

PUBLIC ROAD PETITION

....., Ohio,....., 20.....

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 of a Public Road on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for such

**Woodland Drive
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.

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) bears South 47 degrees 21 minutes 00 seconds West, 15.00 feet; thence from the place of beginning and following the centerline of said Drive, South 42 degrees 39 minutes 00 seconds East, 253.14 feet; thence 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.

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 County, Ohio.

The above description was prepared on December 8, 2014 by Don S. Kyer, P.S. No. 6948.

Don S. Kyer
12-08-14



Dated this..... day of....., A.D. 20.....

PETITIONERS' NAMES	TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE
James Kacsmar	

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**

ROAD IMP. # 1128

Petitioned for

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 (Woodland Drive), a public road, the general route and termini of which Road are as follows:

The Board

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WOODLAND DRIVE

with the following

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) BEARS SOUTH 47 DEGREES 21 MINUTES 00 SECONDS WEST, 15.00 FEET; THENCE FROM THE PLACE OF BEGINNING AND FOLLOWING THE CENTERLINE OF SAID DRIVE, SOUTH 42 DEGREES 39 MINUTES 00 SECONDS EAST, 253.14 FEET; THENCE 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.

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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 COUNTY, OHIO.

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THE ABOVE DESCRIPTION WAS PREPARED ON DECEMBER 8, 2014 BY DON S. KYER, P.S. NO. 6948.

RESC

a final hearing

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 proposed improvement, and has also fixed the 8th day of April 2015, at 9:45 o'clock A.M., at their office in the Court House of said County in St. Clairsville, Ohio as the time and place for the final hearing on said proposed improvement.

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hearing by

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Mr.

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**By Order of the Board of County Commissioners,
Belmont County, Ohio**


Jayne Long, Clerk

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ADV. TIMES LEADER (2) Tuesdays, March 24 and 31, 2015

Adopted to

REPORT OF COUNTY ENGINEER

F/c/T year

REPORT OF COUNTY ENGINEER

REV. CODE, SEC. 5553.06

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Rd. Imp. 1128
County Engineer's Office
Belmont County, Ohio
4-8, 2015

