# THE VILLAGE AT CREEKSIDE SUBDIVISION NO. 2

#### ACCEPTANCE AND DEDICATION

BE IT KNOWN THAT THE UNDERSIGNED, "THE VILLAGE AT CREEKSIDE LLC", HEREBY CERTIFIES THAT THIS PLAT CORRECTLY REPRESENTS THE VILLAGE AT CREEKSIDE SUBDIVISION NO. 2, A SUBDIVISION OF SUBLOTS 25 THROUGH 48 INCLUSIVE. AND DOES HEREBY ACCEPT PLAT OF SAME.

AND DOES HEREBY GRANT UNTO THE VILLAGE AT CREEKSIDE HOMEOWNER ASSOCIATION INC. CERTAIN AREAS OF LAND DESIGNATED AS BLOCK "C" THROUGH BLOCK "F" INCLUSIVE FOR STORMWATER MANAGEMENT AND OTHER RELATED ACTIVITIES, SAID AREA IS NOT GRANTED FOR THE COMMON USE BY THE GENERAL PUBLIC, BUT IS GRANTED FOR THE COMMON USE AND ENJOYMENT OF THE HOMEOWNERS WITHIN THE VILLAGE AT CREEKSIDE SUBDIVISION NO. 2 AS MORE FULLY PROVIDED IN "DECLARATION OF COVENANTS, RESTRICTIONS, AND EASEMENTS", AS SHOWN RECORDED IN LORAIN COUNTY DOCUMENT NO. \_\_\_\_ 855 168 THE TERMS AND CONDITIONS SET FORTH ARE HEREBY INCORPORATED BY REFERENCE AS THOUGH FULLY WRITTEN HEREIN AND EACH SUBLOT OWNER SHALL BE ENTITLED TO THE BENEFITS SUBJECT TO THE OBLIGATIONS THEREOF.

THE COVENANTS, RESTRICTIONS AND EASEMENTS AND OTHER PROVISIONS OF SAID DECLARATION SHALL ENCUMBER ALL OF THE SUBLOTS AND BLOCKS OF THE VILLAGE AT CREEKSIDE NO. 2 AND SHALL RUN WITH THE LAND AND BE BINDING UPON THE VILLAGE AT CREEKSIDE LLC. AND ITS SUCCESSORS AND ASSIGNS AND ANY OWNER OF ANY SUBLOT IN THE SUBDIVISION AND THE ASSOCIATION.

AND DOES HEREBY GRANT UNTO THE CITY OF AVON, FIRST ENERGY, THE CENTURY TELEPHONE COMPANY OF OHIO. COLUMBIA GAS. AND ADELPHIA CABLE. THEIR SUCCESSORS AND ASSIGNS (HÉREINAFTER REFERRED TO AS GRANTEES) A PERMANENT UNDERGROUND UTILITY EASEMENT TWELVE (12) FEET IN WIDTH UNDER, OVER AND THROUGH ALL SUBLOTS AS SHOWN HEREIN, PARALLEL WITH AND CONTIGUOUS TO ALL STREET LINES, TO CONSTRUCT, PLACE, OPERATE, MAINTAIN, REPAIR RECONSTRUCT AND RELOCATE SUCH UNDERGROUND ELECTRIC AND COMMUNICATIONS CABLES, DUCTS, CONDUITS, SURFACE OR BELOW GROUND MOUNTED TRANSFORMERS AND PEDESTALS, CONCRETE PADS AND OTHER FACILITIES AS ARE DEEMED NECESSARY OR CONVENIENT BY THE GRANTEES FOR DISTRIBUTING ELECTRICITY AND COMMUNICATION SIGNALS FOR PUBLIC OR PRIVATE USE AT SUCH LOCATIONS AS GRANTEES MAY DETERMINE UPON, WITHIN, AND ACROSS THE EASEMENT PREMISES. SAID EASEMENT RIGHTS SHALL INCLUDE THE RIGHT TO REMOVE TREES AND LANDSCAPING INCLUDING LAWNS WITHIN AND WITHOUT SAID EASEMENT PREMISES, WHICH MAY INTERFERE WITH THE INSTALLATION, REPAIR, MAINTENANCE OR OPERATION OF SAID ELECTRIC AND COMMUNICATION FACILITIES, THE RIGHT TO INSTALL, REPAIR, AUGMENT AND MAINTAIN SERVICE CABLES OUTSIDE OF THE ABOVE DESCRIBED EASEMENT PREMISES AND THE RIGHT OF ACCESS, INGRESS AND EGRESS TO AND FROM ANY OF THE WITHIN DESCRIBED PREMISES FOR EXERCISING ANY OF THE PURPOSES OF RIGHT OF WAY AND EASEMENT GRANT. ALL SUBLOTS SHALL BE RESTRICTED TO UNDERGROUND UTILITY SERVICE.

