RESOLUTION # 2012-05-04
Adopted: 28 May 2012

BOSTON TOWNSHIP
VACATION OF OAK HILL ROAD

RESOLUTION introduced by Trustee
Bergdorf

WHEREAS, Oak Hill Road is situated in the State of Ohio, County of Summit, Township of Boston, and being within Original Tract 2 Lot 7 and Tract 7 as fully described in the attached Exhibit A—legal description prepared by the Summit County Engineer, dated February 15, 2012 and in the attached Exhibit B—GIS map prepared by the Summit County Engineer; and,

WHEREAS, Oak Hill no longer has any private land owners other than the Cuyahoga Valley National Park (United States of America) and the Metro Parks Serving Summit County; and,

WHEREAS, Boston Township desires that Oak Hill Road located in Boston Township as fully described in Exhibit A and Exhibit B be vacated and requests that the Summit County Council approve the vacation and abandonment of Oak Hill Road as described in Exhibit A and Exhibit B,

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Boston Township, Summit County, Ohio that Boston Township supports the vacation and abandonment of its right-of-way of Oak Hill Road as fully described in Exhibit A and Exhibit B and asks that the Summit County Council vacate the same per Chapter 5553 of the Ohio Revised Code, as amended.

RESOLUTION seconded by Trustee
Ritch

Being called for adoption the Roll Call Vote was as follows:

Amy Z. Anderson voting Yes

Randy Bergdorf voting Yes

Gerald Ritch voting

Attest: Noragon, Fiscal Officer

EXHIBIT A
Vacation of Oak Hill Road (T.R. 173) in Boston Township

That portion of Oak Hill Road from the east line of Everett Road (C.H. 47) east and south to the south line of Boston Township.

Situated in the State of Ohio, County of Summit, Township of Boston, and being within Original Tract 2 Lot 7 and Tract 7 described as follows:

Beginning at a point in the centerline of Oak Hill Road, 60 feet wide, (formerly a portion of Everett Road, C.H. 47, renamed Oak Hill Road in 1996, Road Record Book 15 pages 307-308) South 53 degrees 23 minutes 35 seconds East a distance of 60.89 feet from the southerly centerline intersection of Everett Road and the “Everett and Wheatley Roads Connector” as recorded in Plat Cabinet K Slide 515-516. Said point being on the centerline of “Everett Road” now Oak Hill, perpendicular to the southeast endpoint of a curve identified in said Plat as “C17”

Thence easterly along the centerline approximately 1241 feet to the portion of Everett Road vacated in 1985 in Plat Cabinet B Slide 108 known as the “Covered Bridge”. Additionally vacating that portion of Oak Hill Road Dedicated by County Resolution June 9, 1948 and recorded in Road Record Book 10 page 200-200b from the former Everett Road south to the south line of Boston Township approximately 355 feet.

Total length to be vacated is 1596 feet more or less. The right of way width being 60 feet.

Vacating all public interest, prescriptive rights, and responsibility in Oak Hill Road.

This description was prepared by Walter Schostak, P.S. 7903, surveyor for the Summit County Engineer, Alan Brubaker, from the following Road Record information on file at the Summit County Engineer’s office and not from an actual field survey.

Establishment Records:
As Everett Road, Road Record Book 8 page 25 dated 1929
As Oak Hill Road, Road Record Book 10 page 200 dated 1948

Walter J. Schostak, P.S. 7903 Date

330 E. South Street  •  Akron, Ohio 44311-1843  •  Tel: 330-643-2850  •  Fax: 330-762-7829
Website: www.summitengineer.net

EXHIBIT A
CERTIFICATION

The State of Ohio §
Summit County §

The undersigned, Joanne Noragon, Fiscal Officer for Boston Township, Ohio, do hereby certify that the foregoing is a true and correct copy of the Resolution passed by the Boston Township Board of Trustees on March 28, 2012.

Dated this ___ day of March, 2012.

Joanne Noragon
Fiscal Officer, Boston Township