

I Kay E. Ziska, Fiscal Officer of the Village of Hiram, Ohio, hereby certify that the foregoing Resolution of Ordinance No. 2008-27 has been duly posted in the required 5 places.

Approved as to form:

Thomas Reitz
Solicitor Thomas Reitz

1-21-09 Kay E. Ziska
Date Fiscal Officer, Village of Hiram



LAND SURVEYING • CIVIL ENGINEERING • LAND PLANNING

**LEGAL DESCRIPTION
OF
PARCEL "A"
HIRAM, OHIO
(PARCEL NOS. 23-023-00-00-042
& 22-023-00-00-045)**

Situated in the Village of Hiram, County of Portage and State of Ohio and know as being part of Original Hiram Township Lot No. 23 and being further bounded and described as follows:

Beginning at a 5/8" iron pin found (0.24 feet south, 0.03 feet east) at the southwesterly corner of the terminus of the right of way of Winrock Road (60 feet wide) as dedicated in Plat Book 27, Page 39 of Portage County Map Records, said point also being the **PRINCIPAL PLACE OF BEGINNING** of the premises described herein;

Thence North 89°19'35" East along the southerly right of way of Winrock Road and the easterly extension thereof, 430.01 feet to a point;

Thence South 00°07'35" West, passing through the northerly line of land conveyed to Hiram College (Parcel No. 22-023-00-00-045) by the deed recorded in Document No. 200334944 of Portage County Deed Records at 335.00 feet, 699.73 feet to a point on the northerly line of land conveyed Hiram College (Parcel No. 22-023-00-00-049);

Thence South 89°23'35" West along the northerly line of land conveyed to Hiram College, 400.00 feet to a point;

Thence North 00°07'35" East, 364.26 feet to a point on the northerly line of land so conveyed to Hiram College (Parcel No. 22-023-00-00-045);

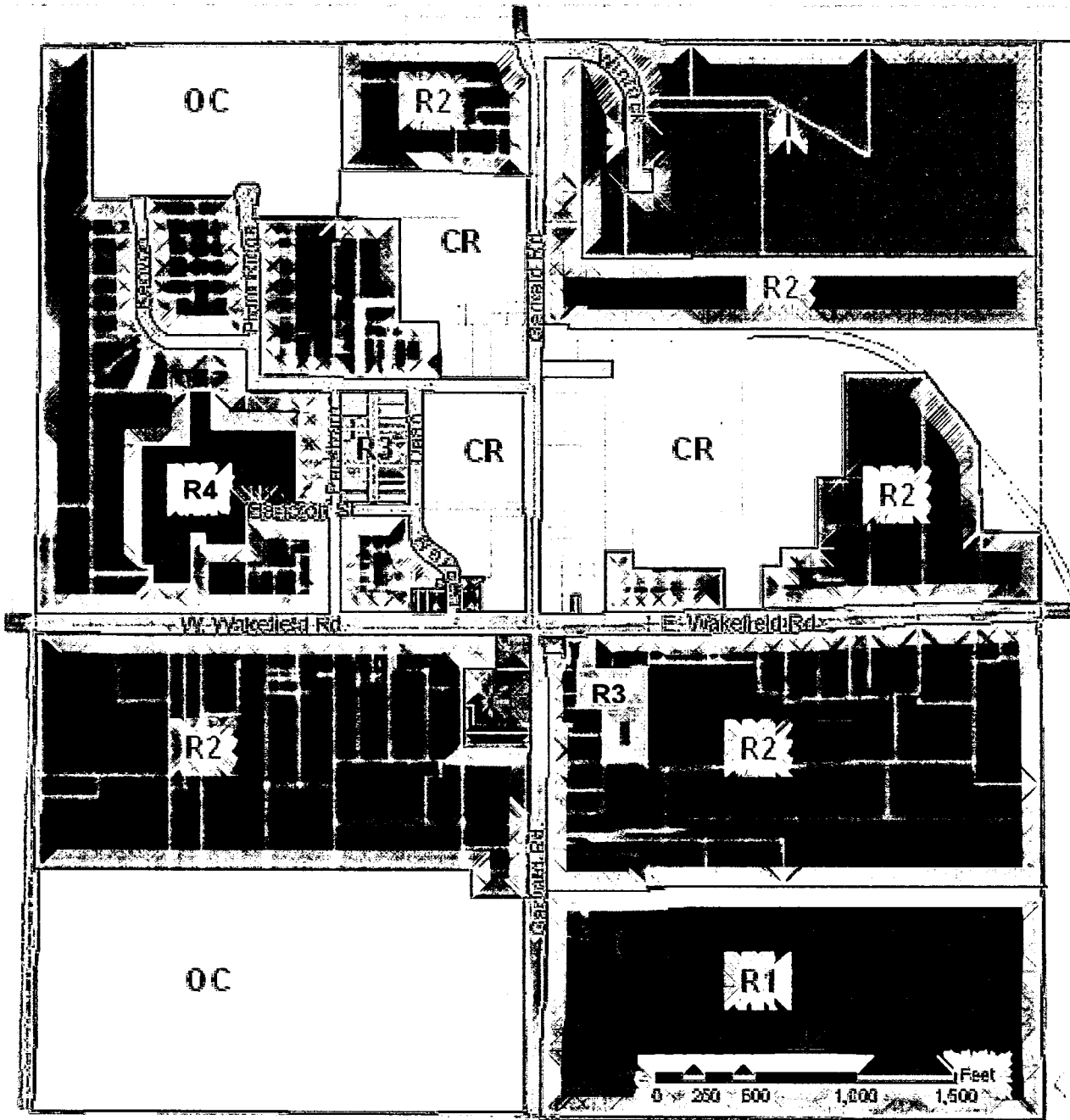
Thence South 89°19'35" West along the northerly line of land so conveyed to Hiram College, 30.00 feet to a 3/4" iron pipe found (0.27 feet south, 0.08 feet east) at the southeast corner of land conveyed to Hiram College (Parcel No. 22-23-00-00-041.005) by the deed recorded in Document No. 200413544 of Portage County Deed Records;