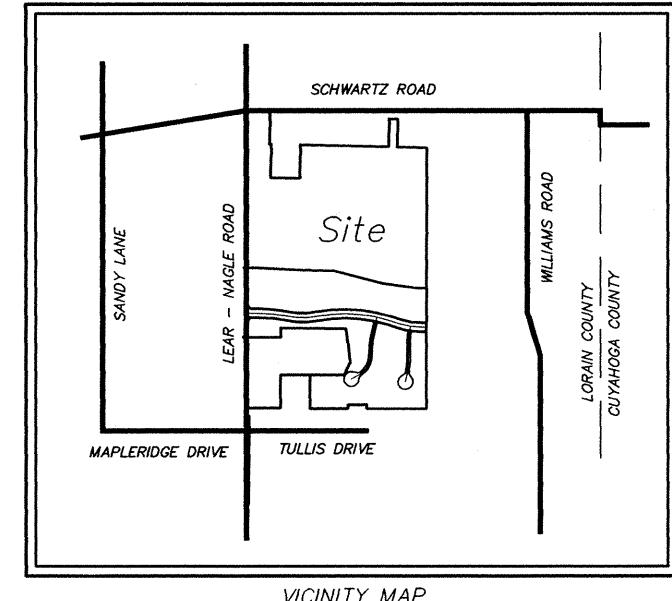
AND DOES HEREBY GRANT UNTO THE CITY OF AVON "DRAINAGE AND SANITARY SEWER EASEMENTS" AS SHOWN HEREON FOR PURPOSES OF INGRESS AND EGRESS TO FACILITIES AND TO LAY, MAINTAIN, REPLACE OR REMOVE PIPE, MANHOLES, DITCHES, SWALES AND/ OR OTHER APPURTENANCES. NO STRUCTURES, FENCE OR LANDSCAPING OTHER THAN GRASS IS TO BE CONSTRUCTED IN DRAINAGE EASEMENTS. THE CITY IS RESPONSIBLE FOR REPLACING ONLY GRASS IN EASEMENT AREAS. THE VILLAGE OF CREEKSIDE HOMEOWNERS ASSOCIATION IS RESPONSIBLE FOR MAINTENANCE OF ALL EASEMENT AREAS OUTSIDE OF RIGHT/OF/WAY.

AND DOES HEREBY GRANT UNTO THE VILLAGE AT CREEKSIDE HOMEOWNER ASSOCIATION INC. "DRAINAGE EASEMENTS" AS SHOWN HEREON FOR PURPOSES OF INGRESS AND EGRESS TO FACILITIES AND TO LAY, MAINTAIN, REPLACE OR REMOVE PIPE, MANHOLES, DITCHES, SWALES AND/ OR OTHER APPURTENANCES. NO STRUCTURES, FENCE OR LANDSCAPING OTHER THAN GRASS IS TO BE CONSTRUCTED IN DRAINAGE EASEMENTS. THE VILLAGE OF CREEKSIDE HOMEOWNERS ASSOCIATION IS RESPONSIBLE FOR MAINTENANCE OF ALL EASEMENT AREAS OUTSIDE OF THE RIGHTS/OF/WAY. AND ALL UTILITIES AND STRUCTURES CONTAINED IN THOSE EASEMENTS.

AND DOES HEREBY GRANT UNTO THE CITY OF AVON "SANITARY SEWER". "STORM SEWER" AND "WATER MAIN" EASEMENT AS SHOWN HEREON FOR PURPOSES OF INGRESS AND EGRESS TO FACILITIES AND TO LAY, MAINTAIN, REPLACE OR REMOVE PIPE, MANHOLES, DITCHES, SWALES AND/OR OTHER APPURTENANCES. NO STRUCTURES, FENCES OR LANDSCAPING OTHER THAN GRASS IS TO BE CONSTRUCTED IN DRAINAGE EASEMENTS. THE CITY IS RESPONSIBLE FOR REPLACING ONLY GRASS IN EASEMENT AREAS.

