

PUBLIC ROAD PETITION

To the Honorable Board of County Commissioners of Belmont County, Ohio, 19.....

I, _____, respectfully

represent _____

of _____, and make

application _____

such _____

I _____

E _____

PUBLIC ROAD PETITION
Rev. Code Sec. 5553.04

IMP # 1131

Belmont County, Ohio

July 13, 2015

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, represent that the public convenience and welfare require the vacation of Kirkwood Twp Rd 170

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 the centerline intersection of Kirkwood Township Road 712 and Kirkwood Township Road 170, said beginning point situated in State of Ohio, County of Belmont, Township of Kirkwood, Section 19,

Thence from place of beginning northwesterly for a distance of 3,500 feet, more or less;
Thence northerly for a distance of 1,700 feet, more or less, to the north line of Section 19;

Thence continuing northerly into section 20 for a distance of 2,100 feet, more or less, to the terminus, said terminus situated in the State of Ohio, County of Belmont, Township of Kirkwood, Section No. 20 and referenced as follows from the southwest corner of the East Half of Section 20 north along the west boundary for a distance of 2,200 feet, more or less;

Thence at a right angle thereto east for a distance of 190 feet, more or less, to the terminus.

RESOLUTION NO. Imp # 1131
TO VACATE TOWNSHIP ROAD NO. 170
(O.R.C. §5553.045)

Kirkwood T.T.
Tim Lara
Dave Merritt
Ron Temple

BE IT RESOLVED that, pursuant to the provisions of O.R.C. § 5553.045, the Board of Township Trustees of Kirkwood Township, Belmont County, Ohio, hereby petitions the Board of Commissioners of Belmont County, Ohio, to vacate Kirkwood Township Road #170 which is generally described as follows:

Beginning at the centerline intersection of Kirkwood Township Road 712 and Kirkwood Township Road 170, said beginning point situated in the State of Ohio, County of Belmont, Township of Kirkwood, Section 19;

Thence from place of beginning northwesterly for a distance of 3,550 feet, more or less;
Thence northerly for a distance of 1,700 feet, more or less, to the north line of Section 19;

Thence continuing northerly into Section 20 for a distance of 2,100 feet, more or less, to the terminus, said terminus situated in the State of Ohio, County of Belmont, Township of Kirkwood, Section No. 20 and referenced as follows from the southwest corner of the East Half of Section 20 north along the west boundary for a distance of 2,200 feet, more or less;

Thence at a right angle thereto east for a distance of 190 feet, more or less, to the terminus.

Dated this 13th day of June, 2015.

BOARD OF TRUSTEES OF KIRKWOOD TOWNSHIP

[Signature]

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

Public Road.

Petitioned for by _____,
_____, and others.

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BELMONT COUNTY COMMISSIONERS

Matt Coffland · Ginny Favode · Mark A. Thomas

101 West Main Street
St. Clairsville, Ohio 43950
(740) 699-2155
Fax (740) 699-2156
www.belcc.com

IN THE MATTER OF THE VACATION OF _____] [BEL. CO. COMMISSIONERS
KIRKWOOD TOWNSHIP ROAD 170] [COURTHOUSE
KIRKWOOD TWP. SEC. 19/RD IMP 1131] [ST. CLAIRSVILLE, OH 43950
_____] [DATE JULY 15, 2015

Mr.

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NOTICE OF PUBLIC ROAD HEARING

Revised Code Sec. 5553.045
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To Linda Fritter, F.O., Kirkwood Township Trustees, 70737 Hends-Freeport Rd., Piedmont, OH 43983 and the owner(s) of property abutting road petitioned for vacation.

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You are hereby notified that the 5th day of August, 2015, at 11:45 o'clock A. M., has been fixed as the date when and the site as the place where said Board will view the proposed improvement, and has also fixed the 12th day of August, 2015, at 9:30 o'clock A.M., at the office of the Commissioners, in the Court House, St. Clairsville, Ohio, as the place for the hearing on the above stated matter.

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If you have any objections, you or your agent should appear at this hearing matter.

By order of the Belmont County Commissioners.

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Jayne Long
Jayne Long, Clerk of the Board

a newspaper

ment.

