

PUBLIC ROAD PETITION

Franklin Township, Ohio November 16, 1981

To the Hon. Board of County Commissioners of Franklin 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 a part of 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:

Situated in the State of Ohio, County of Franklin Township of Franklin and being part of Virginia Military Survey No. 1279 and located in Pleasant View Acres Addition as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 20, Page 13, Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

Being all of that part of Gladstone Avenue, 50 feet in width, beginning at the south right of way line of Elpaso Drive, 50 feet in width;

Thence proceed southerly to the northerly limited access right of way line of Interstate Route 70, for an approximate distance along the westerly right of way line of Gladstone Avenue of 100 feet and an approximate distance along the easterly right of way line of Gladstone Avenue 124.84 feet and there to terminate.

The following persons signed said petition: Harold J. Deutschle, Mary G. Johnson, Edison Ball, Edgle C. Waldon, Kenneth C. Higginbotham, William Costlow, Charles Fisher, James Wolfe, Gerald Toops, Ronald Powers, Larry S. Samuels, Reva E. Shaman, James Heinlein, Carl E. Tigner, Robert Denune, Charles Randleman, Brody Harr, Ira W. Smith, Augustine R. Ambrose, Amos A. Graham, Carl B. Harr, L. Stanley Pendleton, Frank Stevens and Evelyn Rice

* * * * *

November 16, 1981

REQUEST TO VACATE A PORTION OF GLADSTONE AVENUE, FRANKLIN TOWNSHIP, FILED BY PAUL KAPLAN, REFERRED TO THE FRANKLIN COUNTY ENGINEER FOR CHECKING -

On motion of Mr. Dorrian, seconded by Mr. Foulk, the request filed November 16, 1981, by Paul Kaplan, for the vacation of a portion of Gladstone Avenue, located in Franklin Township, (as described in attached petition), be and it hereby is referred to the Franklin County Engineer's Office for sufficiency of signatures and accuracy of signatures.

Voting Aye thereon: Harold M. Cooper and Jack Foulk.

* * * * *

November 19, 1981

Board of County Commissioners
Franklin County Administration Bldg.
410 South High Street
Columbus, Ohio 43215

Re: Vac. of a portion of Gladstone Avenue, "Pleasant View Acres Addition", Franklin Township, Franklin County, Ohio.

Gentlemen:

I have checked the attached petition filed by Paul Kaplan, for the vacation of a portion of Gladstone Avenue, "Pleasant View Acres Addition", Franklin Township, Franklin County, Ohio, and find that the petition contains sufficient number of Signatures. Also the signatures are accurate.

Respectfully submitted,

John Circle, P.E., P.S.
Franklin County Engineer

By Joseph J. Gatto II
R/W Administrator

* * * * *

Cont'd. - Vac. of Gladstone Ave. of a por., "Pleasant View Acres Addn.", Franklin Twp.

November 20, 1981

PETITION FILED FOR VACATION OF A PORTION OF
GLADSTONE AVENUE, "PLEASANT VIEW ACRES ADDITION",
FRANKLIN TOWNSHIP, FRANKLIN COUNTY, OHIO - VIEW -
THURSDAY, DECEMBER 10, 1981 AT 10:30 A.M. - HEARING -
THURSDAY, DECEMBER 17, 1981 AT 10:00 A.M.

Mr. Dorrian offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Foulk.

WHEREAS, Paul Kaplan, filed a petition with the Board of County Commissioners, Franklin County, Ohio, requesting said Board to vacate a portion of Gladstone Avenue, "Pleasant View Acres Addition", Franklin Township, Franklin County, Ohio, the general route and termini thereof, to be as follows:

Situated in the State of Ohio, County of Franklin Township of Franklin and being part of Virginia Military Survey No. 1279 and located in Pleasant View Acres Addition as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 20, Page 13, Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

Being all of that part of Gladstone Avenue, 50 feet in width, beginning at the south right of way line of El Paso Drive, 50 feet in width;

Thence proceed southerly to the northerly limited access right of way line of Interstate Route 70, for an approximate distance along the westerly right of way line of Gladstone Avenue of 100 feet and an approximate distance along the easterly right of way line of Gladstone Avenue 124.84 feet and there to terminate. See Plat

therefore

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that Thursday, December 10, 1981, at 10:30 A.M. is hereby fixed as the date and hour when the Board of County Commissioners will view the proposed vacation along the general route thereof and that Thursday, December 17, 1981, at 10:00 A.M. is hereby fixed as the time and date for the final hearing of said petition and proposed vacation in the Office of the Board of County Commissioners, at the County Administration Building, 410 South High Street, Columbus, Ohio 43215; and

BE IT FURTHER RESOLVED, that notice of the time and place for both such view and hearing be given by publication once a week for two consecutive weeks in the Columbus Citizen Journal, a newspaper published in and having a general circulation in Franklin County, Ohio, where the proposed vacation is located, and that said notice in addition to the date and place of such view and place and time of the final hearing, shall state briefly the character of the proposed vacation.