/m 7-24-02 PRINT NAME CENTURY TELEPHONE COMPANY MARTI WEST COLUMBIA GAS PRINT NAME Mark E. Hoelle ADELPHIA CABLE

PART OF ORIGINAL AVON TOWNSHIP SECTION No. 26 NOW IN THE CITY OF AVON - COUNTY OF LORAIN - STATE OF OHIO SCALE: 1"=50'



VICINITY MAP N. T. S.

# RICHARD A. S THOMPSON, JR. S-7388

## MORTGAGE RELEASE

BE IT KNOWN THAT LORAIN NATIONAL BANK MORTGAGEE OF THE LAND INDICATED ON THE ATTACHED PLAT DOES HEREBY JOIN IN THE ABOVE DEDICATION AND RELEASE FROM THE OPERATION AND LIEN OF THE MORTGAGE HELD BY IT. ON SAID PREMISES AS RECORDED IN VOLUME \_\_\_\_\_, PAGE \_\_\_\_\_ OF LORAIN COUNTY RECORD OF MORTGAGES, AND THE EASEMENTS HEREIN GRANTED AND RESERVED. IN WITNESS WHEREOF

HAS CAUSED INSTRUMENT TO BE SUBSCRIBED IN ITS NAME BY \_\_EF KLENZ THEREUNTO DULY AUTHORIZED AND ITS SEAL HEREUNTO AFFIXED AT \_\_\_\_\_, OHIO, THIS \_\_25 DAY OF \_\_\$\frac{50}{2002}.

SIGNED AND ACKNOWLEDGED IN THE PRESENCE OF: Laura Campbell Told Kruch JOEL A. KRUECK

STATE OF OHIO COUNTY OF LORAIN

BEFORE ME, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED THE ABOVE NAMED, \_\_\_\_\_\_ THROUGH: WHO ACKNOWLEDGED THAT THEY DID SIGN THE FOREGOING INSTRUMENT

AND THAT THE SAME WAS THEIR FREE ACT AND DEED AND THE FREE ACT AND DEED OF SAID COMPANY. IN TESTIMONY WHEREOF. I HAVE HEREBY AFFIX MY HAND AND OFFICIAL \_\_\_\_ OHIO. THIS \_\_25t DAY OF supt.

LAURA MCINTYRE Notary Public for the State of Ohio My Commission Expires May 29, 2006

SCALE: HOR. \_\_1" = 1'

VERT. none

FILENAME MPS/ PLAT2-

CH'K'D BY .

F.B. No.

RECORD PLAT

#### **APPROVALS**

THIS PLAT IS APPROVED FOR RECORDING PURPOSES ONLY THIS 2002. THIS APPROVAL DOES NOT CONSTITUTE AN ACCEPTANCE OF THE DEDICATION OF ANY PUBLIC STREET OR HIGHWAY DEDICATED HEREON.

THOMAS WEARSCH, COUNCIL PRESIDENT

THIS PLAT IS APPROVED FOR RECORDING PURPOSES ONLY THIS  $\preceq$ 

JAMES PIAZZA, PLANNING COMMISSION CHAIRPERSON

THIS PLAT IS APPROVED FOR RECORDING PURPOSES ONLY THIS 5<sup>th</sup> DAY OF **SEPTEMBER**, 2002.

