| PUBLIC ROAD |) PETITION |
|--|--|
| | , Ohio,, 20, |
| To the Honorable Board of County Commissioners of Belmont County | y, Ohio: |
| The undersigned petitioners, freeholders of said County residing | ng in the vicinity of the proposed improvement hereinafter described, |
| respectfully represent that the public convenience and welfare require the . | |
| of | a Public Road on the line hereinafter described, and make |
| application to vou to institute and order proper proceedings in the premise | es, for |
| such | |
| Woodland Dri Right of Way Va | |
| Situated in the State of Ohio, County of Belmont and Town Township 7, Range 4 and a portion of Woodland Drive (30-Cabinet D, Slide 173 of the Plat Records of Belmont Count Woodland Drive is described as follows. | -feet wide) in McElwain Place as recorded in |
| Beginning at a point in the center of said Drive, from which parcel (Deed Volume 798, Page 683) bears South 47 degree thence from the place of beginning and following the center minutes 00 seconds East, 253.14 feet; thence South 01 degree to a point at the southern terminus of said Drive, from whice Estates (Plat Cabinet E, Slide 32) bears South 75 degrees 0 | es 21 minutes 00 seconds West, 15.00 feet; rline of said Drive, South 42 degrees 39 rees 55 minutes 00 seconds West, 157.22 feet th the northwest corner of Lot 4 in Kacsmar |
| All bearings are based on the bearings given on the plat of N Slide 173 of the Plat Records of Belmont County, Ohio. | McElwain Place as recorded in Cabinet D, |
| The above description was prepared on December 8, 2014 b | by Don S. Kyer, P.S. No. 6948. |
| 12-08-14 | DON S. KYER 6948 PEGISTERED OF THE SURVEY S |
| Dated thisday of | , A.D. 20 |
| PETITIONERS' NAMES | TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE |
| James Kacsmar | |
| | |
| | |

Adopted to

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

| | NOTICE OF TIME AND PLACE OF VIEW AND OF FINAL HEARING PUBLIC ROAD (by publication) | |
|----------------|--|---|
| | Rev. Code, Sec., 5553.05 | |
| Petitioned for | ROAD IMP. # 1128 | |
| ••••• | Notice is hereby given that there is before the Board of County Commissioners of Belmont | |
| | County, Ohio, the matter of the vacation of a portion of Richland Township Road 1659 | |
| The Boc | (Woodland Drive), a public road, the general route and termini of which Road are as | sion |
| | follows: | |
| on the | WOODLAND DRIVE | ****** |
| with the follc | RIGHT OF WAY VACATION | |
| | SITUATED IN THE STATE OF OHIO, COUNTY OF BELMONT AND TOWNSHIP OF | ******** |
| | RICHLAND AND BEING PART OF SECTION 33, TOWNSHIP 7, RANGE 4 AND A PORTION OF WOODLAND DRIVE (30-FEET WIDE) IN MCELWAIN PLACE AS RECORDED IN | |
| | CABINET D, SLIDE 173 OF THE PLAT RECORDS OF BELMONT COUNTY, OHIO, THE | ******* |
| | CENTERLINE OF SAID PORTION OF WOODLAND DRIVE IS DESCRIBED AS FOLLOWS. | |
| Mr | BEGINNING AT A POINT IN THE CENTER OF SAID DRIVE, FROM WHICH THE NORTHEAST CORNER OF A 0.466 OF AN ACRE PARCEL (DEED VOLUME 798, PAGE 683) | tions |
| | BEARS SOUTH 47 DEGREES 21 MINUTES 00 SECONDS WEST, 15.00 FEET; THENCE | tion: |
| WH1 | FROM THE PLACE OF BEGINNING AND FOLLOWING THE CENTERLINE OF SAID DRIVE, SOUTH 42 DEGREES 39 MINUTES 00 SECONDS EAST, 253.14 FEET; THENCE | veen |
| presented to | SOUTH 01 DEGREES 55 MINUTES 00 SECONDS WEST, 157.22 FEET TO A POINT AT THE SOUTHERN TERMINUS OF SAID DRIVE, FROM WHICH THE NORTHWEST CORNER OF | |
| | LOT 4 IN KACSMAR ESTATES (PLAT CABINET E, SLIDE 32) BEARS SOUTH 75 DEGREES 08 MINUTES 00 SECONDS EAST, 15.39 FEET. | |
| RESOI | ALL BEARINGS ARE BASED ON THE BEARINGS GIVEN ON THE PLAT OF MCELWAIN PLACE AS RECORDED IN CABINET D, SLIDE 173 OF THE PLAT RECORDS OF BELMONT | ? |
| when we wi | COUNTY, OHIO. | |
| and go ovei | THE ABOVE DESCRIPTION WAS PREPARED ON DECEMBER 8, 2014 BY DON S. KYER, P.S. NO. 6948. | |
| RESC | | ıte for |
| a final hear | Said Board of County Commissioners has fixed the 1st day of April 2015, at 11:30 | |
| | o'clock A.M., as the date when and the site as the place where said Board will view the | |
| <i>RESO1</i> | proposed improvement, and has also fixed the 8th day of April 2015, at 9:45 o'clock A.M., | d |
| hearing by | at their office in the Court House of said County in St. Clairsville, Ohio as the time and | |
| nearing by | place for the final hearing on said proposed improvement. | *********** |
| a newspap | Pry Ondon of the Decord of County County | sed |
| improveme | By Order of the Board of County Commissioners, Belmont County, Ohio | |
| <i>Mr.</i> | | ıe vote |
| resulted as | Jayne Long, Clerk | |
| | · · · · · · · · · · · · · · · · · · · | ********* |
| | ADV. TIMES LEADER (2) Tuesdays, March 24 and 31, 2015 | *************************************** |