Mail by certified return receipt requested.

cc: Township Trustees
Gene Wells, ODNR
Adjacent Property Owners

Mr.

vote

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Mr. _____,

Mr. _____,

Adopted the _____ day of _____, 19_____

RESOLUTION — UPON VIEW OF PROPOSED IMPROVEMENT

ORDER TO COUNTY ENGINEER

IN THE MATTER OF THE VACATION OF
KIRKWOOD TOWNSHIP ROAD 170
KIRKWOOD TWP. SEC. 19/RD IMP 1131

Office of County Commissioners
Belmont County, Ohio

Journal Entry--Order Upon view of Proposed Improvement
ORDER TO COUNTY ENGINEER
Rev. Code. Sec. 5553.06

Th Petitioned for by freeholders and others

..... session

on the The Board of County Commissioners of Belmont County, Ohio met in regular session on the 5th day of August, 2015, at the office of the Commissioners with the following members present:

with th

Mr. Thomas
Mr. Coffland
Mrs. Favede

Mr. Thomas moved the adoption of the following:

RESOLUTION

Mr

WHEREAS, On the 5th day of August, 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 proposed route and termini thereof, and after full investigation and due consideration of all the facts and conditions pertaining thereto; therefore be it

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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.

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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.

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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

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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 12th day of August, 2015 the date fixed for the final hearing, setting forth the opinion of said County Engineer either for or against said proposed 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 descriptions, and filed with the County Commissioners, and this case is continued unto said date.

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

Mr. Thomas	Yes
Mr. Coffland	Yes
Mrs. Favede	Yes

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panied by

Adopted August 5, 2015

Mr
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Clerk, Board of County Commissioners
Belmont County, Ohio

1. "Locating," "establishing," "altering," "widening," "straightening," "vacating," or "changing direction of."
2. Strike out the clause from "and feet," if a road is not to be located or established

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REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

County Engineer's Office,

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REPORT OF COUNTY ENGINEER

REV. CODE, SEC. 5553.06

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Vacation of Kirkwood)
T-170
Kirkwood 19+20-9-5)

1131
Rd. Imp. Imp. 1151
County Engineer's Office
Belmont County, Ohio
8-5, 20 15

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

The undersigned, in obedience to your order, dated Aug 5, 20 15,
proceeded on the Aug 12, 20 15, 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 should be
granted.

The width to which said improvement should be opened is feet.

~~An accurate survey and plat, and an accurate and detailed description of each tract
of land which the undersigned County Engineer believe 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 follow:

" see attached plat "

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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:

Paul F. Bennett
County Engineer of Belmont County, Ohio

APPROVED BY:

CO. ENGINEER Paul F. Bennett, P.E., P.S.

