

**VILLAGE OF GEORGETOWN, OHIO**

**ORDINANCE NO. 1302**

**ORDINANCE VACATING BEYERS ROAD**

**WHEREAS**, Pursuant to Ohio Revised Code Section §723.04, the Village of Georgetown (the “Village”) wishes to vacate Beyers Road and such vacation will not be detrimental to the general interests of the Village; and

**WHEREAS**, a Vacation Plat attached as Exhibit A has been prepared showing the vacation of the alley; and

**WHEREAS**, the owner of the properties that will receive the vacated land as depicted on Exhibit A have consented to this vacation of the road as evidenced in the attached Exhibit B; and

**WHEREAS**, such vacation will not alter, eliminate nor change the Village’s right of way, sidewalks, easements and/or any utilities located within such area to be vacated as set forth in Ohio Revised Code Section 723.041 and 723.08.

**BE IT ORDAINED** by the Council of the Village of Georgetown, Brown County, Ohio, a two-thirds majority of all members thereof concurring as follows:

**Section 1.** Beyers Road as depicted in the attached Exhibit A is ordered vacated subject to Ohio Revised Code Section 723.041, all subject to the Village’s right of way, sidewalks, easements and/or any utilities located within such areas to be vacated as set forth in Ohio Revised Code Section 723.04 and 723.08.

**Section 2.** The Mayor and/or the Fiscal Officer are hereby directed to file the Vacation Plat attached as Exhibit A with the Brown County Auditor’s Office and a certified copy of this Ordinance with attachments with the Brown County Recorder’s Office.

**Section 3.** Council hereby finds and determines that all formal actions relative to the passage of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 4.** This Ordinance shall take effect on the earliest date allowed by law.

PASSED AND ADOPTED at a legally convened meeting of Council held on the 10<sup>th</sup> day of November, 2021.



\_\_\_\_\_  
Dale E. Cahall, Mayor

ATTEST:



\_\_\_\_\_  
Natalie K.R. Newberry, Fiscal Officer

**Exhibit "A"**

**NOTES:**

The deed references listed were used as a basis for carrying out the survey.  
 All monuments found or set are in good condition unless otherwise indicated.  
 The Professional Surveyor or CSR Land Surveying, LLC has made no investigation or independent research for ownership of the land or any other facts that may affect or correct this survey. The accuracy of this survey is based on the monuments and records of title on file with the recorder of Deeds for the County of Geauga, Ohio, and the records of the County of Geauga, Ohio, and the records of the County of Geauga, Ohio, and the records of the County of Geauga, Ohio.  
 In providing this boundary survey no attempt has been made to obtain or show data concerning any utility existing on the subject property.

Ordinance No. \_\_\_\_\_

**AN ORDINANCE PROVIDING FOR THE VACATING OF BEYERS ROAD IN THE VILLAGE OF GEORGETOWN, OHIO**

**WHEREAS**, all of Beysers Road from approximately 21.00 feet northwesterly from the corner intersection of said Beysers Road and Mt. Orab Pike (CG 115, Beams No. 63) to the northerly end of Beysers Road and being that portion of Beysers Road constructed under jurisdiction of the Village of Georgetown, Brown County, Ohio, and

**WHEREAS**, in order of such petition it is necessary to vacate the same with the provisions of 720.106 of the Ohio Revised Code, and

**WHEREAS**, on the \_\_\_\_\_ day of \_\_\_\_\_, 2021, the Board of Trustees of the Village of Georgetown, Ohio, did receive and consider a petition for the vacation of the above described portion of Beysers Road, and the Board of Trustees of the Village of Georgetown, Ohio, did determine to grant the petition and to vacate the same.

**NOW THEREFORE BE IT ORDAINED** by the Council of the Village of Georgetown, Brown County, Ohio, to-wit: (S) or

Section 1. That Beysers Road hereby is vacated for the entire width thereof and the same shall be dedicated to the general use of the public.

**SECTION 2.** That Beysers Road heretofore vacated herein shall be vacated as a private driveway, in its entirety, to the adjacent lots and shall not be subject to any utility lines, above or below ground, already in existence in the area of said road heretofore vacated.

