

PUBLIC ROAD PETITION

Belmont County, Ohio, June 17, 1993

To the Honorable Board of County Commissioners of Belmont County, Ohio:

The undersigned petitioners, freeholders of said County residing in the vicinity of the proposed improvement hereinafter described, respectfully represent that the public convenience and welfare require the Vacating of an alley in Cheermont a Public Road on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for Vacating such road, the same not being a road on the State Highway System.

The following is the general route and termini of said road:

Beginning at

Beginning at a point where the southeast corner of Lot #4 in Cheermont Subdivision intersects the west line of County Road 18, thence in a westerly direction to the east side of Lot #9, thence southwesterly to a point on the south side of Cheermont Subdivision, thence in an easterly direction to a point on the north side of Lot #1, thence in a northerly direction to the point of beginning. Cheermont Subdivision is located in Colerain Township, Section 10, T-6, R-3 and Pease Township Section 4, T-6, P-3 and is recorded in Cabinet B Slide 119 of Belmont County Recorder's Office.

Dated 1

Address of property owned	
Richard W. Oberdick	Nash Lane Bridgeport OH
Richard Yudasy	Rt. 250 Colerain, Ohio
Edward J. Zann	55233 Greenbank Ave, Lansing, OH 43934
Ray Krurin	55238 Poplar Lansing OH 43934
Margaret Lepic	5444 Sunick Rd. Bpt. D.
Michael Adam Hachimo	68775 Angora Rd. 43934
John David West	P.O. Box 324 Blaine 43909
John Frost	5 Maple St - Bridgeport Ohio 43912
Richard Kinkes	69749 Crescent Rd. St. Clairsville 43950
Terry Allom	144 Woodrow Ave. St. Clairsville, OH 43950
Sherry Sandew	116 Locust Lane St. Clairsville, Ohio 43950
Ally Haggis	70368 SUNSET HIGTS BRIDGEPORT OH 43902
Linda Belka	P.O. Box 244, 32 Locust St. Lansing, Oh
Henry Rallantini	55178 Maple Ave. Lansing OH 43934
Nancy J. Taylor	67567 Broadway Ave, Bpt OH 43935
Patricia A. Puskas	55001 National Rd. Lansing OH 43934
Pamela D. Puskas	55416 National Rd. Bpt OH 43919

Imp. 969

RESOLUTION — FIXING TIME AND PLACE OF VIEW AND OF FINAL HEARING AND NOTICE THEREOF ON PUBLIC ROAD PETITION

IN THE MATTER OF THE

Office of County Commissioners,

Belmont County, Ohio

Vacating an alley in Cheermant

Colerain & Pease twp

Public Road.

Petitioned for by Pat Puskas

, and others.

The Board of County Commissioners of Belmont County, Ohio, met in regular session

on the 7th day of July, 1993, at the office of

with the following members present:

Jim Hepe

Michael G. Bianconi

Mr. Bianconi moved the adoption of the following Resolution:

WHEREAS, A Petition signed by at least twelve freeholders of the County residing in the vicinity of the proposed improvement has been presented to this Board of County Commissioners requesting said Board to vacate an alley in Cheermant

a Public Road as described therein; therefore, be it

RESOLVED, That the 28 day of July, 1993, at 1:30 o'clock P.M., be fixed as the date when

we will view the proposed improvement, on which date we will meet at the site

and go over the line of said proposed improvement; and be it further

RESOLVED, That the 2nd day of August, 1993, at 9:45 o'clock A.M., be fixed as the date for

a final hearing thereof, which hearing will be at the office of the Board; and be it further

RESOLVED, That the Clerk of this Board be and she is hereby directed to give notice of the time and place for both such view and hearing by publication once a week for two consecutive weeks in the Times Leader

a newspaper published and having general circulation in the County, which said notice shall also state briefly the character of said proposed improvement.