CO. COMMISSIONER Mark C. Thomas

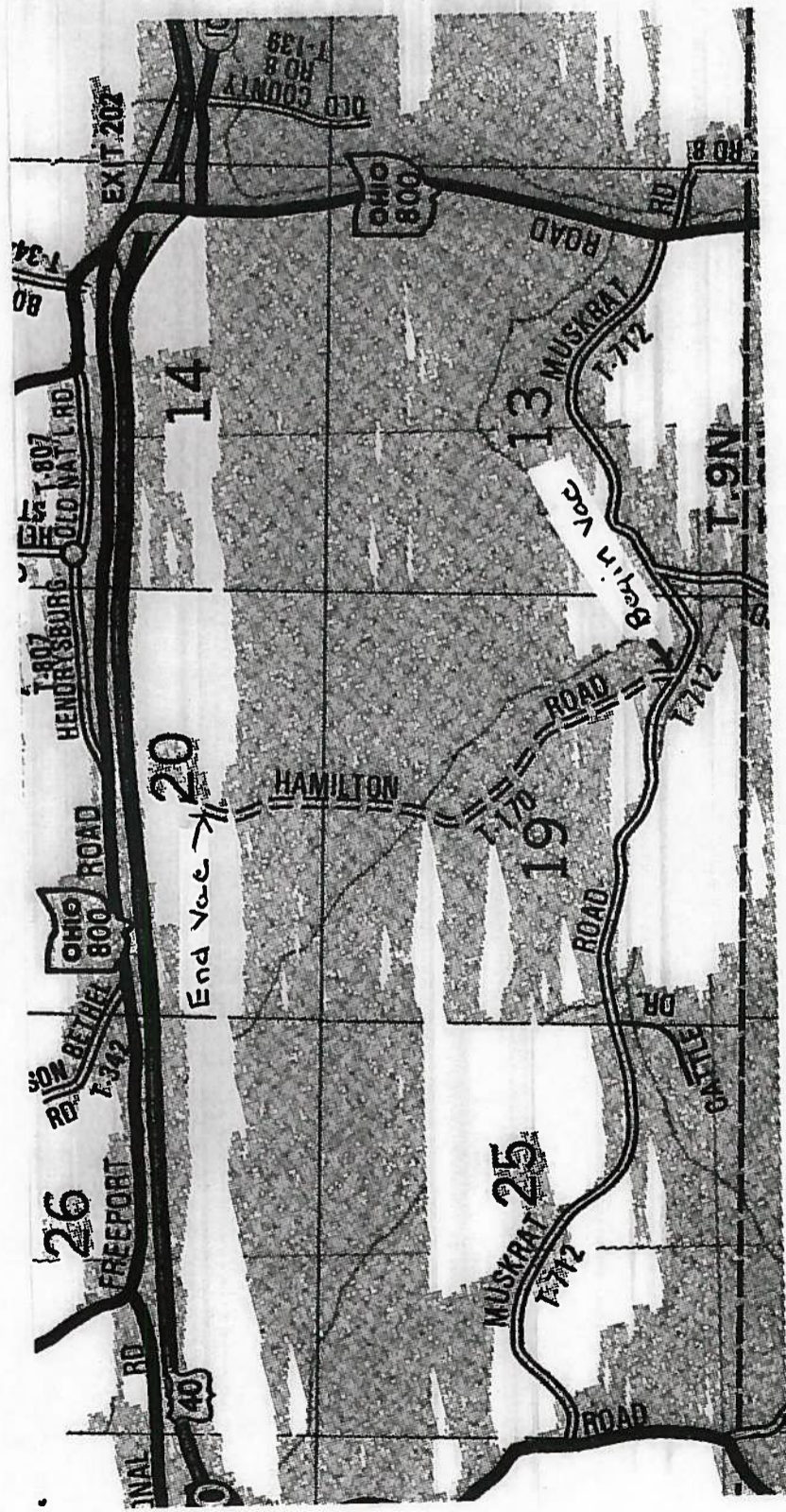
CO. COMMISSIONER Scott Coffland

CO. COMMISSIONER _____

ON THIS 12 DAY OF Aug 2015



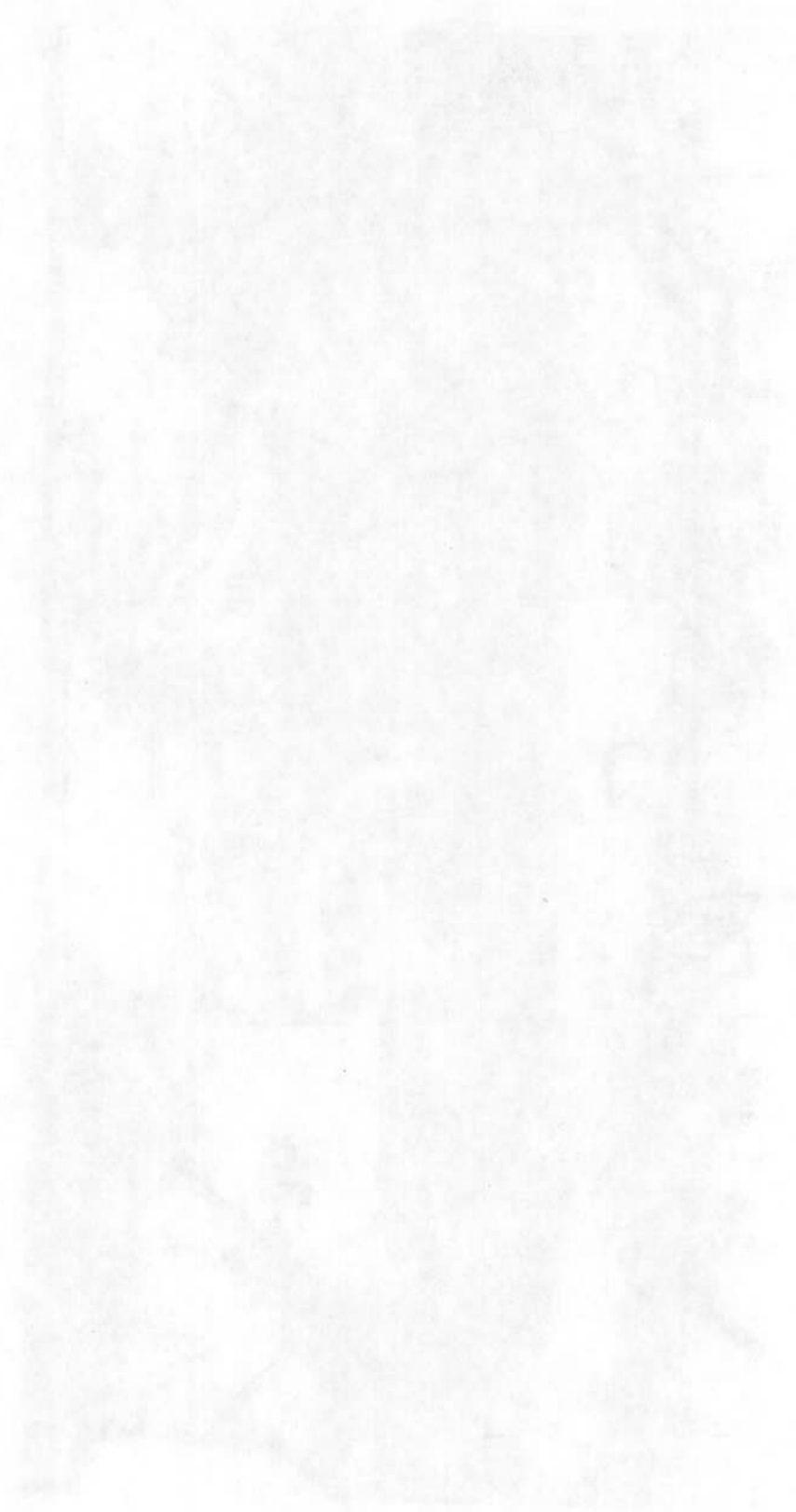
NOT TO SCALE



IMP NO. 1131

VACATION OF TWP RD T-170
KIRKWOOD SEC. 19 & 20, T-9, R-6
BELMONT COUNTY OHIO

RETRORUM T. CORNUTA. C. 1810
KINGDOM OF GREAT BRITAIN
OFFICE OF THE SECRETARY OF STATE
1810



per A 51

James O'Connell
Wm. O'Connell

**RESOLUTION — GRANTING PROPOSED IMPROVEMENT
ORDERING RECORD, ETC.**

**IN THE MATTER OF GRANTING THE VACATION Office of County Commissioners
OF KIRKWOOD TOWNSHIP ROAD 170 Belmont County, Ohio
SEC. 19, /RD. IMP. 1131**

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**RESOLUTION-GRANTING PROPOSED IMPROVEMENT
ORDERING RECORD, ETC.
Rd. Imp. #1131**

..... session

The Board of County Commissioners of Belmont County, Ohio, met in regular session on the 12TH day of August 2015 in the office of the Commissioners with the following members present:

- Mr. Thomas
- Mr. Coffland

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Mr. Thomas moved the adoption of the following Resolution:

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WHEREAS, This day this matter came on to be heard on the report, survey, plat, and detailed 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

atter; there-

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

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RESOLVED, That said Board of County Commissioners do find said improvement will serve the public convenience and welfare; and be it further