Voting Aye thereon: Harold M. Cooper and Jack Foulk.

* * * * *

November 23, 1981

* Mr. David L. Weir
Director of Transportation
25 South Front Street
Columbus, Ohio 43215

Dear Mr. Weir:

In compliance with Section 5553.05 of the Revised Code of Ohio, please be advised that the Board of County Commissioners has adopted a resolution to proceed with the proposed vacation of a portion of Gladstone Avenue, "Pleasant View Acres Addition", Franklin Township, Franklin County, Ohio.

The final hearing will be held in the Office of the Board of County Commissioners on Thursday, December 17, 1981, at 10:00 A.M.

It will not be necessary to attend the hearing if you have no objections to the proposed vacation.

Respectfully submitted,

Barbara J. Carter, Clerk
BOARD OF COUNTY COMMISSIONERS

* This letter was also sent to the following people: Mr. & Mrs. Paul Kaplan
Department of Natural Resources and Franklin Township Trustees

* * * * *

Cont'd. - Vac. of a Por. of Gladstone Avenue, Pleasant View Acres Addition, Franklin Twp.

December 10, 1981

VACATION OF A PORTION OF GLADSTONE AVENUE,
PLEASANT VIEW ACRES ADDITION, FRANKLIN
TOWNSHIP, FRANKLIN COUNTY, OHIO, VIEWED -
ENGINEER TO FILE REPORT BY THURSDAY,
DECEMBER 17, 1981, AT 10:00 A.M.

In the matter of the resolution of November 20, 1981, adopted by the Board of County Commissioners for the vacation of a portion of Gladstone Avenue, "Pleasant View Acres Addition", the following preamble and resolution and moved the adoption of the same, which motion was duly seconded by Mr. Foulk.

WHEREAS, on November 16, 1981, a petition was filed with this Board by Paul Kaplan, praying for the vacation of a portion of Gladstone Avenue, Pleasant View Acres Addition, Franklin Township, Franklin County, Ohio, and

WHEREAS, on the 20th day of November, 1981, said Board of County Commissioners did fix the 10th day of December, 1981, at 10:30 A.M., on the line of said proposed vacation, as the time and place for viewing thereof and did further fix the 17th day of December, 1981, at 10:00 A.M., at the Office of the Board of County Commissioners of Franklin County, Ohio, as the time and place for the final hearing on said vacation; and

WHEREAS, legal notice by publication in the Columbus Citizen Journal, a newspaper published in and of general circulation in said County was given of the time and place for viewing of said proposed vacation and of the final hearing thereon, and

WHEREAS, the Board of County Commissioners of Franklin County, Ohio, did on the 10th day of December, 1981, meet on the line of said proposed vacation, as described in resolution of November 20, 1981, and heard all of the proof offered by parties interested in and affected thereby, does find that the vacation of a portion of Gladstone Avenue, Pleasant View Acres Addition, Franklin Township, Franklin County, Ohio, is of sufficient importance to require that the Engineer of Franklin County, Ohio, be instructed and directed to make a survey and plat thereof; now therefore

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that the Engineer of Franklin County, Ohio, be and he hereby is instructed and directed to make a plat and survey of the proposed vacation, an accurate and detailed description of each tract of land which will be necessary to be taken together with the names of each owner, shall set stakes at the termini of each right of way line at all angles between such termini and at such sufficient other points of the right of way lines so that the bounds of the proposed vacation may be discernible to the property owners and on or before the 17th day of December, 1981, at 10:00 A.M., said report shall set forth an opinion of the County Engineer either for or against the granting of said vacation which report together with the plat and survey of the proposed vacation, shall be deposited with the County Commissioners.

Voting Aye thereon: Michael J. Dorrian and Jack Foulk.

* * * * *

December 17, 1981

Board of County Commissioners
Franklin County Administration Bldg.
410 South High Street
Columbus, Ohio 43215

Re: Vac. of a Portion of Gladstone Avenue, "Pleasant View Acres Addition", Franklin Township, Franklin County, Ohio.

Gentlemen:

Pursuant to your order of December 10, 1981, I have made a survey and plat, which I hereby submit, of a vacation of a portion of Gladstone Avenue, "Pleasant View Acres Addition", Franklin Township, Franklin County, Ohio, showing the proposed vacation of the following described Street:

Situated in the State of Ohio, County of Franklin, Township of Franklin and being part of Virginia Military Survey No. 1279 and located in "Pleasant View Acres Addition" as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 20, Page 13, Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

Being all of that part of Gladstone Avenue, 50 feet in width, beginning at the south right of way line of El Paso Drive, 50 feet in width;

Thence proceed southerly to the northerly limited access right of way line of Interstate Route 70, for an approximate distance along the westerly right of way line of Gladstone Avenue of 100 feet and an approximate distance along the easterly right of way line of Gladstone Avenue 124.84 feet and there to terminate.