Thence North 00°07'35" East along the easterly line of land so conveyed to Hiram College (Parcel No. 22-23-00-00-041.005), 335.00 feet to the **PRINCIPAL PLACE OF BEGINNING** and containing 6.6535 acres of land as described by Edward B. Dudley, Registered Surveyor No. 6747, of the Riverstone Company in December of 2008 and subject to all legal highways, restrictions, reservations and easements of record.



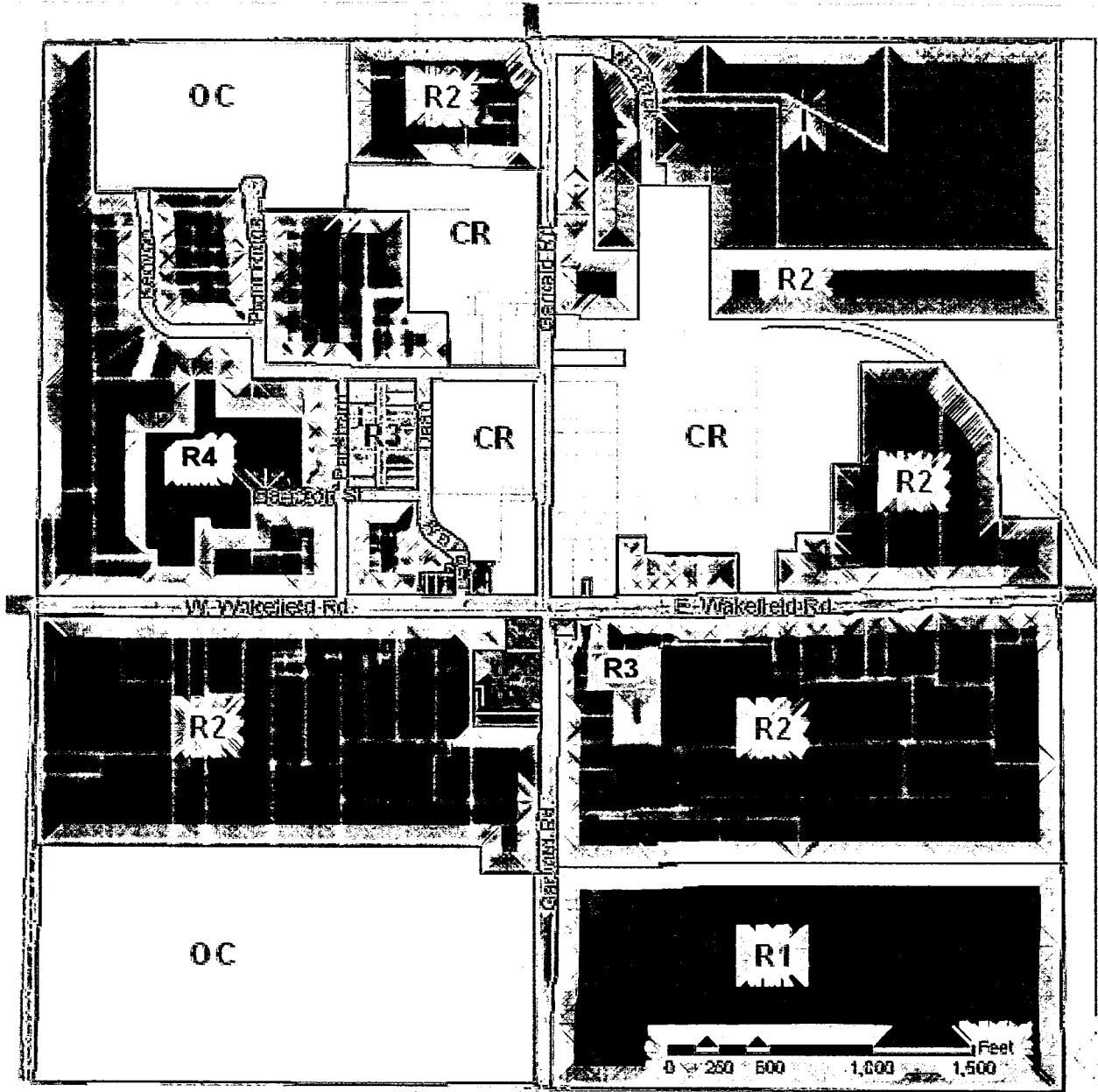
EXHIBIT – “B”

Current Hiram Village Zoning District Map



- | | | |
|--|-----------|-------------------------|
| | OC | Open Space Conservation |
| | R1 | Residential |
| | R2 | Residential |
| | R3 | Residential |
| | R4 | Special Residential |
| | C | Commercial |
| | CR | College Research |
| | I | Industrial |

EXHIBIT – “C” New Hiram Village Zoning District Map



- | | | |
|--|-----------|-------------------------|
| | OC | Open Space Conservation |
| | R1 | Residential |
| | R2 | Residential |
| | R3 | Residential |
| | R4 | Special Residential |
| | C | Commercial |
| | CR | College Research |
| | I | Industrial |