RESOLUTION – UPON VIEW OF PROPOSED IMPROVEMENT ORDER TO COUNTY ENGINEER

| | IN THE MATTER OF THE VACATION OF A PORTION OF WOODLAND DRIVE IN McELWAIN PLACE, LOCATED IN RICHLAND TWP. Office of County Commissioners Belmont County, Ohio | |
|---|---|----------------|
| ••••• | SEC. 33, T-7, R-4/RD IMP 1128 | |
| ******** | Journal EntryOrder Upon view of Proposed Improvement ORDER TO COUNTY ENGINEER | |
| T_{l} | Rev. Code. Sec. 5553.06 | session |
| 47 | Petitioned for by freeholders and others | |
| on the | The Board of County Commissioners of Belmont County, Ohio met in regular session on | ••••• |
| with th | the 1st day of April, 2015, at the office of the Commissioners with the following members present: | |
| | Mr. Coffland Mr. Thomas | |
| | Mr. Coffland moved the adoption of the following: | |
| | | |
| | RESOLUTION | •••••• |
| Mr | WHEREAS, On the 1st day of April, 2015, 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 | |
| As a | proposed route and termini thereof, and after full investigation and due consideration of all the | view of the |
| propos | facts and conditions pertaining thereto; therefore be it | rovement and |
| made ₁ | 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 | ns pertaining |
| theret | furnish an accurate and detailed description of the proposed improvement describing the center | |
| | line and right of way lines thereof. | e an accurate |
| surve | Said County Engineer shall also furnish an accurate and detailed description of each tract | ! right of way |
| lines t | 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. | Tright of may |
| ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, | Said County Engineer shall also, at the time of making such survey, set stakes at the | |
| S | termini of each right of way line and at all angles between such termini, and at sufficient other | , to be taken |
| in the | 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 | |
| S | report in writing to this Board, on or before the 8th day of April, 2015 the date fixed for the final | between |
| such t | hearing, setting forth the opinion of said County Engineer either for or against said proposed | roperty |
| ownei | improvement, ² 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 | |
| R | descriptions, and filed with the County Commissioners, and this case is continued unto said date. | |
| day oj | Mr. Thomas seconded the Resolution and the roll being called upon its adoption, the vote | id proposed |
| impro | resulted as follows: | panied by |
| said p | Mr. Coffland Yes | |
| | Mr. Thomas Yes | |
| M | Mrs. Favede Absent | on, the vote |
| result | | |
| | Adopted April 1, 2015 | |
| | Domi Bemak | |
| | Assistant Clerk, Board of County Commissioners Belmont County, Ohio | |
| | | |
| | "Locating," "establishing," "altering," "widening," "straightening," "vacating," or "changing direction of." Strike out the clause from "and feet," if a road is not to be located or established | ••••• |