Cont'd. - Vac. of Gladstone Ave. of a por. "Pleasant View Acres Addn.", Franklin Twp.

The petition praying for the vacation of a portion of Gladstone Avenue, "Pleasant View Acres Addition", Franklin Township, Franklin County, Ohio, is on file in your Office.

Utilities that are now within this Street and the Easement granted by the subdividers for utilities is not to be vacated through said Street sought to be vacated.

I am of the opinion that the vacation of the aforementioned Street with the exception above stated will be of no inconvenience to the general public and I, therefore recommend the said vacation as shown on the accompanying plat.

Respectfully submitted,

John Circle, P.E., P.S.
Franklin County Engineer

* * * * *

December 17, 1981

PRAYER OF PETITION TO VACATE A PORTION OF
GLADSTONE AVENUE, "PLEASANT VIEW ACRES
ADDITION", FRANKLIN TOWNSHIP, FRANKLIN
COUNTY, OHIO - GRANTED.

In the matter of the petition filed November 10, 1981, by Paul Kaplan, for vacation of a portion of Gladstone Avenue, "Pleasant View Acres Addition, Franklin Township, Franklin County, Ohio, Mr. Dorrian offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Foulk.

WHEREAS, on the 10th day of December, 1981, the Board of County Commissioners of Franklin County, Ohio, by resolution duly adopted direct the Engineer of Franklin County, Ohio, to make a report in writing to this Board on or before 10:00 A.M. of Thursday, December 17, 1981, relative to the petition for the vacation of a portion of Gladstone Avenue, "Pleasant View Acres Addition", Franklin Township, Franklin County, Ohio, said report to be made in manner and form set forth and required by Section 5553.04 of the Ohio Revised Code, and

WHEREAS, John Circle, County Engineer, did on the 17th day of December, 1981, report thereon in writing which report contained the following recommendation, to-wit:

December 17, 1981, Board of County Commissioners, Franklin County
Administration Bldg., 410 South High Street, Columbus, Ohio 43215,
Re: Vac. of a portion of Gladstone Avenue, "Pleasant View Acres Addition",
Franklin Township, Franklin County, Ohio. Gentlemen:

Pursuant to your order of December 10, 1981, I have made a survey and plat, which I hereby submit of a vacation of a portion of Gladstone Avenue, "Pleasant View Acres Addition, Franklin Township, Franklin County, Ohio, showing the proposed vacation of the following described Street.

Situated in the State of Ohio, County of Franklin, Township of Franklin and being part of Virginia Military Survey No. 1279 and located in "Pleasant View Acres Addition" as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 20, Page 13, Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

Being all of that part of Gladstone Avenue, 50 feet in width, beginning at the south right of way line of El Paso Drive, 50 feet in width.

Thence proceed southerly to the northerly limited access right of way line of interstate Route 70, for an approximate distance along the westerly right of way line of Gladstone Avenue of 100 feet and an approximate distance along the easterly right of way line of Gladstonw Avenue 124.84 feet and there to terminate.

The petition praying for the vacation of a portion of Gladstone Avenue, "Pleasant View Acres Addition", Franklin Township, Franklin County, Ohio, is on file in your Office.

Utilities that are now within this Street and the Easement granted by the subdividers for utilities is not to be vacated through said Street sought to be vacated.

I am of the opinion that the vacation of the aforementioned Street with the exception above stated will be of no inconvenience to the general public and I therefore recommend the said vacation as shown on the accompany plat.

Respectfully submitted, John Circle, P.E., P.S., Franklin County, Engineer.

and

Cont'd. - Vac. of a Por. of Gladstone Avenue, Pleasant View Acres Addition, Franklin Township.

WHEREAS, no objections to the vacation of a portion of Gladstone Avenue, "Pleasant View Acres Addition", Franklin Township, Franklin County, Ohio, was filed, no claims for comepnasation or damages on account thereof was filed.

WHEREAS, the Board of County Commissioners of Franklin County, Ohio, finds that the utilities that are now within the said portion of Gladstone Avenue and the easement granted by the subdividers for utilities is not to be vacated through the said portion of said Road sought to be vacated, therefore

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that the vacation of a portion of Gladstone Avenue, "Pleasant View Acres Addition", Franklin Township, Franklin County, Ohio, as recommended by the County Engineer to be vacated and as described in his report and shown on the submitted plat, be and the same is hereby declated vacated, excepting however, the utilities that are now within the said portion of Gladstone Avenue and the easement granted by the owners, present or past for utilities.

Voting Aye thereon: Harold M. Cooper, Michael J. Dorrian and Jack Foulk.

* * * * *