Mr. Hepe seconded the Resolution and the roll being called upon its adoption, the vote

resulted as follows:

Mr. Bianconi, Yes

Mr. Hepe, Yes

Mr. ,

Adopted the 7 day of July, 1993

RESOLUTION — UPON VIEW OF PROPOSED IMPROVEMENT
ORDER TO COUNTY ENGINEER

IN THE MATTER OF THE

Vacate an alley in Cheermont
Colerain & Pease Twp.
Public Road

Office of County Commissioners,
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in regular session
on the 28 day of July, 1993, at the office of the commissioners
with the following members present:

Jim Hepe

Michael C. Bianconi

John Pollock

Mr. Bianconi moved the adoption of the following Resolution:

WHEREAS, On the 28 day of July, 1993, the time heretofore fixed for view of the
proposed improvement, we, the Board of County Commissioners having jurisdiction in said matter, went upon the line of said proposed improvement
and made personal view of the proposed route and termini thereof, and after full investigation and due consideration of all the facts and conditions
pertaining thereto; therefore, be it

RESOLVED, That we do find and consider said improvement of sufficient public importance to instruct the County Engineer to make an accurate
survey and plat of the same, and furnish an accurate and detailed description of the proposed improvement describing the center line and right of way
lines thereof.

Said County Engineer shall also furnish an accurate and detailed description of each tract of land which he believes will be necessary to be taken
in the event the proposed improvement be made, together with the name of each owner.

Said County Engineer shall also, at the time of making such survey, set stakes at the termini of each right of way line and at all angles between
such termini, and at sufficient other points on the right of way lines so that the bounds of the proposed improvement may be discernible to property
owners and other interested persons; and be it further

RESOLVED, That the said County Engineer be and he is hereby directed to make a report in writing to this Board, on or before the 2
day of August, 1993, the date fixed for the final hearing, setting forth his opinion either for or against said proposed
improvement, and the width to which said improvement shall be opened, which shall not be less than thirty feet; said report shall be accompanied by
said plat and detailed and accurate descriptions, and filed with the County Commissioners, and this cause is continued until said date.

Mr. Pollock seconded the Resolution and the roll being called upon its adoption, the vote
resulted as follows:

Mr. Bianconi, yes

Mr. Pollock, yes

Mr. Hepe, yes

Adopted the 28 day of July, 1993

Patricia Bianconi
Clerk, Board of County Commissioners

REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

Vacate an alley in Cheermant

Colerain & Pease turn

Public Road

County Engineer's Office,

Belmont County, Ohio

Aug 2, 1993

To the Board of County Commissioners of Belmont County, Ohio:

The undersigned in obedience to your order dated July 28, 1993, proceeded on the 29th day of July, 1993, to make an accurate survey and plat of the Public Road proposed to be improved, and respectfully submits the following report:

In the opinion of the undersigned the proposed improvement shouldbe granted.

