

ORDINANCE NO. 23-055

AN ORDINANCE ACCEPTING THE FINAL PLAT AND CONFIRMING THE DEDICATION TO THE PUBLIC USE AS PUBLIC RIGHT-OF-WAY A PORTION OF LAND AT THE NORTHWEST CORNER OF W. MONROE STREET AND SUPERIOR STREET, WITH A TOTAL AREA OF 0.0473 ACRES, AS SUPERIOR STREET RIGHT-OF-WAY, AS SET FORTH ON THE DEDICATION PLAT; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, this City Commission authorized the purchase of real property located at 3201 W. Monroe Street, and identified as Parcel No. 59-01180.000, by Ordinance No. 22-133, passed on July 11, 2022; and

WHEREAS, this City Commission approved a Lease Agreement with the Erie County Health Department for the property located at 3201 W. Monroe Street, Parcel No. 59-01180.000, for the purpose of improving visibility, wayfinding and pedestrian access to the Health Department campus by Ordinance No. 22-186, passed on September 12, 2022; and

WHEREAS, the Department of Public Works has recommended to the Planning Commission this dedication of right-of-way and the Planning Commission at their meeting on January 25, 2023, resolved to recommend approval of the dedication plat to the City Commission; and

WHEREAS, this City Commission approves the dedication for public use a portion of land at the northwest corner of W. Monroe Street and Superior Street as Superior Street right-of-way and authorizes the recording of the Dedication Plat in the office of the Erie County Recorder; and

WHEREAS, this Ordinance should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order for the Dedication Plat to be accepted as public right-of-way and recorded in a timely manner; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Department of Public Works, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Ordinance** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. This City Commission accepts and approves the Dedication Plat for a portion of land at the northwest corner of W. Monroe Street and Superior

PAGE 2 - ORDINANCE NO. 23-055

Street, with a total area of 0.0473 acres, as set forth on the Dedication Plat, a copy of which is marked exhibit "A", attached to this Ordinance and incorporated herein, to be included as part of the Superior Street right-of-way and its dedication to the public use as a right-of-way is accepted and confirmed.

Section 2. The Clerk of the City Commission is authorized to cause the Dedication Plat to be recorded in the office of the Erie County Recorder.

Section 3. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 4. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 5. That for reasons set forth in the preamble hereto, this Ordinance is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter upon its passage, and its due authentication by the President, and the Clerk of the City Commission of the City of Sandusky, Ohio.



RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION

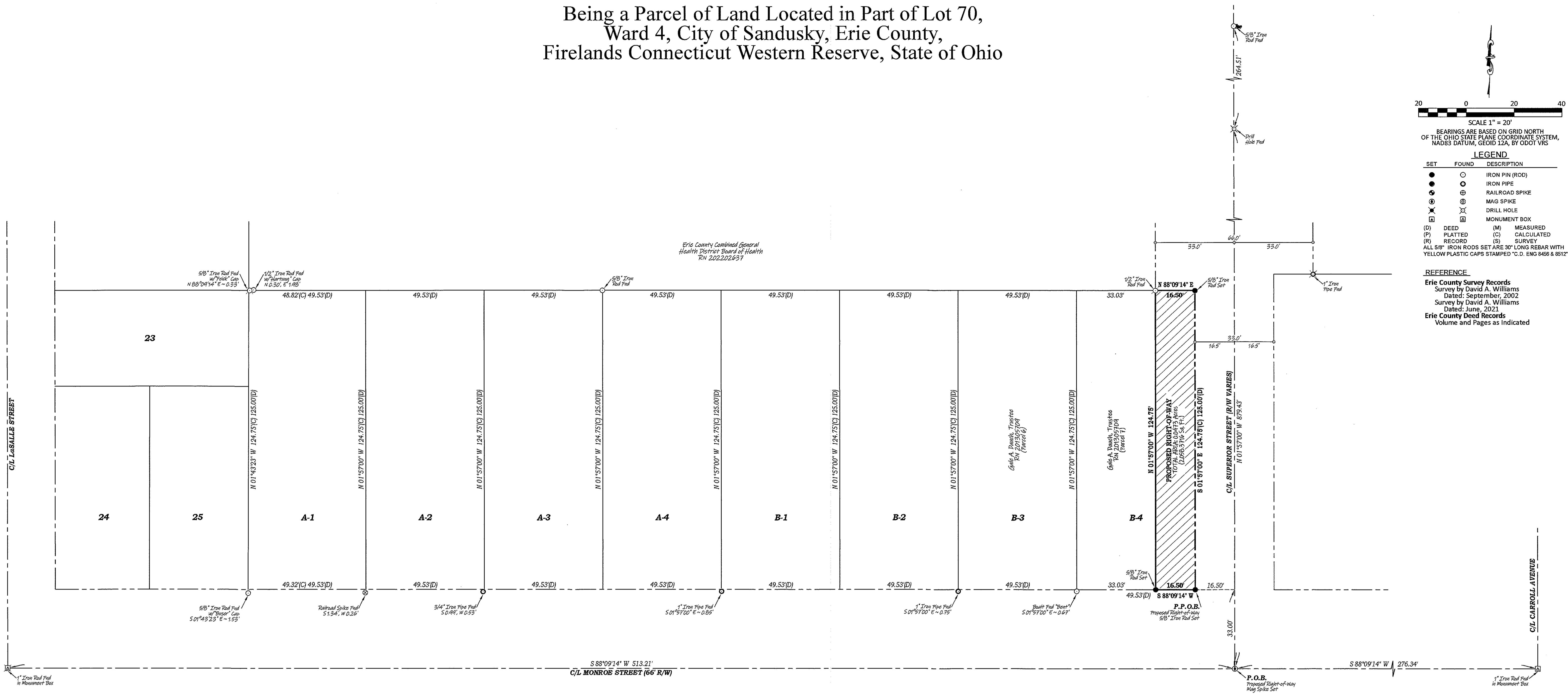


ATTEST: _____
CATHLEEN A. MYERS
CLERK OF THE CITY COMMISSION

Passed: March 13, 2023

RIGHT-OF-WAY DEDICATION PLAT FOR SUPERIOR STREET

Being a Parcel of Land Located in Part of Lot 70,
Ward 4, City of Sandusky, Erie County,
Firelands Connecticut Western Reserve, State of Ohio



