

January 14, 1998

Honorable Board of County Commissioners
Franklin County Administration Building
373 South High Street
Columbus, Ohio 43215

Honorable Board:

I have reviewed the petition from Donald Feather for the vacation of a portion of Buckeye Drive, located in Sharon Township, Franklin County, Ohio, and find that the petition is valid.

Respectfully submitted,

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

JC:DLP:cmc

RESOLUTION NO. 40-98

January 20, 1998

PETITION FILED FOR THE VACATION OF BUCKEYE DRIVE, SHARON TOWNSHIP, FRANKLIN COUNTY, OHIO, VIEW - TUESDAY, FEBRUARY 10, 1998 AT 11:30 A.M., HEARING - TUESDAY, FEBRUARY 24, 1998 AT 9:00 A.M. (FRANKLIN COUNTY ENGINEER)

WHEREAS, Donald Feather filed a petition with the Board of County Commissioners, Franklin County, Ohio, requesting said Board to vacate Buckeye Drive, located in Sharon 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 Sharon, and being part of Quarter Township 2, Township 2 North, Range 18 West, United States Military Lands, and also being a part of Mount Air Allotment, as the same is shown and delineated upon the recorded plat thereof, of record in Plat Book 19, Page 14, Recorder's Office, Franklin County, Ohio being more particularly described as follows:

Being all of Buckeye Drive (35 feet wide) extending from the westerly right-of-way of Olentangy River Road to the easterly right-of-way of Ash Dr. (approximately 673 feet) and from the westerly right-of-way of Ash Dr. to the westerly boundary of said allotment (approximately 455 feet), containing 0.900 acres more or less.

It is the intent of this description to vacate the above described length and the full width (35 feet) of said drive as shown on said plat. It is not the intent to vacate the intersection of said Buckeye Dr. and Ash Dr. (35 feet) wide but to have it remain open for public use.

This description was prepared in the office of the Franklin County Engineer by David L. Pearson, P.S., Ohio Registered Surveyor No. 7298, from the above said recorded plat and not an actual survey. Respectfully submitted, John Circle, P.E., P.S., Franklin County Engineer; now therefore, upon motion of Commissioner Stokes, seconded by Commissioner Teater,

BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

Section 1) That Tuesday, February 10, 1998 at 11:30 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 Tuesday, February 24, 1998 at 9:00 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 Franklin County Administration Building, 373 South High Street, Columbus, Ohio 43215.

Section 2) That notice of the time and place for both such view and hearing will be given by publication once a week for two consecutive weeks in 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: Arlene Shoemaker, Dorothy S. Teater and Dewey R. Stokes.

**NOTICE OF INTENTION TO VACATE
BUCKEYE DRIVE, LOCATED IN SHARON TOWNSHIP,
FRANKLIN COUNTY, OHIO**

NOTICE is hereby given that it is the intention of the Board of County Commissioners of Franklin County, Ohio, to vacate Buckeye Drive, located in Sharon Township, Franklin County, Ohio, the said drive being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, Township of Sharon, and being part of Quarter Township 2, Township 2 North, Range 18 West, United States Military Lands, and also being a part of Mount Air Allotment, as the same is shown and delineated upon the recorded plat thereof, of record in Plat Book 19, Page 14, Recorder's Office, Franklin County, Ohio being more particularly described as follows:

Being all of Buckeye Drive (35 feet wide) extending from the westerly right-of-way of Olentangy River Road to the easterly right-of-way of Ash Dr. (approximately 673 feet) and from the westerly right-of-way of Ash Dr. to the westerly boundary of said allotment (approximately 455 feet), containing 0.900 acres more or less.

It is the intent of this description to vacate the above described length and the full width (35 feet) of said drive as shown on said plat. It is not the intent to vacate the intersection of said Buckeye Dr. and Ash Dr. (35 feet) wide but to have it remain open for public use.

This description was prepared in the office of the Franklin County Engineer by David L. Pearson, P.S., Ohio Registered Surveyor No. 7298, from the above said recorded plat and not an actual survey. Respectfully submitted, John Circle, P.E., P.S., Franklin County Engineer.

NOTICE is hereby given that Tuesday, February 10, 1998 at 11:30 a.m. at the place of said proposed vacation was fixed as the time and place for viewing thereof and Tuesday, February 24, 1998 at 9:00 a.m. at the Office of the Board of County Commissioners was fixed as the time and place for final hearing thereon.

By order of the Board of County Commissioners of Franklin County, Ohio.

Sharon Y. Bice, Clerk
Board of County Commissioners

PUBLISHED - Tuesday, January 27, 1998 and February 3, 1998.

RESOLUTION NO. 141-98

February 17, 1998

VACATION OF BUCKEYE DRIVE, LOCATED
IN SHARON TOWNSHIP, FRANKLIN COUNTY,
OHIO, VIEWED - ENGINEER TO FILE REPORT
BY FEBRUARY 24, 1998
(FRANKLIN COUNTY ENGINEER)

WHEREAS, a petition was filed with this Board by Donald Feather, praying for the vacation of Buckeye Drive in Sharon Township, Franklin County, Ohio; and

WHEREAS, on the 20th of January, 1998, said Board of County Commissioners did fix the 10th of February, 1998 at 11:30 a.m. on the line of said proposed vacation, as the time and place for viewing thereof and did further fix the 24th of February, 1998 at 9:00 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 of the viewing and final hearing was published in a newspaper of general circulation in said County; and

WHEREAS, the Board of County Commissioners of Franklin County, Ohio, did on the 10th of February, 1998 meet on the line of said proposed vacation, and heard all of the proof offered by parties interested in the affected thereby, does find that the vacation of Buckeye Drive in Sharon 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, upon motion of Commissioner Stokes, seconded by Commissioner Teater.

BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF
FRANKLIN COUNTY, OHIO:

Section 1) That the Engineer of Franklin County, Ohio be and 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 24th of February, 1998 at 9:00 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 Commissioners.

Voting Aye thereon: Arlene Shoemaker, Dorothy S. Teater and Dewey R. Stokes.

VACATION OF BUCKEYE DRIVE, SHARON TOWNSHIP, FRANKLIN COUNTY, OHIO, Cont'd.

February 18, 1998

Honorable Board of County Commissioners
Franklin County Administration Building
373 South High Street
Columbus, Ohio 43215

Honorable Board:

Pursuant to your order of February 17, 1998, I have made a survey and plat, which I hereby submit for the vacation of Buckeye Drive in Sharon Township, Franklin County, Ohio, showing the proposed vacation of the following:

Situated in the State of Ohio, County of Franklin, Township of Sharon, and being part of Quarter Township 2, Township 2 North, Range 18 West, United States Military Lands, and also being a part of Mount Air Allotment, as the same is shown and delineated upon the recorded plat thereof, of record in Plat Book 19, Page 14, Recorder's Office, Franklin County, Ohio being more particularly described as follows:

Being all of Buckeye Drive (35 feet wide) extending from the westerly lot line of lots 691 and 638 extended to the easterly right-of-way of Ash Dr. (approximately 455 feet) and from the westerly right-of-way of Ash Dr. to the westerly boundary of said allotment (approximately 455 feet), containing 0.731 acres more or less.

It is the intent of this description to vacate the above described length and the full width (35 feet) of said drive as shown on said plat. It is not the intent to vacate the intersection of said Buckeye Dr. and Ash Dr. (35 feet) wide but to have it remain open for public use.

This description was prepared in the office of the Franklin County Engineer by David L. Pearson, P.S., Ohio Registered Surveyor No. 7298, from the above said recorded plat and not an actual survey. Respectfully submitted, John Circle, P.E., P.S., Franklin County Engineer.

The petition praying for the vacation of Buckeye Drive in Sharon Township, Franklin County, Ohio, is on file in your office. Utilities that are now within this part of the vacation and easements granted by the subdividers for utilities are not to be vacated.

It is my recommendation that Buckeye Drive in Sharon Township, Franklin County, Ohio, be vacated.

Respectfully submitted,

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

JC:DP:cmc

RESOLUTION NO. 194-98

February 24, 1998

PRAYER OF PETITION TO VACATE BUCKEYE DRIVE, LOCATED IN SHARON TOWNSHIP, FRANKLIN COUNTY, OHIO - GRANTED (FRANKLIN COUNTY ENGINEER)

WHEREAS, Donald Feather has petitioned for the vacation Buckeye Drive located in Sharon Township, Franklin County, Ohio; and

WHEREAS, on February 17, 1998, the Board of County Commissioners of Franklin County, Ohio, by resolution duly adopted directed the Engineer of Franklin County, Ohio, to make a report in writing to this Board on or before February 24, 1998, relative to the petition for the vacation of Buckeye Drive in Sharon 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 February 18, 1998, report thereon in writing which report contained the following recommendation, to-wit:

Situated in the State of Ohio, County of Franklin, Township of Sharon, and being part of Quarter Township 2, Township 2 North, Range 18 West, United States Military Lands, and also being a part of Mount Air Allotment, as the same is shown and delineated upon the recorded plat thereof, of record in Plat Book 19, Page 14, Recorder's Office, Franklin County, Ohio being more particularly described as follows:

Being all of Buckeye Drive (35 feet wide) extending from the westerly lot line of lots 691 and 638 extended to the easterly right-of-way of Ash Dr. (approximately 455 feet) and from the westerly right-of-way of Ash Dr. to the westerly boundary of said allotment (approximately 455 feet), containing 0.731 acres more or less.

It is the intent of this description to vacate the above described length and the full width (35 feet) of said drive as shown on said plat. It is not the intent to vacate the intersection of said Buckeye Dr. and Ash Dr. (35 feet) wide but to have it remain open for public use.

This description was prepared in the office of the Franklin County Engineer by David L. Pearson, P.S., Ohio Registered Surveyor No. 7298, from the above said recorded plat and not an actual survey. Respectfully submitted, John Circle, P.E., P.S., Franklin County Engineer; and

VACATION OF BUCKEYE DRIVE, SHARON TOWNSHIP, FRANKLIN COUNTY, OHIO,
Cont'd.

WHEREAS, no objections to the vacation of Buckeye Drive in Sharon Township, Franklin County, Ohio, was filed, no claims for compensation or damages on account thereof was filed; and

WHEREAS, the Board of County Commissioners of Franklin County, Ohio, finds that the utilities are now within the said vacation, and the easements granted by the subdividers for utilities are not to be vacated through the area sought to be vacated; now, therefore, upon motion of Commissioner Teater, seconded by Commissioner Shoemaker.

BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

Section 1) That the vacation of Buckeye Drive in Sharon 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 declared vacated, excepting however, the utilities that are now within the said portion of the above mentioned vacation and the easement granted by the owners, present or past for utilities.

Voting Aye thereon: Arlene Shoemaker and Dorothy S. Teater.