Vacation of a portion
of Woodland Dr T-1659
McElwain Place
Richland 33-7-4

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

The undersigned, in obedience to your order, dated 4-1, 2015,
proceeded on the 4-8, 2015, 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 apart 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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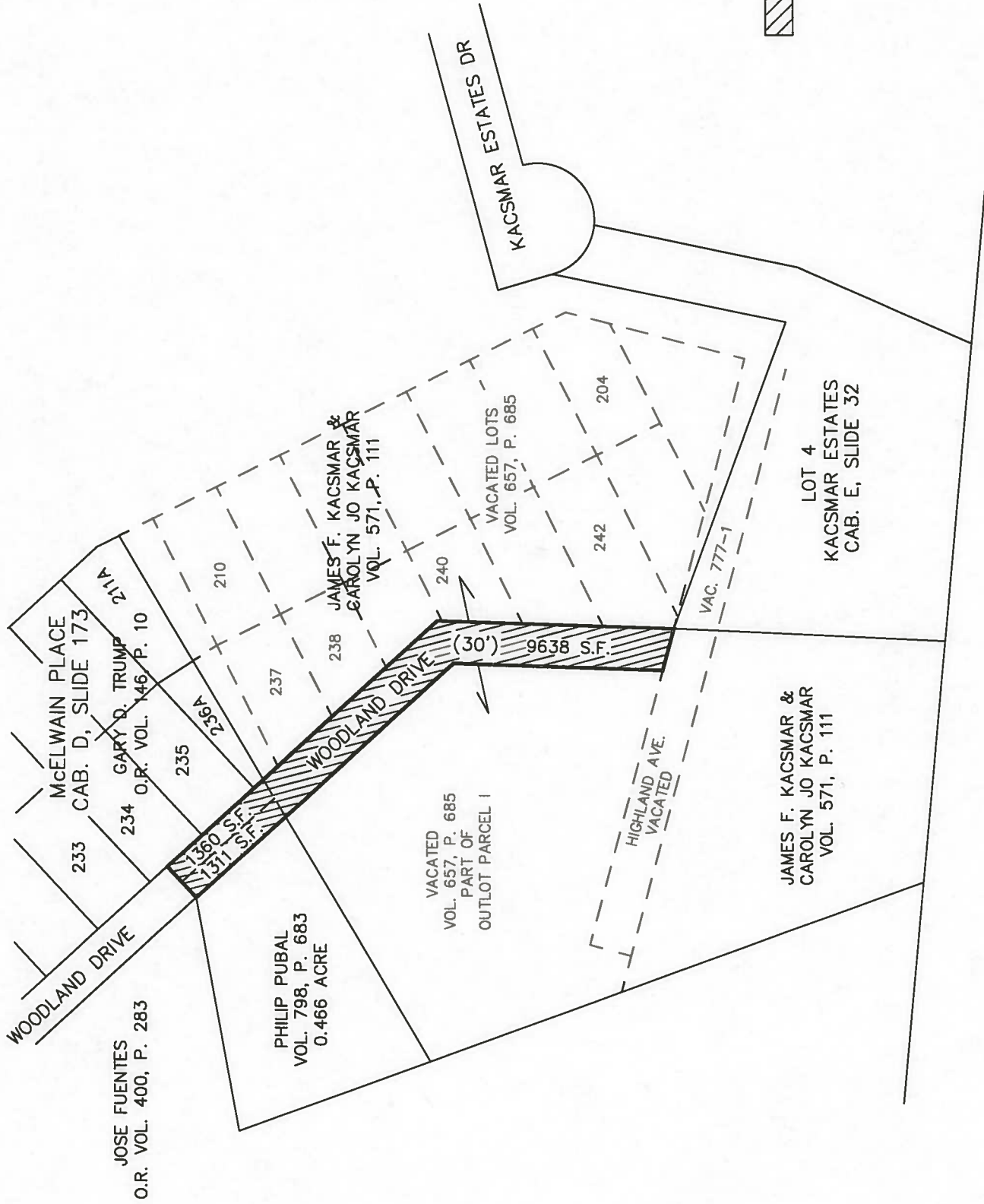
The undersigned recommends the following changes in the proposed improvement
which in his judgment should be made in the event the proposed improvement be granted.
to-wit:

Paul F. Bennett
County Engineer of Belmont County, Ohio

IMP NO. 1128
 VACATION OF R/W IN McELWAIN PLACE
 A PORTION OF WOODLAND DRIVE
 PLAT CABINET D, SLIDE 173
 RICHLAND TOWNSHIP, SEC. 33, T-7, R-4



SCALE: 1" = 100'

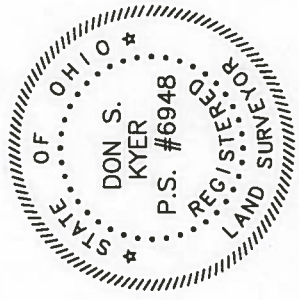


APPROVED BY: *[Signature]*
 CO. ENGINEER
 CO. COMMISSIONER: *[Signature]*
 CO. COMMISSIONER: *[Signature]*
 CO. COMMISSIONER: *[Signature]*

DATE 4-8-2015

SEE DEED VOL. 545, P. 142

 = AREA TO BE VACATED 12,309 S.F. (0.283 ACRE) TOTAL



[Signature]
 12-08-14
 DON S. KYER, P.S. 6948

PREPARED BY:



Handwritten text, possibly a signature or name, oriented vertically. The text is difficult to decipher but appears to include the words "PROVIDE" and "Handwritten" or similar.



RESOLUTION – GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

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

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**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:

- Mr. Coffland
- Mr. Thomas
- Mrs. Favede

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ested persons;

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Mrs. Favede 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

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

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|--------------|-----|
| Mrs. Favede | Yes |
| Mr. Coffland | Yes |
| Mr. Thomas | Yes |

Adopted the 8th day of April, 2015

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Jayne Long
Clerk, Board of County Commissioners,

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

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

Office of County Commissioners
Belmont County, Ohio

The Board

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at the office of...

The Board of County Commissioners of Belmont County, Ohio, met in Regular session on the 22nd day of April, 2015, at the office of the Commissioners with the following members present:

- 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 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 roads be ¹ 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.

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 22nd day of April, 2015

Jayne Long
Clerk, Board of County Commissioners
Belmont County, Ohio

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

Adopted the.....