

RESOLUTION NO. R92-15 CMS

A RESOLUTION DECLARING THE INTENT OF THE CITY OF OBERLIN,
OHIO, TO APPROPRIATE CERTAIN PROPERTY FOR THE EXTENSION
AND IMPROVEMENT OF SMITH STREET AND DECLARING AN EMERGENCY

BE IT RESOLVED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That it is deemed necessary and hereby declared to be the intention of the Council of the City of Oberlin, Ohio, to appropriate the fee simple interest in and to the real property described in the legal description attached hereto, marked Exhibit A, and incorporated herein by reference, for the extension and improvement of Smith Street from South Main Street easterly to Pleasant Street in the City of Oberlin, including the installation of sewers, curbs and paving.

SECTION 2. That the City Manager shall immediately cause written notice of the passage of this Resolution to be given to the owners, persons in possession, and persons having an interest of record in the above described premises. The notice shall be served and returned according to law.

SECTION 3. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this resolution were adopted in an open meeting of the Council and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

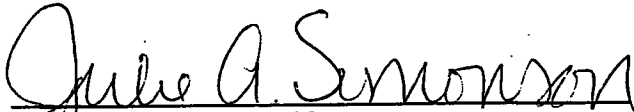
SECTION 4. That this resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the citizens of the City of Oberlin, Ohio, to-wit:

"to secure the fee simple interest in real property needed to complete improvements to the storm and sanitary sewer systems of the City and to provide adequate streets for the citizens of the City at the earliest possible date"

and shall take effect immediately upon passage.

APPROVED: 1st Reading - September 8, 1992 (E)
2nd Reading -
3rd Reading -

ATTEST:


CLERK OF COUNCIL


CHAIRMAN OF COUNCIL

POSTED: September 10, 1992

EFFECTIVE DATE: September 8, 1992

Michael Benga & Associates, Inc.

CONSULTING ENGINEERS
3798 BRECKSVILLE ROAD
RICHFIELD, OHIO 44286
(216) 659-4179

JULY 29, 1992

LEGAL DESCRIPTION
OF
SMITH STREET (SO CALLED)
BETWEEN SOUTH MAIN STREET AND PLEASANT STREET
IN THE CITY OF OBERLIN, OHIO

Situated in the City of Oberlin, County of Lorain and State of Ohio and known as being part of Original Russia Township Lot Number 96 and more fully described as follows;

Commencing at a point on the centerline of South Main Street, 66 feet wide, at its intersection with the centerline of Follett Street, 40 feet wide;

Thence Easterly along the Easterly prolongation of said centerline of Follett Street South 89' 59' 40" East, 33.00 feet to a point on the Easterly line of said South Main Street and the Principal Place of Beginning for the parcel herein described;

Thence Northerly along said Easterly line of South Main Street North 00' 45' 42" East, 20.00 feet to its intersection with the Easterly prolongation of the Northerly line of said Follett Street;