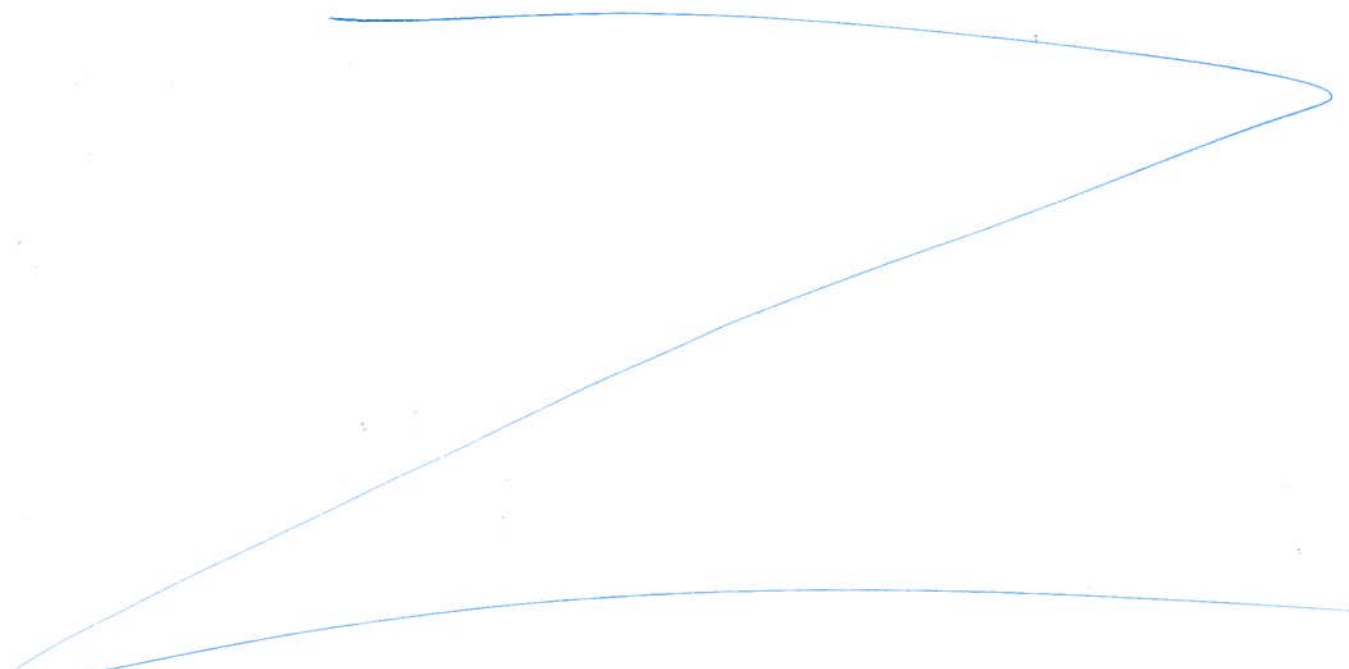
The width to which said improvement should be opened isfeet.

~~An accurate survey and plat, and an accurate and detailed description of each tract of land which the undersigned County Engineer believes will be necessary to be taken in the event the proposed improvement be made, together with the name of each owner, accompany this report and are made a part hereof.~~

