

ORDINANCE NO. 1036

AN ORDINANCE AMENDING ORDINANCE NO. 1024 ADOPTED BY THE COUNCIL OF THE VILLAGE OF SHEFFIELD, OHIO, ON MARCH 28, 1988, WHICH DECLARED THE VACATION OF A CERTAIN CUL-DE-SAC LOCATED AT THE WESTERLY TERMINUS OF BERKELEY STREET (FORMERLY KNOWN AS DEBORAH LANE) BY CHANGING SECTION 1 AND SECTION 3 THEREOF TO CONFORM TO A CORRECTED MAP AND LEGAL DESCRIPTION OF SUCH VACATED LAND.

WHEREAS, upon petition and consent by the abutting owner of such property, Council adopted Ordinance No. 1024 declaring the vacation of a certain cul-de-sac therein described and consisting of 0.1927 acres of land located at the westerly terminus of Berkeley Street, being a part of Brookside Estates Subdivision No. 1, all as depicted upon a map and legal description prepared by KS Associates, Inc., Engineers and Surveyors, dated January 8, 1988 and;

WHEREAS, the true area and description of such vacated cul-de-sac consists of 0.1730 acres of land as set forth upon the attached map and legal description prepared by KS Associates, Inc., dated April 19, 1988, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF SHEFFIELD, OHIO.

Section 1. That Ordinance No. 1024, adopted by the Council of the Village of Sheffield, Ohio on March 28, 1988, which declared the vacation of a certain cul-de-sac at the westerly terminus of Berkeley Street, being a part of Brookside Estates Subdivision No. 1, be and the same hereby is, amended to the end that Section 1 and Section 3 of such Ordinance No. 1024 shall read as follows:

"Section 1. That Council finds that Petition and written consent signed by the owner of all of the property abutting upon a cul-de-sac consisting of 0.1730 acres of land located at the westerly terminus of Berkeley Street (formerly

known as Deborah Lane) as shown upon the plat of Brookside Estates Subdivision No. 1, recorded in Plat Volume No. 24, Page 54 of the Lorain County Records, have been presented to Council requesting that such cul-de-sac be vacated.

Section 3. That the cul-de-sac at the westerly terminus of Berkeley Street (formerly known as Deborah Lane), consisting of 0.1730 acres of land and described as follows:

Situated in the Village of Sheffield, County of Lorain, State of Ohio, being known as part of Original Sheffield Township Lot No. 13, and more definitely described as follows:

Beginning at the Northwesterly corner of Sublot No. 45 in Brookside Estates Subdivision No. 1 as shown by the plat recorded in Volume 24, Page 54 of Lorain County Plat Records;

Thence North $1^{\circ} 52' 06''$ East, a distance of 30.00 feet to a point;

Thence North $88^{\circ} 07' 54''$ West, a distance of 28.64 feet to a point;

Thence North $2^{\circ} 11' 06''$ East, a distance of 30.00 feet to the southwesterly corner of Sublot No. 46 in Brookside Estates Subdivision No. 1, recorded as aforesaid;

Thence North $88^{\circ} 07' 54''$ West, a distance of 21.52 feet to a point of curvature;

Thence in the arc of a curve which deflects to the left, a distance of 225.55 feet to a point; said curve has a radius of 50.00 feet, a central angle of $258^{\circ} 27' 47''$ and a chord of 77.46 feet which bears South $37^{\circ} 21' 47''$ East;

Thence South $88^{\circ} 07' 54''$ East, a distance of 1.01 feet to the place of beginning;

Enclosing a parcel containing 0.1730 acres, to be the same more or less, but subject

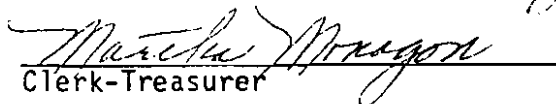
to all legal highways, as surveyed by KS Associates, Inc., Engineers and Surveyors, in December, 1987.

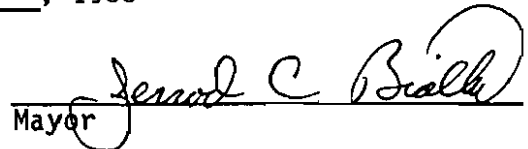
shall be and the same is hereby vacated."

Section 2. That it is 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 all deliberations of this Council that resulted in such formal action occurred in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.


Section 3. That this Ordinance be, and hereby is declared, to be an emergency measure, the emergency being immediate necessity to provide for the public health, peace and welfare of the people of the Village of Sheffield, Ohio by providing for the amending of Ordinance No. 1024 to correct the record so as to accurately state the legal description of vacated lands; WHEREFORE, this Ordinance shall be in full force and effect from and immediately after its passage and approval.

Passed May 9, 1988


Clerk-Treasurer


Mayor

This is a true certified copy of Ordinance #1036,
passed May 10, 1988.