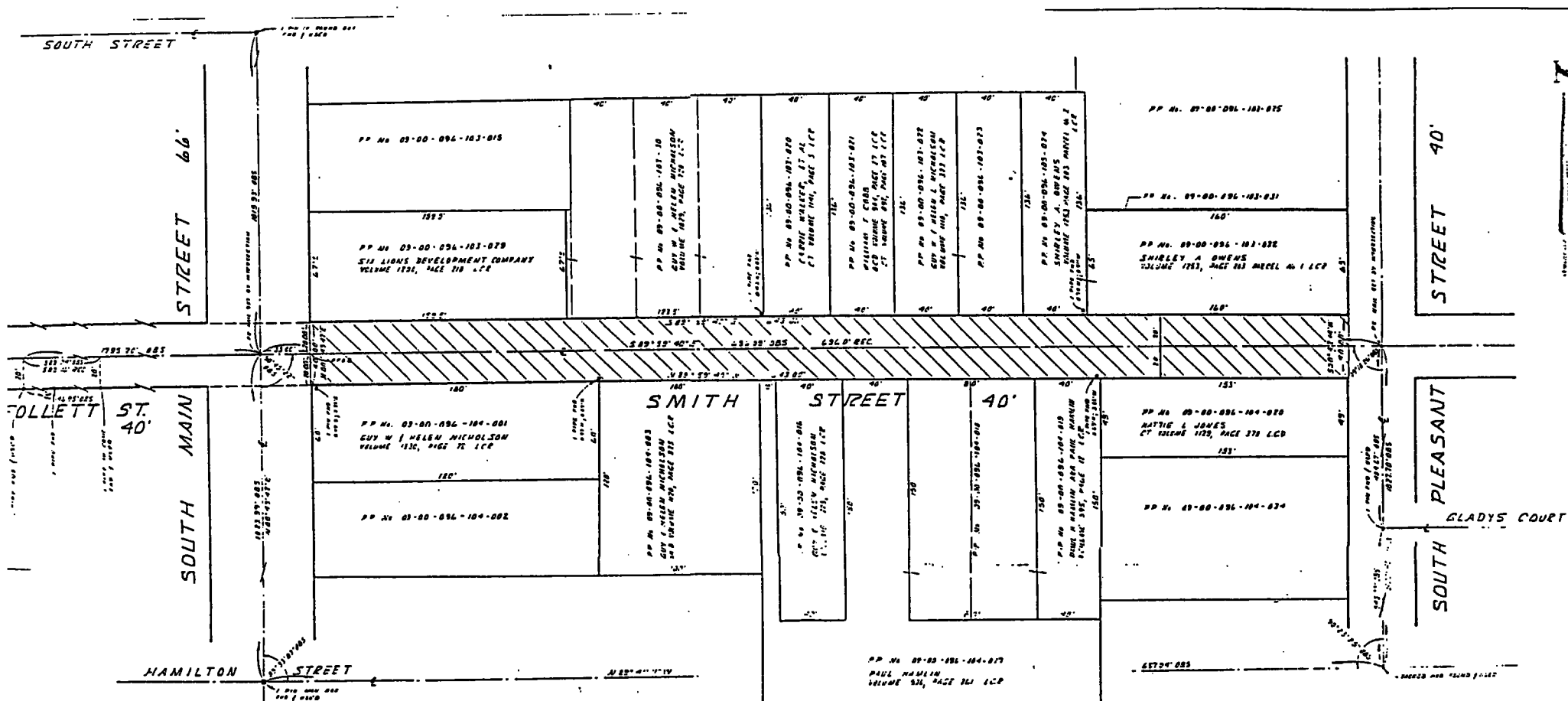
Thence Easterly along said Easterly prolongation of Follett Street South 89' 59' 40" East, 643.00 feet to the Westerly line of Pleasant Street, 40 feet wide;

Thence Southerly along said Westerly line of Pleasant Street South 00' 42' 14" West, 40.00 feet to a point on the Easterly prolongation of the Southerly line of said Follett Street;

Thence Westerly along said Easterly prolongation of Follett Street North 89' 59' 40" West, 643.00 feet to the Easterly line of South Main Street, as aforesaid;

Thence Northerly along said Easterly line of South Main Street North 00' 45' 42" East 20.00 feet to the Principal Place of Beginning and containing 0.59 acre of land, be the same, more or less, but subject to all legal highways.

It is the intention of this description to describe all of the 40 foot ingress and egress easement between South Main Street and Pleasant Street granted in the original deeds from L.L. Munson to the various property owners abutting this easement.



PREPARED BY:
 WHEELER & HELENA
 A DIVISION OF MICHAEL BRYZA & ASSOCIATES, INC.
 HONEYWELL BUILDINGS SUITE 100
 875 KEYHATE CIRCLE
 CLEVELAND, OHIO 44131
 SCALE: 1" = 30' DATE: JULY 28, 1982



PRELIMINARY
DEDICATION PLAT
 OF
SMITH STREET
 SITUATED IN THE CITY OF OBERLIN, COUNTY
 OF LORAIN AND STATE OF OHIO AND KNOWN
 AS BEING PART OF ORIGINAL RUSSIA