

RESOLUTION NO. 98-695

In the matter of granting proposed vacation of an existing)
Right-of-way being a part of Wilson Street in Original)
Lot 75, Liberty Subdivision, Sheffield Township)

passed
September 10, 1998

22665-V

APPROVED
LORAIN CO.
MAP DEPT.
DATE 10.5.98
3.00075-A
T. SPIL. TAM
22665-V

WHEREAS, after due and legal advertising and personal notice this is the day fixed for the public hearing on vacating an existing road right-of-way being a part of Wilson Street in Original Lot 75, Liberty Subdivision, Sheffield Township; and

WHEREAS, two (2) of three (3) persons owning land abutting the proposed vacation have signed the petition; and

WHEREAS, notices were forwarded to Utility Companies. Columbia Gas and Ohio Edison no objection was filed; Alltel Telephone Company responded they are not in the service area and Century Telephone Co., responded by letter dated August 11, 1998 stating there are existing aerial facilities locate within apart of the area and requested that they be permitted to maintain, upgrade, modify and extend such facilities within the vacated area as may be necessary to provided ongoing services to its customers.

WHEREAS, notice of this public hearing was published in the Morning Journal on July 30 and August 6, 1998 and notices were also forwarded to property owners and the Clerk of Sheffield Township; and

WHEREAS, Assistant County Prosecutor Jerry Innes, administered an oath to those wishing to make a comment on this vacation. The Township Trustees and County Engineer had no objection to this vacation; and

WHEREAS, Commissioner Ross asked for anyone in favor of this vacation to state their comments. Troy Newman, 5277 Bond Avenue was present and stated his approval to this vacation.

WHEREAS, Commissioner Ross asked for anyone in opposition to this vacation to state their comments. No one was present to express their opposition.

NOW, THEREFORE BE IT RESOLVED, that Commissioner Blair moved to grant the proposed vacation of an existing road right-of-way being a part of Wilson Street in Original Lot 75, Liberty Subdivision, Sheffield Township and said approval is determined to be for the benefit of the public convenience and welfare. Commissioner Ross seconded the motion. Commissioner Vasi, absent, attending Justice Center Conference, Ontario, Canada.

Said vacation granted is described as follows:

Beginning at a point in the southerly right of way of Wilson Street, said point being the Northeast corner of Sublot 39;

Thence, westerly in the southerly right of way of Wilson street a distance of about 226' to a point, said point being the northwest corner of Sublot 116;

Thence, northerly along the easterly right or way or Bond Street a distance of about 50' to point, said point being the south west corner of Sublot 116;

Thence, easterly in the northerly right of way line of Wilson Street a distance of about 226' to a point, said point being the southeast corner of Sublot 40;

Thence, southerly in the westerly right of way of Farr Avenue a distance of about 50' to the point of beginning;

LORAIN COUNTY



Board of Commissioners

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

September 14, 1998

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

Dear Mr. Marotta:

Enclosed is a copy of Resolution No. 98-695, adopted by the Lorain County Board of Commissioners on September 10, 1998 granting proposed vacation of an existing Right-of-way being a part of Wilson Street in Original Lot 75, Liberty Subdivision, Sheffield Township.

This is being forwarded for your information and files.

Yours truly,

Roxann Blair,
Clerk

RB/tu
Enclosure

Cc: Mary Ann Jamison, County Recorder
Mark Stewart, County Auditor
Kenneth P. Carney, County Engineer/Attn: John Hamilton
Frank Colbert, Tax Map Department
File

The Lorain County Sanitary Engineer request a permanent easement be established for the maintenance of an existing water main and that said easement extend 10' on either side of the center of said water main.

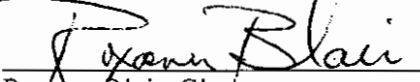
FURTHER BE IT RESOLVED, that said vacation of the aforesaid road right-of-way shall accrue proportionately to the benefit of the adjacent property owners as provided by law.

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 dos 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 and Sheffield Township Trustees 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. 98-695 is a true copy as it appears in Journal No. 98 on date of September 10, 1998.



Roxann Blair, Clerk

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WILSON

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VINCENT

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STU RIDGE

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BOND

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