

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:

Section 1. This Council finds that petitions signed by the owners of all of the property abutting upon the portion of Hawthorne which is proposed to be vacated have been presented to this Council, praying that said portion be vacated.

Section 2. The portion of Hawthorne Ave., to be vacated consists of an approximately 210.25' 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.

Section 3. Council further finds that there is good cause for such vacation of said street as prayed for, that such vacation of street will not be detrimental to the general interests and ought to be made.

Section 4. Hawthorne Ave. between Abbe Rd. and Pleasantview Dr. is hereby vacated.

Section 5. The City Engineer is hereby instructed to prepare a vacation plat of said vacated 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.

Section 6. The Clerk of Council is directed to notify the Auditor of Lorain County of the vacation, by sending him a copy of this Ordinance.

Section 7. 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 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.

PASSED THIS 11 DAY OF July, 2017.

Doc ID: 022107480005 Type: OFF
Kind: ORDINANCE
Recorded: 01/02/2020 at 11:54:00 AM
Fee Amt: \$68.00 Page 1 of 5
Lorain County, Ohio
Judith M Nedwick County Recorder

	Yea	Nay	NV
Rosa Gee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Cizl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leanna Stark	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Steve Kovach	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Erdei	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Alan Smith	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Wtulich	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>


MAYOR

Dennis Bring



PRESIDENT OF COUNCIL

Rick Rosso



CLERK OF COUNCIL

Kay Fantauzzi

I, Kay Fantauzzi, duly appointed Clerk of Council of Sheffield Lake DO HEREBY CERTIFY that this is a true and exact copy of Ordinance# 34-17.
PASSED July 11, 2017.

**NO TRANSFER NECESSARY
J. CRAIG SNODGRASS, CPA, CGFM
LORAIN COUNTY AUDITOR**

1-2-2020 PAB

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;

R:\SHREFFIELD LAKE\12-3300-26 Pleasant\DOCUMENTS\12-3300-26 Hawthorne Ave Vacation.doc

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Legal description reviewed by *PAB*
@ 1-2-20 per ORC, Section 5713.09

**Vacation of Hawthorne Ave.
August 2017**

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 x 30 inch in length with cap stamped "BRAMHALL 8073".



Legal description reviewed by RPW
on 1-2-20 per ORC, Section 5713.09

