

Commissioner Blair stated that her concern was issued by Century Telephone that they wanted to make sure easements were in place. The County Engineer assured the Commissioners that easements go with the property. This property owner that is working with this fence, would impede any repairs to the telephone poles; and

WHEREAS, Jerry Innes stated that there would be a significant problem if he is cutting off access and there is easements, and for those reasons he is not going to be legally permitted to relocate the fence; and

WHEREAS, Mr. Tapper stated there are a lot of buildings which had been constructed on property in the alley. The property is an alley belonging to the Township, so these building where constructed illegally. Mr. Innes stated that this vacation would now solve this problem - this is a way to make it legal. Mr. Innes suggested that Mr. Wells inform the zoning inspector of his easement concerns, so that if he applies for this fence the Township is aware that installing this fence will create an easement problem.

NOW, THEREFORE BE IT RESOLVED, that Commissioner Blair moved to grant the following vacation for an existing 16' wide alley in Sheffield Township and instruct the Clerk to forward a copy of this resolution to Sheffield Township zoning inspector, noting the retention of the easements so it will be on record. Commissioner Vasi seconded the motion. This action is granted for the public convenience and welfare. The alley vacation granted is described as follows:

Beginning at the southwesterly corner of Sublot 61 of the Liberty subdivisions in Original Lot 76 of Sheffield township as record in Plat Volume 9, Page 26, of the Lorain County record of Plats. Said point being the principal point of beginning of the lands herein described:

Thence, northerly in the westerly lines of Sublots 61 through 77, a distance of 510' to the northwest corner of Sublot 77. Said point being on the southerly right-of-way line of Frankford Street;

Thence, westerly in the southerly right-of-way line of Frankford Street a distance of about 16' to a point, said point being the northeasterly corner of Sublot 78;

Thence, southerly in the easterly lines of Sublots 78 through 94 a distance of 510' to the southeasterly corner of Sublot 94. Said point being on the northerly right-of-way line of Mayfield Street;

Thence, easterly a distance of about 16' in the northerly right-of-way line of Mayfield Street to the southwesterly corner of Sublot 61, said point being the principal point of beginning.

FURTHER BE IT RESOLVED, that said vacation of the aforesaid alley shall accrue proportionately to the benefit of the adjacent property owners as provided by law.

BE IT FURTHER RESOLVED, that the land within the limits of said street as they are now established, shall forever remain, notwithstanding the passage of this resolution, subject to the rights of utilities now maintaining structures, fixtures and appurtenances in, under, over of upon said lands, to continue to maintain such structures, fixtures and appurtenances, and to enter upon said lands whenever reasonably necessary to do so for the purpose of inspecting, altering, replacing, repairing, patrolling and maintaining such structures, fixtures and appurtenances.

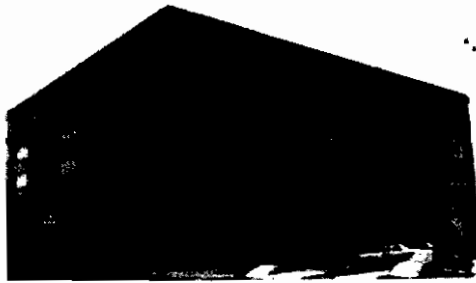
FURTHER BE IT RESOLVED, that a copy of this resolution be forwarded to the County Recorder, Auditor, Engineer, Tax Map, Sheffield Township Trustees and Zoning Inspector for recording and filing.

Ayes: All. - Motion carried.

I, Roxann Blair, Clerk to the Lorain County Board of Commissioners do hereby certify that the above Resolution No. 97-814 is a true copy as it appears in Journal No. 97 on date of August 28, 1997.

Roxann Blair
Roxann Blair, Clerk

LORAIN COUNTY



Board of Commissioners

Mary Jo Vasi
E. C. (Betty) Blair
Michael A. Ross

September 12, 1997

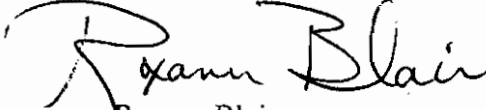
Angelo Marotta, Clerk
Sheffield Township
5166 Clinton Avenue
Lorain, Ohio 44055

Dear Mr. Marotta:

Enclosed please find a copy of Resolution No. 97-814, adopted by the Lorain County Board of Commissioners on August 28, 1997 granting proposed vacation of an existing 16' wide alley bordered on the south by Mayfield and on the north by Frankford Street in Liberty Subdivision, Original Lot No. 76, Sheffield Township, Lorain County, Ohio.

This is being forwarded for your information and files.

Yours truly,


Roxann Blair,
Clerk

RB/tu
Enclosure

cc: Mary Ann Jamison, Lorain County Recorder
Mark Stewart, Lorain County Auditor
Kenneth P. Carney, Lorain County Engineer/Attn: John Hamilton
Frank Colbert, Tax Map Department
Peter D'Agnese, Zoning Inspector, Sheffield Township
File

#22317-V

APPROVED
LORAIN CO.
TAX DEPT.
12-17-97
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K. COLBERT TAM
22317-V