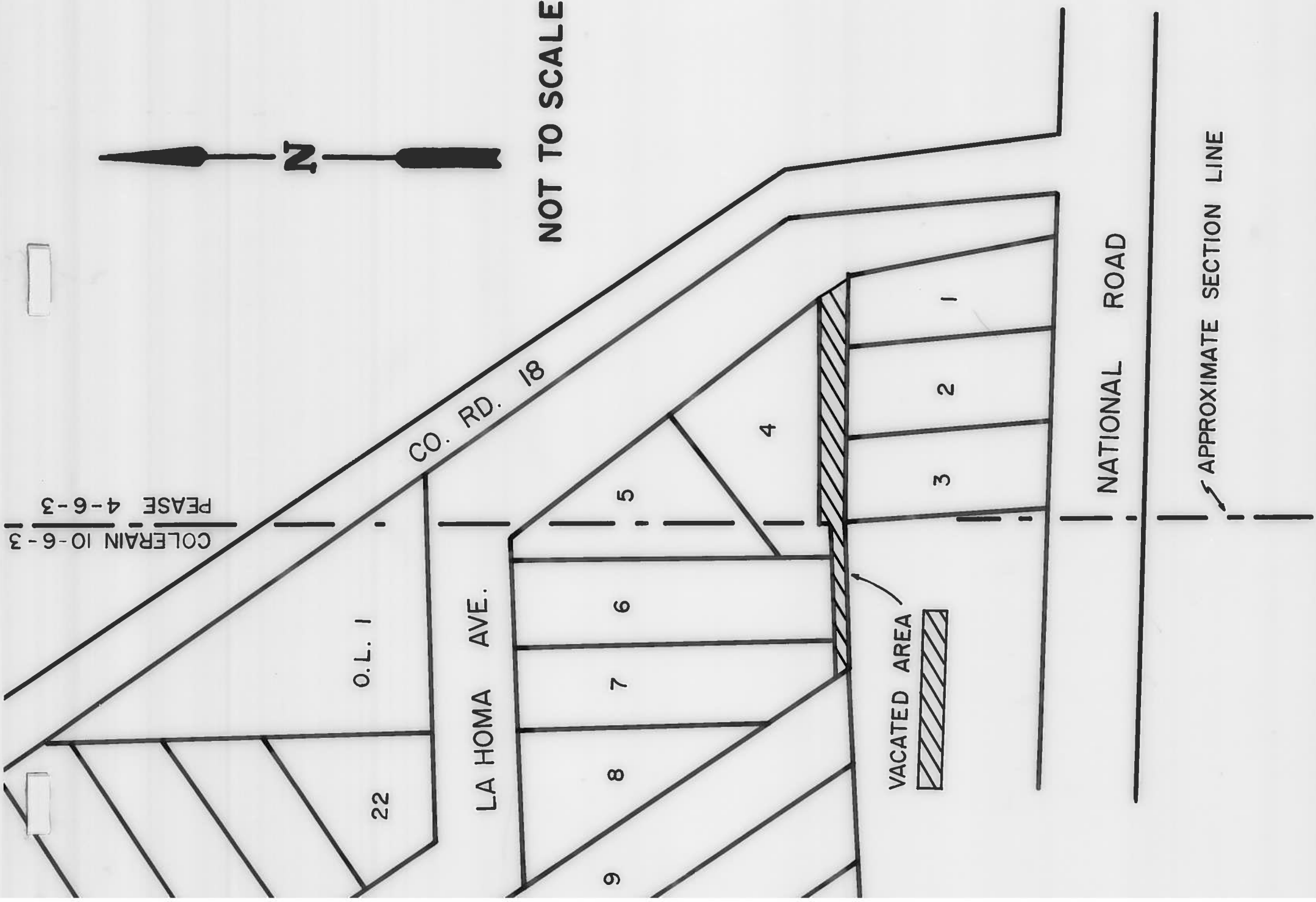
An accurate and detailed description of the proposed improvement describing therein the center line and right of way lines follows:

" See attached plat "

The undersigned recommends the following changes in the proposed improvement which in his judgment should be made in the event the proposed improvement be granted, to-wit:



Paul F. Bennett, P.E.



IMP 969

CHEERMONT ALLEY VACATION

CAB. B SLIDE 119

COLERAIN TWP., SEC. 10, T. 6, R. 3

PEASE TWP., SEC. 4, T. 6, R. 3

BELMONT CO., OHIO

FRED F. BENNETT CO. ENGINEER

APPROVED BY:

CO. ENGINEER

Fred F. Bennett, P.E.

CO. COMMISSIONERS

John H. Keene

John D. Paoloni

Michael C. Bismar

ON THIS ~~15~~ DAY OF Aug. 1993.

SEE DEED VOL. 691 PAGE 538.

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APPROVED BY :

[Signature]

CO .ENGINEER

CO .COMMISSIONER

[Signature]

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. *[Signature]* PAGE 192 .JOV DEED ЭЕЕ

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ДАОР ЛАНОИТАИ

ЕНИЛ ИОИОН ЭТАМИХОРРА

RESOLUTION — GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

IN THE MATTER OF THE

Office of County Commissioners,

Belmont County, Ohio

Vacating an alley in Cheermont
Colerain & Pease twp.
Public Road

The Board of County Commissioners of Belmont County, Ohio, met in regular session
on the 2nd day of August, 1993, at the office of the commissioners
with the following members present:

Michael C. Bianconi

John Pollock

Mr. Pollock moved the adoption of the following Resolution:

WHEREAS, This day this matter came on to be heard on the report, survey, plat and detailed and accurate description as filed by the County Engineer, and said report having been read in open session, the Board proceeded with the hearing of testimony bearing upon the necessity of the said improvement for the public convenience or welfare and offered either for or against going forward with the proposed improvement by interested persons; and

WHEREAS, Said Board has considered said report and all the testimony offered, and all the facts and conditions pertaining to said matter; therefore, be it