SCALE 1" = 20'

BEARINGS ARE BASED ON GRID NORTH
OF THE OHIO STATE PLANE COORDINATE SYSTEM,
NAD83 DATUM, GEOID 12A, BY ODOT VRS

LEGEND

SET	FOUND	DESCRIPTION
●	○	IRON PIN (ROD)
●	⊙	IRON PIPE
●	⊕	RAILROAD SPIKE
⊙	⊙	MAG SPIKE
⊗	⊗	DRILL HOLE
⊠	⊠	MONUMENT BOX
(D)	(M)	DEED MEASURED
(P)	(C)	PLATTED CALCULATED
(R)	(S)	RECORD SURVEY

ALL 5/8" IRON RODS SET ARE 30" LONG REBAR WITH YELLOW PLASTIC CAPS STAMPED "C.D. ENG 8456 & 8512"

REFERENCE

Erie County Survey Records
Survey by David A. Williams
Dated: September, 2002
Survey by David A. Williams
Dated: June, 2021
Erie County Deed Records
Volume and Pages as Indicated

Exhibit
"A"

APPROVED as per Erie County Requirements
And Sections 4733-37 thru 4733-37-07 of the Ohio
Administrative Code only. No Field Verifications
for Accuracy made.

Michael J. Farrell
Engineer/Surveyor: Erie County Engineer's
Date: 2-21-2023

LEGAL DESCRIPTION

Being a parcel of land located in part of Lot 70, Ward 4, City of Sandusky, Erie County, Firelands Connecticut Western Reserve, State of Ohio, and further particularly described as follows:

Beginning at a mag spike set at the intersection of the centerlines of Monroe Street (66' R/W) and Superior Street (R/W Varies); Thence North 01° 51' 00" West, along the centerline of Superior Street, a distance of 33.00 feet to point; Thence South 08° 09' 14" West, a distance of 16.50 feet to a 5/8" iron rod set at the intersection of the west right-of-way line of Superior Street and the north right-of-way line of Monroe Street and being the principal place of beginning;

- Thence continuing South 08° 09' 14" West, along the north right-of-way line of Monroe Street, a distance of 16.50 feet to a 5/8" iron rod set;
- Thence North 01° 51' 00" West, a distance of 124.75 feet to a 1/2" iron rod found at a southeast corner of land now or formerly owned by Erie County Combined General Health District Board of Health as recorded in RN 2022026937 of the Erie County Recorder's Office and a west right-of-way line of Superior Street;
- Thence North 08° 09' 14" East, along an east extension of said Erie County Combined General Health District Board of Health's land, a distance of 16.50 feet to a 5/8" iron rod set at the west right-of-way line of Superior Street;
- Thence South 01° 51' 00" East, along the west right-of-way line of Superior Street, a distance of 124.75 feet to the principal place of beginning and containing 0.0473 acres (2,050.3716 sq. ft.) of land more or less, but subject to all legal highways, easements and restrictions of record.

OWNER'S CERTIFICATE

The undersigned Owners hereby certify that the attached plat correctly represents their dedication plat. We hereby hereby assent to and adapt this dedication and acknowledge the same as our free act and deed and hereby dedicate the right-of-way thereon shown to the use of the public forever.

In witness whereof _____ have heretofore set their hand this _____ day of _____, 20____.

Witness _____ Signed _____

Owner

State of Ohio, County of Erie S.S.

Before me, a Notary Public in and for said County, personally came the Owners, who personally acknowledged the signing of the foregoing instrument to be their voluntary act and deed for the use and purpose therein expressed.

In witness whereof, I have heretofore set my hand and affixed my official seal this _____ day of _____, 20____.

My Commission Expires _____ Notary Public Erie County, Ohio

CITY COMMISSION CERTIFICATE

The plat and dedication of right-of-way has been approved and accepted by the City Commission of the City of Sandusky, Ohio by Ordinance No. _____ passed this _____ day of _____, 20____.

President of Commission _____ Clerk of Commission _____

COUNTY AUDITOR'S CERTIFICATE

Transferred this _____ day of _____, 20____, and fees of _____ were collected.

Erie County Recorder _____

CITY PLANNING COMMISSION CERTIFICATE

The plat and dedication of right-of-way has been approved and accepted by the City Commission of the City of Sandusky, Ohio passed this _____ day of _____, 20____.

Chairman _____ Secretary _____

COUNTY RECORDER'S CERTIFICATE

Recorded this _____ day of _____, 20____, in Plat Volume _____ Page _____.

Erie County Recorder _____

SURVEYOR'S CERTIFICATE

"I hereby certify that this plat represents a survey made under my direct supervision and that I have found or set the pins and monuments as shown."

Alexander B. Etchill
Alexander B. Etchill, P.S. 8512
2/02/23

**CONTRACTORS
DESIGN ENGINEERING**
CONSULTING ENGINEERS & SURVEYORS
NORWALK, OHIO

SCALE: 1" = 20'	DATE: OCTOBER, 2022	CK'D. BY: ABE	PROJECT NO. 22-474
DR: DMM	REV'D BY:		

File Name: Z:\CD\2022-474-City of Sandusky - W. Monroe St. lot split - Erie Co\22-474 Right of Way.dwg