MICHAEL BRAMHALL P.E. P.S. CITY OF AVON CONSULTING ENGINEER

### BOUNDARY SURVEYOR'S CERTIFICATION

I DO HEREBY CERTIFY THAT I HAVE SURVEYED THE 6.7985 ACRES TO BE KNOWN AS THE VILLAGE AT CREEKSIDE NO.2, WITHIN THE 67.6383 ACRES SURVEYED IN THE NAME OF KLINGSHIRN LOCATED BETWEEN SCHWARTZ ROAD AND LEAR - NAGLE ROAD IN THE CITY OF AVON, OHIO, AND PREPARED THE ATTACHED PLAT FOR SCHAFER DEVELOPMENT COMPANY, IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 4733-37 OF THE OHIO ADMINISTRATIVE CODE AND THE DIMENSIONS ARE IN FEET AND DECIMAL PARTS THEREOF, BASED ON A SURVEY ALL OF WHICH ARE CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. IRON MONUMENTS OR PINS WERE FOUND OR SET AT ALL CORNERS INDICATED. BASIS OF BEARINGS IS THE PLAT OF AVON RESERVE AT SUMMER HILL NO.1 RECORDED IN VOL.57, PAGE 68 LORAIN COUNTY PLAT RECORDS

00 40 place / X xungy Sept. 17, 2002

RICHARD A. THOMPSON, JR. P.S. NO. 7388

DATE KANSFERRED RECEIVED FOR RECORD OCT 2 3 2002 YYOYV' at 10. o'clock A.M. In Plat RECORD VOL. 73 MARY ANN JAMISON MARKR. STEWART PAGES \_\_\_ Lorain County Recorder ORAIN COUNTY AUBITEWART NO LORAIN COUNTY AUDITOR LCTC (LAURA) Total 88 1/4 tol

ALL BUILDINGS ERECTED WITHIN CLUSTER DEVELOPMENT TO BE 16 FEET APART MINIMUM.

ALL REAR SUB LOT CORNERS TO BE SET PRIOR TO ACCEPTANCE.

> AREA TABULATION PHASE 2 SUBLOTS (24) 5.2453 AC.

1.5532 AC. **BLOCKS** 

6.7985 AC.

COMBINED DENSITY — VINEYARD ESTATES / VILLAGE OF CREEKSIDE

= 1.6 UNITS / ACRE DENSITY

DATE BY CH'K'

**ENGINEERS · PLANNERS · SURVEYORS** 8585 East Avenue Mentor, Ohio 44060 1471 Lear Industrial Park Avon, Ohio 44011

TEL: (440) 255-8463 (440) 951-LAND (440) 354-6938 FAX: (440) 255-9575

APPEARED THE ABOVE NAMED, STEVE SCHAFER, MANAGING MEMBER

IN TESTIGERY WILLEGE, I HAVE HEREUNTO SET MY HAND AND OFFICIAL

SEAL AD SAVEST, OHIO, THIS ZND DAY OF AUGUST, 2002.

BEFORE ME, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY

OF THE VILLAGE AT CREEKSIDE LLC., WHO ACKNOWLEDGE THAT HE DID SIGN THE FOREGOING INSTRUMENT AND THAT THE SAME WAS HIS VOLUNTARY ACT AND DEED

Charles W. Szucs

Notary Public, State of Ohio
My commission sepires 115 02.3
Recorded in George County

TEL: (440) 937-5601 (440) 937-5602

PERSONALLY AND THE VOLUNTARY ACT AND DEED OF SCHAFER DEVELOPMENT

THE UNDERSIGNED FURTHER AGREES THAT ANY USE OF IMPROVEMENTS

MADE ON THIS LAND SHALL BE IN CONFORMITY WITH ALL EXISTING VALID

ZONING, PLATTING, HEALTH OR OTHER LAWFUL RULES AND REGULATIONS

REQUIREMENTS OF THE CITY OF AVON, OHIO FOR THE BENEFIT OF THEMSELVES AND ALL OTHER SUBSEQUENT OWNERS OR ASSIGNS TAKING

MINESS

WITNESS CHARLES W. SZUC

INCLUDING THE APPLICABLE OFF-STREET PARKING AND LOADING

IN WITNESS WHEREOF, STEVE SCHAFER, MANAGING MEMBER OF

AT AVON OHIO, THIS 2ND DAY OF AUGUST

THE VILLAGE AT CREEKSIDE LLC, HAS HEREUNTO SET HIS HAND

TITLE FROM OR UNDER OR THROUGH THE UNDERSIGNED.

STEVE SCHAFER, MANAGING MEMBER

STATE OF OHIO

COMPANY.

COUNTY OF LORAIN

**CREEKSIDE** VILLAGE AT SUBDIVISION NO. 2

CITY OF AVON - LORAIN COUNTY - OHIO

CONTRACT No. Schad1-0108