**SECTION 3.** That the Clerk of the Village is hereby instructed to cause a certified copy of the within Ordinance to be placed in the Records of the Village of Georgetown, Ohio.

**SECTION 4.** That this Ordinance shall be in full force and effect from and after the effective date hereof by law.

PASSED: \_\_\_\_\_ 2021

ATTEST: \_\_\_\_\_  
 Alethea Hopkins, Village Clerk

\_\_\_\_\_   
 Jack Cobelli, Mayor

**SURVEYOR'S CERTIFICATION**

I hereby certify that this vacation plan is a true and complete survey made under my supervision and all monuments hereon set are found as shown.

Christopher S. Ranshaw, P.S., Ohio Reg. No. 8219

**CITATION OF DOCUMENTS**

Deed  
 O.R. 490, Pg. 1645  
 D.R. 216, Pg. 459  
 D.R. 217, Pg. 460  
 D.R. 221, Pg. 378  
 D.R. 234, Pg. 399

Survey  
 P.C. 2, RL 49  
 25-38-3D3  
 27-43-3B  
 27-43-3B

**BASIS OF BEARING**

Bearings are based upon Ohio State Plane Coordinates, Ohio State 3402.

**LINE TABLE**

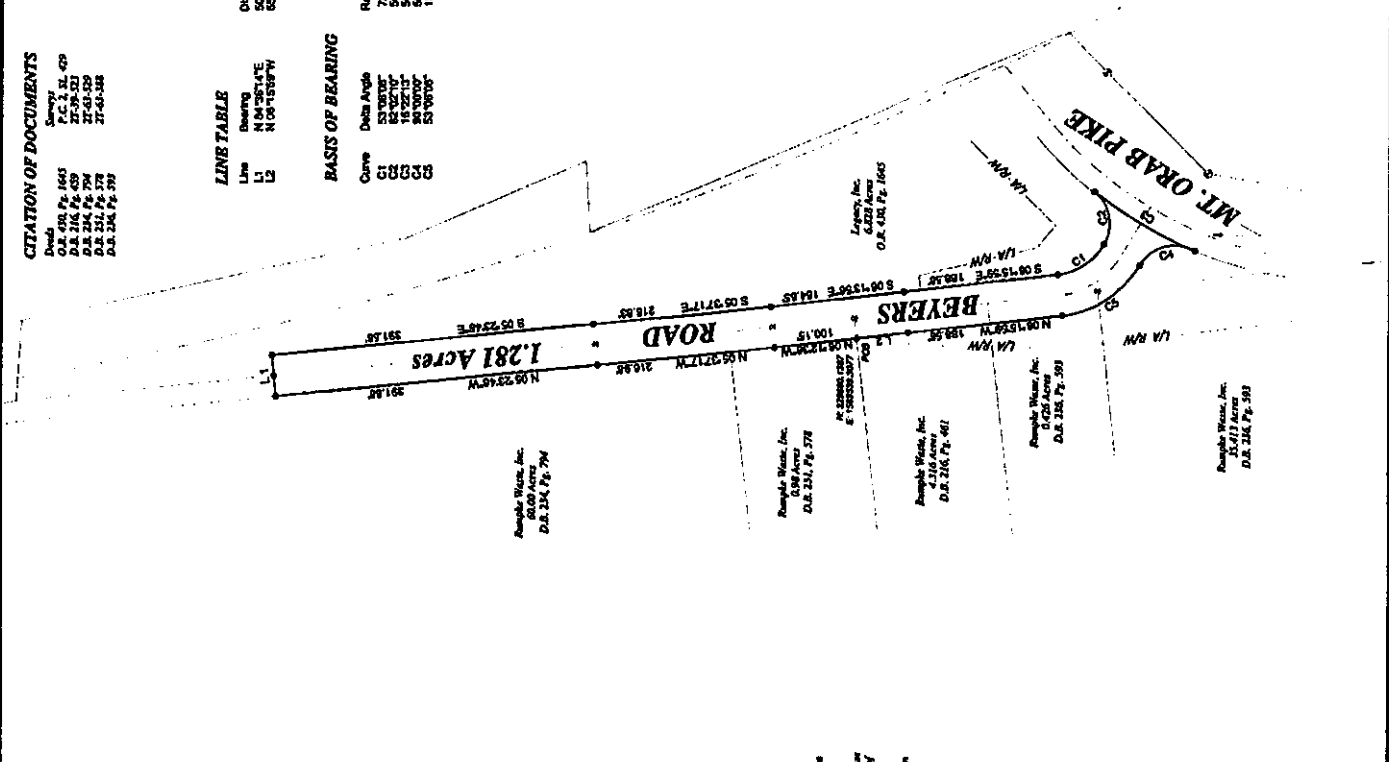
Line	Bearing	Distance
L1	N 04°38'14"E	50.07
L2	N 08°15'58"W	65.01