Adop

REPORT OF COUNTY ENGINEER

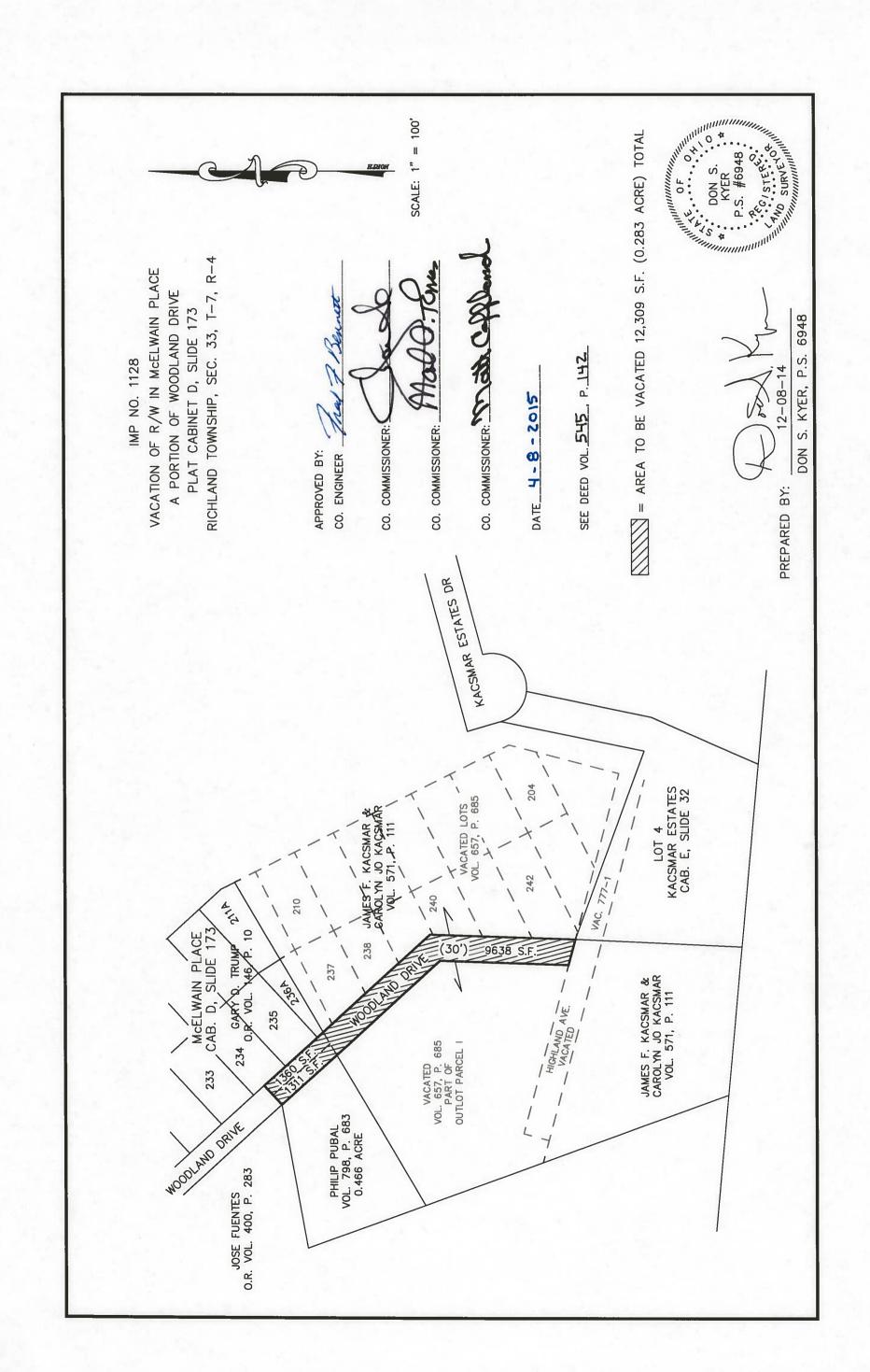
| | 16.10 | | | |
|--------------|----------|--|---|----------|
| | FICTIMES | *** | | |
| | | | | |
| | | , | | **** |
| | | REPORT OF COU | NTV ENGINEER | |
| #U1# | | REPORT OF CODE, S | | |
| To t | | | Rd. Imp | |
| 10 (| | | County Engineer's Office | |
| $Th\epsilon$ | | vacation of a portion) | Belmont County, Ohio | |
| day of | | of Woodland Dr T-1659) | <u>4 - 8</u> , 20 <u>15</u> | ≥ed, and |
| respectfu | | McElwain Place Richland 33-7-4 | | |
| In th | | Kichland 33 | | |
| The 1 | | To the Board of County Commissioners of Be | elmont County, Ohio: | |
| An a | | The undersigned, in obedience to your | order, dated <u>4-1</u> , 20 15, | • |
| believes 1 | | proceeded on the 4-8, 2015. | to make an accurate survey and plat of the | y this |
| report an | | Public Road proposed to be improved and resp | ectfully submits the following report | , |
| An a | | In the opinion of the undersigned the p | roposed improvement silouid oc | |
| An u | | granted. The width to which said improvement s | hould be opened is feet. | |
| | | An accurate survey and plat, and an ac | curate and detailed description of each tract | |
| | | of land which the undersigned County Engine | er believe will be necessary to be taken in the | |
| | | event the proposed improvement be made, toge | | |
| | | accompany this report and are made apart her | real. | |
| | | An accurate and detailed description of the center line and right of way lines follow: | f the proposed improvement describing therein | |
| | | | ad alot" | |
| | | " see attach | sa Vima | |
| | 9 | | | |
| | | * | | |
| | | | | |

