

\* VERMILION CITY IS VACATING A PARCEL WITHIN THEIR 3 MILE LIMIT - BUT THE PARCEL WAS NEVER DEDICATED AS A PARK WHEN BIG OAKS SUB. WAS CERTIFICATE OF FILING RECORDED. PARCEL WAS PART OF REMAINDER FROM PLAT.

State of Ohio }  
Lorain County } SS

I, JULIAN A. PIJOR, the duly elected, qualified and acting Auditor in and for the County and State aforesaid, do hereby certify that Eileen Bulan

the duly elected, qualified and acting Clerk of Council

in and for said City of Vermilion County of Ohio, Ohio,

and ex-officio Fiscal Officer for said District, has this day officially filed in the office of the Auditor of Lorain County a certified copy of ORDINANCE NO. 85-59

providing for the vacating of an area previously designated as a public site or open space in Big Oaks subdivision number two known

as Linda Drive Park, and authorizing the amendment of said recorded subdivision so as to vacate all public interests therein; Authorizing the same to be returned to the original subdivider as private property in return for cash payment of equivalent value unto Brownhelm Township and declaring an emergency.

WITNESS my hand and Official Seal at Elyria, Ohio this 18th day of October, 1985

*Julian A. Pajor*  
County Auditor in and for  
Lorain County, Ohio

(SEAL)

*The City of Vermilion*

VERMILION CITY COUNCIL  
TOWN HALL

Vermilion, Ohio 44089



COUNCILMEN

October 15, 1985

Lorain County Auditor's Office  
Lorain County Administration Building  
226 Middle Avenue  
Elyria, Ohio 44035

Dear Sir:

Enclosed please find a certified copy of Ordinance 85-59 which was passed at our Vermilion City Council meeting of October 7, 1985.

If you have any questions, please feel free to contact me.

Sincerely,

Eileen Bulan  
Clerk of Council

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Enclosure

JULIAN A. PIJOR

19 2 PM 15 OCT 85

RECEIVED  
LORAIN COUNTY  
AUDITOR

RECORD OF ORDINANCES

National Geographic Corp. Cols. D

Form No. 7506-A

Ordinance No. 85-59 Passed 19

AN ORDINANCE CONCURRING WITH THE ACTION OF THE TRUSTEES OF BROWNHELM TOWNSHIP, LORAIN COUNTY, OHIO, IN VACATING AN AREA PREVIOUSLY DESIGNATED AS A PUBLIC SITE OR OPEN SPACE IN BIG OAKS SUBDIVISION NUMBER TWO KNOWN AS LINDA DRIVE PARK, AND AUTHORIZING THE AMENDMENT OF SAID RECORDED SUBDIVISION SO AS TO VACATE ALL PUBLIC INTERESTS THEREIN; AUTHORIZING THE SAME TO BE RETURNED TO THE ORIGINAL SUBDIVIDER AS PRIVATE PROPERTY IN RETURN FOR CASH PAYMENT OF EQUIVALENT VALUE UNTO BROWNHELM TOWNSHIP AND DECLARING AN EMERGENCY.

WHEREAS, the Vermillion Municipal Planning Commission at its regular meeting of September 26, 1985 did favorably recommend hereupon and,

WHEREAS, a resolution was adopted by the Trustees of Brownhelm Township recommending the vacation of Linda Drive park within the confines of said township,

WHEREAS, the original plat of Big Oaks Subdivision Number Two did indicate area dedicated to public site or open spaces at the southwest terminus of Linda Drive in accordance with Section 1109.02 of the Codified Ordinances of the City of Vermillion,

WHEREAS, said Township Trustees have requested the return of such land to the original subdivider in return for an equivalent cash payment,

WHEREAS, this City has been requested to cooperate in such endeavor,

NOW, THEREFORE BE IT ORDAINED by the Council of the City of Vermillion, Counties of Erie and Lorain, State of Ohio:

**SECTION 1:** That upon favorable recommendation of the City Planning Commission at its regular meeting of September 26, 1985, and further accordance with a resolution adopted by the Board of Trustees of Brownhelm Township, Lorain County, Ohio on August 28, 1985, this Council hereby declares that the original recorded plat of Big Oaks Subdivision Number Two located in Brownhelm Township, Lorain County, Ohio, be and the same is hereby amended to provide that that parcel of land designated as public site or open space be and the same is hereby recommended to be vacated in order that legal title thereto may be returned to the original subdivider which appears to be the Cassell Realty Company and that a cash equivalent of land acquisition costs be paid unto Brownhelm Township in accordance with understandings arrived at by the said Township and said original subdivider. That this ordinance shall constitute authority to the Lorain County Recorder, Lorain County Auditor, and the Engineer of Lorain County to amend the official records to reflect that all public interests in said previous open space has been abandoned in favor of title reverting to said original subdivider.

**SECTION 2:** That the Clerk of this Council shall serve a certified copy hereof upon the Brownhelm Township Trustees, the Lorain County Engineer, the Lorain County Recorder, and the Lorain County Auditor's Office in order that the records may be amended in accordance herewith.

**SECTION 3:** That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the City of Vermillion and the inhabitants thereof for the reason that said original subdivider is to construct additional public improvements during the present construction season contiguous to said previously designated public site and all governmental authorities having jurisdiction are cooperating in this endeavor; and provided it receives the affirmed majority vote of two-thirds or more of those members elected or appointed to City Council, it shall take effect and be in full force immediately after its passage and its approval by the Mayor; otherwise it shall take effect at the earliest period allowed by law.

PASSED: 10-07-85

John T. Hale  
President of Council

ATTEST: 10-7-85

Cileen Bulan  
Clerk of Council

APPROVED: 7 October 85

Robert A. Johnson  
Mayor

TWP CLERK  
967-3251  
RALPH CLEMBACK  
967-9123  
C. TELECKI

Where is  
LEGAL DESCRIPTION

167.45

967-7461

I hereby certify this to be a true and exact copy  
Cileen Bulan  
Clerk of Council  
City of Vermillion, Ohio