**BASIS OF BEARING**

Curve	Delta Angle	Radius	Arc	Tangent	Chord	Chord Bearing
C1	S 5°00'00"W	75.00	69.51	37.48	67.05	S 32°50'00"E
C2	S 15°00'00"W	75.00	71.59	45.49	65.63	N 79°36'00"E
C3	S 15°00'00"W	50.00	50.00	50.00	50.00	N 14°20'00"W
C4	S 15°00'00"W	50.00	50.00	50.00	50.00	N 14°20'00"W
C5	S 5°00'00"W	125.00	115.65	68.45	111.76	N 32°50'00"W

**LEGEND**

- SET BACK POINT
- ROCK SPREAD
- CONCRETE W/ INCREASING FOUND



**Vacation of BEYERS ROAD**  
 Containing 1.281 Acres  
 Located in C. Scott M.S. No. 794  
 and in Section 7 & 8, T.4 S., R. 10 W.,  
 Township 4 S., Range 10 W.,  
 Precinct Township, Brown County, Ohio  
 Scale: 1" = 100' 15 September 2021

**CSR LAND SERVICES, LLC**  
 Land Surveying • Consulting • Mapping  
 4646 Belmont Road • Georgetown, Ohio 43121  
 Phone: 614-615-6258 csh@csrland.com

CS-0001, 7-0-001, 7-0-002    Project: 1738.447  
 Plan: V021.100    App. No.: 21-100

**VACATION**    1/1

**Exhibit "B"**

**CONSENT TO STREET VACATION BY RUMPKE WASTE, INC.**

Whereas, the Village of Georgetown wishes to vacate the streets currently platted on portions of Brown County Real Estate Parcel Nos. 310595000000, 330588040200, 330587960000 and 310593600000 as shown in the attached Exhibit A and which are owned by Rumpke Waste, Inc., I hereby consent to such street vacation on each of the parcels pursuant to Ohio Revised Code 723.06.

In witness whereof, as an authorized agent of Rumpke Waste, Inc., Jake Rumpke has hereunto set his hand this 2<sup>nd</sup> day of NOVEMBER, 2021.

RUMPKE WASTE, INC.

By:   
Jake Rumpke

**Exhibit "B"**

**CONSENT TO STREET VACATION BY LEGACY, INC.**

Whereas, the Village of Georgetown wishes to vacate the streets currently platted on the portion of Brown County Real Estate Parcel No. 330586000500 as shown in the attached Exhibit A and which is owned by Legacy, Inc., I hereby consent to such street vacation on the parcel pursuant to Ohio Revised Code 723.06.

In witness whereof, as an authorized agent of Legacy, Inc., Jake Rumpke has hereunto set his hand this 2<sup>nd</sup> day of November, 2021.


LEGACY, INC.

By:   
Jake Rumpke

## Certificate of Copy

This is to certify that I, Natalie K.R. Newberry, Fiscal Officer for the Village of Georgetown, Brown County, Ohio in said County, and in whose custody the Files, Journals, and Records are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing **Resolution/Ordinance Number** 1302 is taken and copied from the original Resolution/Ordinance now on file with said Village, that the foregoing Resolution/Ordinance has been compared by me with the said original and that the same is a true and correct copy thereof.

Witness my signature, this 10<sup>th</sup> day of November, 2021.

  
\_\_\_\_\_  
Fiscal Officer  
Georgetown, Brown County, Ohio