The proposed

nt the

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

County Engineer of Belmont County, Ohio



RESOLUTION – GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

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|--------------------------------|--|--|
| •••• | | |
| on th | IN THE MATTER OF THE VACATION OF A PORTION OF WOODLAND DRIVE IN McELWAIN PLACE, LOCATED IN RICHLAND TWP. SEC. 33, T-7, R-4/RD IMP 1128 Office of County Commissioners Belmont County, Ohio | session |
| with | SEC. 55, 1-7, K-4/KD IVII 1126 | ••••• |
| | RESOLUTION-GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC. Rd. Imp. #1128 | |
| | The Board of County Commissioners of Belmont County, Ohio, met in regular session on the 8th | *************************************** |
| | day of April, 2015 in the office of the Commissioners with the following members present: | |
| Engi provi | Mr. Coffland Mr. Thomas Mrs. Favede | by the County of the said im- ested persons; |
| and | Mrs. Favede moved the adoption of the following Resolution: | tter; therefore, |
| be it | WHEREAS, This day this matter came on to be heard on the report, survey, plat, and detailed | d be it further |
| this I of su there scrip and l | and accurate descriptions 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 | part thereof as ent. On failureday of er ordered that a pertinent del of such land; part thereof |
| as th the b | facts and conditions pertaining to said matter; therefore, be it | ovement, and s not of suffi- |
| cient such it is l the a such | RESOLVED, That said Board of County Commissioners do find said improvement will serve the public convenience and welfare; 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 | pay, 20 a part hereof he amount of ed by the |
| Coun feet i | and said road is hereby ordered <u>vacated</u> . RESOLVED, That the County Engineer be and he is hereby directed to cause and record the proceeding, 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 | he route and |
| termi modi, | Mr. Coffland seconded the Resolution and the roll being called upon its adoption the vote resulted as follows: | ion of such |
| | Mrs. Favede Yes Mr. Coffland Yes Mr. Thomas Yes | |
| and t | Adopted the 8th day of April, 2015 | |
| and t I and a | Jaime Lon | t and accurate r iclusive, of the |
| Revis | Clerk, Board of County Compuissioners, | - |
| N. resuli | | ion, the vote |
| | | *************************************** |
| | | ••••• |

Adopted the.....

| | RESOLUTION- ORDER TOROAD |
|--------------------------|--|
| | Sec. 5563.01 R.C. (Open or Close) |
| | IN THE MATTER OF THE |
| | IN THE MATTER OF THE |
| | |
| Petitioned for by | |
| | IN THE MATTER OF THE VACATION OF A PORTION OF WOODLAND DRIVE IN McELWAIN PLACE, LOCATED IN RICHLAND TWP. SEC. 33, T-7, R-4/RD IMP 1128 A Public Road |
| The Board | The Board of County Commissioners of Belmont County, Ohio, met in Regular session |
| in(Regular o | on the <u>22nd</u> day of <u>April</u> , <u>2015</u> , at the office of the Commissioners with the following members present: |
| at the office of | Mrs. Favede |
| | Mr. Coffland |
| | Mr. Thomas |
| | RESOLUTION – ORDER TO CLOSE ROAD Sec. 5553.10 R.C |
| | Mr. Thomas moved the adoption of the following Resolution: |
| | WHEREAS, at least ten days have elapsed since the final order of the board in the matter |
| Mr | of this improvement, and |
| WHEREAS, | WHEREAS, no person, firm or corporation interested, has effected an appeal from our |
| WHEREAS, | orders in the matter of the above named improvement, therefore, be it |
| ment, therefore, | RESOLVED, that it is hereby ordered that the proceedings be recorded as provided by |
| RESOLVEL | law, and that said roads be vacated, as ordered heretofore, made on journal of the date of April |
| | 8, 2015, and a copy of this resolution be forwarded to the Richland Township Trustees. |
| and a copy of thi | Mr. Coffland seconded the Resolution and the roll being called upon its adoption the vote |
| | was as follows: |
| | Mr. Thomas , Yes Mr. Coffland , Yes Mrs. Favede , Yes |
| Mr resulted as follow | Adopted the 22nd day of April, 2015 Clerk, Board of County Commissioners Belmont County, Ohio |
| | 1. "locating," "establishing," "altering," "widening," "straightening," "vacating" or "changing the direction of." |