RESOLVED, That said Board of County Commissioners do find said improvement will serve the public convenience and welfare; and be it further ~~RESOLVED and determined to proceed with said improvement only upon the condition that the compensation and damages or such part thereof as this Board may deem reasonable and just be paid by the landowners owning lands within the vicinity who will be benefited by the improvement. On failure of such benefited landowners to pay such compensation and damages as may be adjudged against them by the day of 19 it is hereby determined that said proposed improvement be abandoned. It is further ordered that there be included in this order and made a part hereof the accompanying schedule setting forth the names of such benefited landowners, a pertinent description of such land and a statement of the amount of such compensation and damages to be paid by the owner, or owners, of each parcel of such land, and be it further~~

RESOLVED and determined to proceed with said improvement only upon the condition that the compensation and damages or such part thereof as this Board may deem reasonable and just be paid by the landowners owning lands within the vicinity who will be benefited by the improvement, and the balance, if any, be paid out of the County Treasury, it being the opinion of this Board of County Commissioners that the improvement is not of sufficient importance to cause all compensation and damages to be paid from the County Treasury. On failure of such benefited landowners to pay such compensation and damages as may be adjudged against them by the day of 19 it is hereby determined that said proposed improvement be abandoned. It is further ordered that there be included in this order and made a part hereof the accompanying schedule setting forth the names of such benefited landowners, a pertinent description of such land and a statement of the amount of such compensation and damages to be paid by the owner, or owners, of each parcel of such land, and be it further

RESOLVED. That said improvement as set forth and defined in said report, survey, plat and detailed and accurate descriptions as filed by the County Engineer be and the same is hereby granted and said road is hereby ordered vacated

~~RESOLVED and determined to proceed with said improvement and the same is hereby granted and said road is ordered feet in width, with the following modifications and changes in the route and termini which in our judgment the public convenience and welfare require, and it is hereby ordered that an accurate and detailed description of such modifications and changes be entered on our Journal,~~

~~and be it further~~

RESOLVED, That the County Engineer be and he is hereby directed to cause a record of the proceedings, including the survey and plat and accurate and detailed description of said proposed improvement, to be forthwith entered in the proper road records of said County; ~~and be it further~~

~~RESOLVED, That the County Engineer proceed to acquire the necessary right of way in accordance with Sections 163.01 to 163.32 inclusive, of the Revised Code.~~

Mr. Bianconi seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr. Pollock yes

Mr. Hepe yes

Mr. _____

Adopted the 2nd day of August, 1993

Patricia Bittenger

Clerk, Board of County Commissioners,

Imp. 969

Wm. Lintenthal & Sons, Cambridge, O. - 3044-F

SP 208

RESOLUTION — ORDER TO close ROAD

Sec. 5563.01 R.C.

(Open or Close)

IN THE MATTER OF THE

Office of County Commissioners,

Belmont County, Ohio

vacation of an alley in Cheermont
Colerain & Pease Twp.
 Public Road

The Board of County Commissioners of Belmont County, Ohio, met

in regular session on the 2nd day of August, 1993,
 (Regular or Special)

at the office of the commissioners with the following members present:

Mr. BianconiMr. Pollock

Mr. Pollock moved the adoption of the following Resolution:

WHEREAS, At least ten days have elapsed since the final order of the board in the matter of this improvement, and

WHEREAS, No person, firm or corporation interested, has effected an appeal from our orders in the matter of the above named improvement, therefore, be it

RESOLVED, That it is hereby ordered that the proceedings be recorded as provided by law, and that said road be vacated

, as order heretofore, made on our journal of the date of Aug. 2, 1993,

and a copy of this resolution be forwarded to the Pease & Colerain Township Trustees.

Mr. Bianconi seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr. Pollock, yes

Mr. Bianconi, yes

Mr. _____,

Adopted the 16 day of August, 1993.

Patricia Bittangle
 Clerk, Board of County Commissioners.

Belmont County, Ohio