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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.

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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

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the amount

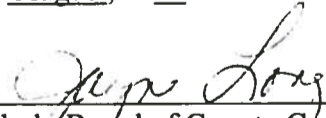
Mr. Coffland seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

filed by the

- Mr. Thomas , Yes
- Mr. Coffland , Yes
- Mrs. Favede , Absent

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Adopted the 12th day of August, 2015



Clerk, Board of County Commissioners,
Belmont County, Ohio

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RESOLUTION — ORDER TO _____ ROAD
Sec. 5563.01 R.C. (Open or Close)

RESOLUTION — ORDER TO CLOSE ROAD

Sec. 5563.01 R.C.

**IN THE MATTER OF THE VACATION OF
KIRKWOOD TOWNSHIP ROAD 170
SEC. 19/RD. IMP. 1131**

Office of County Commissioners
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Regular session on the 26th day of August, 2015, at the office of the Commissioners with the following members present:

Mr. Thomas
Mrs. Favede
Mr. Coffland

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 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 ordered heretofore, made on journal of the date of August 12, 2015, and a copy of this resolution be forwarded to the Kirkwood Township Trustees.

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

Adopted the 26th day of August, 2015.

Ann Fox
Clerk, Board of County Commissioners
Belmont County, Ohio

1. "locating," "establishing," "altering," "widening," "straightening," "vacating" or "changing the direction of."

Adopted the