



Michelle Hung David J. Moore Matt Lundy

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2021 MAR 30 PM 2:08

KEN CARNEY
LORAIN COUNTY ENGINEER

March 25, 2021

Ken Carney
LC Engineer
247 Hadaway Street
Elyria, Ohio 44035

Dear Mr. Carney:

Lorain County Board of Commissioners adopted Res#21-201 on March 24, 2021 amending Res#21-97, adopted February 10, 2021 receiving and journalizing a petition from Bryan S. and Barbara R. Carlton to vacate existing Right Of Ways of Park Place Drive and Boardwalk Avenue, located in Original Lot 57, within Garden of Eaton Allotment No. 1, Eaton Township, Ohio

Said amendment is to accept the revised legal description.

Please review the accuracy of the petition and map and advise your findings.

Sincerely,

Theresa L. Upton
Clerk

tlu
Enclosure

Cc: Ted Spillman, LC Tax Map
Craig Snodgrass, LC Auditor
Eaton Township Trustees
Bryan S. & Barbara R. Carlton, Petitioner
File

a.11

RESOLUTION NO. 21-201

In the matter of amending Res#21-97, adopted)
February 10, 2021 receiving and journalizing)
a petition from Bryan S. and Barbara R. Carlton) March 24, 2021
to vacate existing Right Of Ways of Park Place)
Drive and Boardwalk Avenue, located in Original)
Lot 57, within Garden of Eaton Allotment No. 1,)
Eaton Township, Ohio)

WHEREAS, Resolution No. 21-97, adopted February 10, 2021 received and journalized said petition to vacate existing Right Of Ways of Park Place Drive and Boardwalk Avenue, located in Original Lot 57, within Garden of Eaton Allotment No. 1, Eaton Township, Ohio that was received on February 4, 2021; and

WHEREAS, March 5, 2021 Ted Spillman, Lorain County Tax Map by email stated that the description is incorrect based off the Subdivision Survey by Mr. Gary Penfound. This is in concurrence with Robert Klaiber, Assistant County Engineer by email dated March 8, 2021; and

WHEREAS, March 8, 2021, Commissioners Clerk forwarded said email to Bryan Carlton on incorrect description; and

WHEREAS, March 15, 2021 Bryans S. and Barbara R. Carlton submitted an amended legal description as follows:

The description below represents a revision of the description previously submitted to vacate the roads within the described boundary, said roads are located in Original Lot 57 of Eaton Township, and said roads are 60' in width and are within Garden of Eaton Allotment No. 1, as recorded in Plat Volume 34, Page 75 of the Lorain County Map Records. The portion of road to be vacated in shown on Exhibit A and described within the bounds as follows:

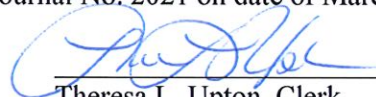
Beginning at a point on the centerline of Capel Road (60' R/W) and a southeast corner of Garden of Eaton Allotment No. 1, said point being the principal place of beginning;

- 1 Thence North 88°39'30" West a distance of 60.02 feet along the centerline of Capel Road and a south line of said Allotment to a point on the centerline of Capel Road and a southwest corner of said Allotment;
- 2 Thence North 0°12'00" East a distance of 300.00 feet along a west line of said Allotment to a point on a southwest corner of said Allotment;
- 3 Thence North 88°39'30" West a distance of 551.52 feet along a south line of said Allotment to a point on a west line of said Allotment;
- 4 Thence North 2°40'00" West a distance of 1052.70 feet along a west line of said Allotment to a point on the northwest corner of said Allotment;
- 5 Thence South 88°53'25" East a distance of 985.13 feet along a north line of said Allotment to a point on the northeast corner of said Allotment;
- 6 Thence South 0°12'00" West a distance of 1054.32 feet along an east line of said Allotment to a point on a southeast corner of said Allotment;
- 7 Thence North 88°39'30" West a distance of 321.00 feet along a south line of said Allotment to a point on a southeast corner of said Allotment;
- 8 Thence South 0°12'00" West a distance of 300.00 feet along an east line of said Allotment to the principal place of beginning;

NOW, THEREFORE BE IT RESOLVED, the Lorain County Board of Commissioner do hereby amend Res#21-97, adopted February 10, 2021 to accept the revised legal description as stated above and all other provisions of said resolution remain in effect.

Motion by Hung, seconded by Moore to adopt Resolution. Upon roll call the vote taken thereon, resulted as: Ayes: Hung, Moore & Lundy / Nays: None
Motion carried. _____ (discussion was held on the above)

I, Theresa L. Upton, Clerk to the Lorain County Board of Commissioners do hereby certify that the above Resolution No. 21-201 is a true copy as it appears in Journal No. 2021 on date of March 24, 2021



Theresa L. Upton, Clerk