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F11e 2020 - 0743715

FIRST READING - June 13, 2017 SECOND READING – June 27, 2017 THIRD READING - July 11, 2017

COUNCIL NO. 030 SPONSOR: Buildings, Lands, Vehicles and Equipment Committee ORDINANCE NO. 34-17

AN ORDINANCE VACATING A PORTION OF HAWTHORNE AVENUE

WHEREAS, a petition to vacate a portion of Hawthorne Avenue has been filed with the City of ≥ Sheffield Lake; and,

WHEREAS, said petition has been reviewed by the Planning Commission of the City of Sheffield Lake which has indicated its approval; and

NOW THEREFORE, be it ordained by the Council of the City of Sheffield Lake, State of Ohio:

- This Council finds that petitions signed by the owners of all of the property abutting Section 1. upon the portion of Hawthorne which is proposed to be vacated have been presented to this Council, praying that said portion be vacated.
- The portion of Hawthorne Ave., to be vacated consists of an approximately 210.25' Section 2. section of the Hawthorne Ave. right of way beginning at the eastern border of the Abbe Rd. right of way and extending east to the western border of the Pleasantview Dr. right of way.
- Council further finds that there is good cause for such vacation of said street as Section 3. prayed for, that such vacation of street will not be detrimental to the general interests and ought to be made.
- Hawthorne Ave. between Abbe Rd. and Pleasantview Dr. is hereby vacated. Section 4.
- The City Engineer is hereby instructed to prepare a vacation plat of said vacated Section 5. street and the Clerk of Council is instructed to endorse upon such plats, the action of this Council in vacating such portion of street and to cause said plat to be recorded in the office of the Recorder of Lorain County, Ohio.
- The Clerk of Council is directed to notify the Auditor of Lorain County of the Section 6. vacation, by sending him a copy of this Ordinance.
- It is found and determined that all formal actions of this Council concerning and Section 7. relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of the Council and any of its committees which resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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Rosa Gee Mark Cizl Leanna Stark Steve Kovach Mark Erdei Alan Smith Bill Wtulich	Yea Nay V V V V	NV	MAYOR Dennis Bring PRESIDENT OF COUNCIL Rick Rosso
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I, Kay Fantauzzi, duly appointed Clerk of Council

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NO TRANSFER NECESSARY

J. CRAIG SNODGRASS, CPA, CGFM
LORAIN COUNTY AUDITOR

1-2-2020 PAS DEPUTY

Vacation of Hawthorne Ave. August 2017

0.2895 of an Acre

Situated in the City of Sheffield Lake, County of Lorain, State of Ohio, and known as being part of Original Sheffield Township Lot Number 33 and further described as being a portion of Hawthorne Avenue (60 feet) in Sunset Country Club Allotment as recorded in Volume 11, Page 6 of the Lorain County Plat Records and further described as follows:

Commencing at a 1-inch pin found in a monument box at the intersection of the centerline of Abbe Road (a.k.a. S.R. 301) (60 feet) with the centerline of Hawthorne Avenue (60 feet);

Thence North 72° 02′ 04″ East along the centerline of Hawthorne Avenue, a distance of 31.54 feet to a masonry nail set, said point being the **True Place of Beginning** of land herein described;

- Course 1: Thence North 00° 00′ 00″ West, a distance of 31.54 feet to a 5/8-inch iron rebar with cap stamped "BRAMHALL 8073″ set on the northerly right-of-way line of said Hawthorne Avenue;
- Course 2: Thence North 72° 02′ 04″ East along the northerly right-of-way line of said Hawthorne Avenue and along the southerly line of land described in a deed to 4PG, LLC as recorded in Instrument Number 2012-0438494 of the Lorain County Deed Records, passing through a 5/8-inch iron rebar with cap stamped "BRAMHALL 8073" set at a distance of 10.56 feet, an overall distance of 210.18 feet to a 5/8-inch iron rebar with cap stamped "BRAMHALL 8073" set;
- Course 3: Thence South 00° 00′ 54″ East, passing through a masonry nail set at a distance of 31.54 feet, an overall distance of 63.07 feet to a point in the southerly right-of-way line of said Hawthorne Avenue and the northerly line of a parcel of land described in a deed to 4PG, LLC (03-00-033-107-062) as recorded in Instrument Number 2012-0438494 of the Lorain County Deed Records;
- Course 4: Thence South 72° 02′ 04″ West, along the southerly right-of-way line of said Hawthorne Avenue, a distance of 210.20 feet to a point in the easterly right-of-way line of said Abbe Road;

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Legal description reviewed by Property on 1-Z-Z per ORC, Section 5713.09

Vacation of Hawthorne Ave.

<u>August 2017</u>

0.2895 of an Acre

Course 5: Thence North 00° 00′ 00″ West, along the easterly right-of-way line of said Abbe Road, a distance of 31.54 feet to a masonry nail set in centerline of said Hawthorne Avenue and the True Place of Beginning;

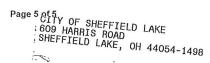
Containing within said bounds **0.2895 of an acre** of land, be the same more or less, but subject to all legal highways and easements of record as surveyed in July of 2017 by Amy M. Kelly, P.S. 8469 for Bramhall Engineering & Surveying Company. All bearings are intended to describe angles only. The basis of bearings used was a portion of the centerline of Hawthorne Avenue which was assumed to be North 72° 02′ 04″ East.

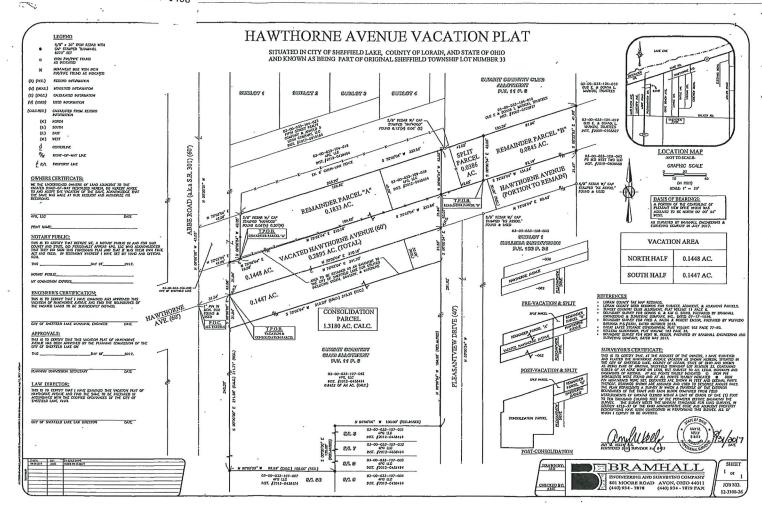
The above intends to describe a portion of Hawthorne Avenue (60 feet) for vacation purposes. This area is to be retained as an easement to the City of Sheffield Lake for utilities, including storm, sanitary, and waterline.

All rebar set are 5/8-inch diameter \times 30 inch in length with cap stamped "BRAMHALL 8073".

Legal description reviewed by

m 1 - 2 - 20 per ORC, Section 5713.09





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