Martha Monagon, Clerk-Treas.
Village of Sheffield



424 Middle Avenue • P.O. Box 89 • Elyria, Ohio 44036

Job No. 77-99
April 19, 1988
0.1730 ACRE

PORTION OF BROOKSIDE ESTATES SUBDIVISION NO. 1 TO BE VACATED

Situated in the Village of Sheffield, County of Lorain, State of Ohio, being known as part of Original Sheffield Township Lot No. 13, and more definitely described as follows:

Beginning at the northwesterly corner of Sublot No. 45 in Brookside Estates Subdivision No. 1 as shown by the plat recorded in Volume 24, Page 54 of Lorain County Plat Records;

Thence North 1° 52' 06" East, a distance of 30.00 feet to a point;

Thence North 88° 07' 54" West, a distance of 28.64 feet to a point;

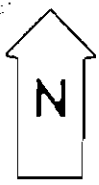
Thence North 2° 11' 06" East, a distance of 30.00 feet to the southwesterly corner of Sublot No. 46 in Brookside Estates Subdivision No. 1, recorded as aforesaid;

Thence North 88° 07' 54" West, a distance of 21.52 feet to a point of curvature;

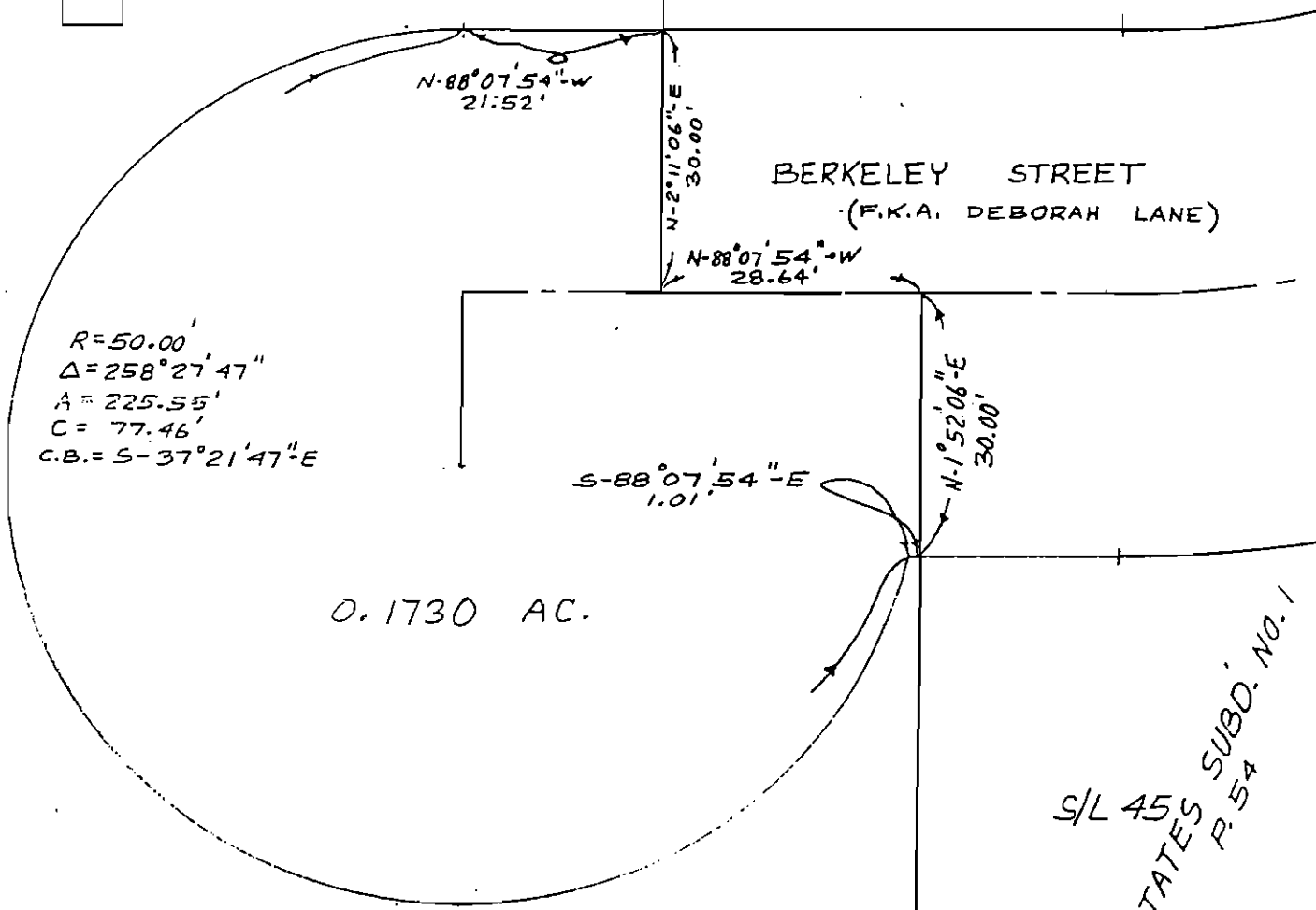
Thence in the arc of a curve which deflects to the left, a distance of 225.55 feet to a point; said curve has a radius of 50.00 feet, a central angle of 258° 27' 47" and a chord of 77.46 feet which bears South 37° 21' 47" East;

Thence South 88° 07' 54" East, a distance of 1.01 feet to the place of beginning;

Enclosing a parcel containing 0.1730 acres, to be the same more or less, but subject to all legal highways, as surveyed by KS Associates, Inc., Engineers and Surveyors, in December, 1987.



S/L 46



$R = 50.00'$
 $\Delta = 258^{\circ}27'47''$
 $A = 225.55'$
 $C = 77.46'$
 C.B. = $S-37^{\circ}21'47''-E$

0.1730 AC.

S/L 45
 BROOKSIDE ESTATES SUBD. NO. 1
 P.V. 24
 P. 54

PORTION OF BROOKSIDE ESTATES SUBD. NO. 1
TO BE VACATED
 PART OF ORIGINAL SHEFFIELD TOWNSHIP LOT 13
 NOW IN
 VILLAGE OF SHEFFIELD, COUNTY OF LORAIN, STATE OF OHIO
JANUARY 1988 SCALE: 1" = 20'
 REV. 4-19-88