

VILLAGE OF WESTON, WOOD COUNTY, OHIO
ORD NO. 2021-3

AN ORDINANCE TO ACCEPT BROWN LANE AS A DEDICATED STREET

WHEREAS, the Village of Weston is a statutory village located in Wood County, Ohio, with powers of local self-government pursuant to Ohio Constitution Art. XVIII, section 3, including the power to accept a street or alley, or any part thereof, located in the Village, for public use under certain circumstances, pursuant to O.R.C. 723.03, and

WHEREAS, Brown Lane is a private street located in the Village of Weston, abutted by a small subdivision consisting of seven lots, and

WHEREAS, at the time of the development of the subdivision, it was agreed that upon completion of the development the then-owner / developer would offer Brown Lane to the village as a dedicated street, and

WHEREAS, upon completion of the subdivision, the village did not accept Brown Lane as a dedicated street, and

WHEREAS, in 2003, the subdivision developer granted an easement to the then-owners of the lots abutting Brown Lane for use by those owners and all future owners of such lots, recorded at Vol. 2295, Pg. 980, Wood County Record. Said easement provides that in the event Brown Lane is dedicated and accepted as a public street, said easement is void, and,

WHEREAS, Brown Lane has fallen into disrepair, requiring restoration of the street. The current owners of the lots abutting Brown Lane have petitioned the Village Council to accept the street for public use and to repair the street.

NOW THEREFORE, BE IT ORDAINED, by the Village of Weston, Wood County, Ohio, that

Section 1: There exists a street, approximately 34 feet wide and approximately 419 feet long, extending east from Washington Street to the Railroad, in the Village of Weston, Wood County, Ohio, known as Brown Lane. See attached map.

Section 2. The owners of lots abutting Brown Lane, Wood County parcels X78509350403020002, X78509350403029000, X78509350403028000, X78509350403027000, X78509350403020001, X78509350403030000, and X78509350403031000, have dedicated Brown Lane for public use.

Section 3: There is good cause for accepting Brown Lane for public use and such acceptance will not be detrimental to the general interest of the Village or its residents.

Section 4: Brown Lane is hereby accepted and confirmed as a street for public use, subject to utility easements and utility improvements located thereon or thereunder.

Section 5. The aforementioned easement, recorded at Wood County Vol. 2295, Pg. 980 OR, is void by reason of such acceptance of Brown Lane as a public street.

Section 6. The Village Clerk is hereby directed to deliver a certified copy of this Ordinance to the Wood County Engineer and to record this original, signed Ordinance with the Wood County Recorder's Office.

Section 7. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any other committees that results in such formal action were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Revised Code of Ohio.

Vote on Measure: Yea 5 No 0 Abstain 0

Passed 5/31/2021

Not in attendance

President of Council



Mayor

Attest:


Clerk

This instrument prepared by Leatherman & Witzler
353 Elm Street, Perrysburg, Ohio 43551
419 874-3536

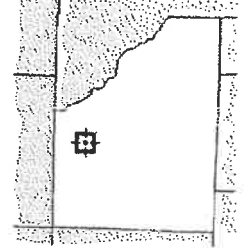


MATTHEW OESTREICH

Wood County Auditor | Wood County, Ohio



Overview



Legend

- Roads
- Parcels

Date created: 2/9/2021
Last Data Uploaded: 2/9/2021 12:31:31 AM

Developed by  Schneider
GEOSPATIAL

PETITION FOR DEDICATION OF BROWN LANE FOR PUBLIC USE

I/We, Michael and Lella O'Leary, am/are the owner(s) of certain real property located in the Village of Weston, Wood County, Ohio, known as Wood County Parcel X78509350403020002, adjacent to Brown Lane. Brown Lane is a private street located in the Village of Weston, abutted by a small subdivision consisting of seven lots. At the time of the development of the subdivision, it was agreed that upon completion of the development the then-owner / developer would offer Brown Lane to the village as a dedicated street. Upon completion of the subdivision, the village did not accept Brown Lane as a dedicated street. In 2003, the subdivision developer granted an easement to the then-owners of the lots abutting Brown Lane for use by those owners and all future owners of such lots, recorded at Vol. 2295, Pg. 980, Wood County Recorder's Office. Said easement provides that in the event Brown Lane is dedicated and accepted as a public street, said easement is void. I/We now voluntarily petition the Village of Weston for dedication of Brown Lane and request the Village accept for public use said Brown Lane.

Michael O'Leary
Signature

4/1/21
Date

Lella O'Leary
Signature

4/1/21
Date

PETITION FOR DEDICATION OF BROWN LANE FOR PUBLIC USE

I/We, Garland and Susan Brown, Trustees, am/are the owner(s) of certain real property located in the Village of Weston, Wood County, Ohio, known as Wood County Parcel X78509350403029000, adjacent to Brown Lane. Brown Lane is a private street located in the Village of Weston, abutted by a small subdivision consisting of seven lots. At the time of the development of the subdivision, it was agreed that upon completion of the development the then-owner / developer would offer Brown Lane to the village as a dedicated street. Upon completion of the subdivision, the village did not accept Brown Lane as a dedicated street. In 2003, the subdivision developer granted an easement to the then-owners of the lots abutting Brown Lane for use by those owners and all future owners of such lots, recorded at Vol. 2295, Pg. 980, Wood County Recorder's Office. Said easement provides that in the event Brown Lane is dedicated and accepted as a public street, said easement is void. I/We now voluntarily petition the Village of Weston for dedication of Brown Lane and request the Village accept for public use said Brown Lane.

Garland N. Brown SR.

Signature

2-19-21

Date

Susan J. Brown

Signature

2-19-21

Date

PETITION FOR DEDICATION OF BROWN LANE FOR PUBLIC USE

I/We, Russell and Patsy Harshberger, am/are the owner(s) of certain real property located in the Village of Weston, Wood County, Ohio, known as Wood County Parcel X78509350403028000, adjacent to Brown Lane. Brown Lane is a private street located in the Village of Weston, abutted by a small subdivision consisting of seven lots. At the time of the development of the subdivision, it was agreed that upon completion of the development the then-owner / developer would offer Brown Lane to the village as a dedicated street. Upon completion of the subdivision, the village did not accept Brown Lane as a dedicated street. In 2003, the subdivision developer granted an easement to the then-owners of the lots abutting Brown Lane for use by those owners and all future owners of such lots, recorded at Vol. 2295, Pg. 980, Wood County Recorder's Office. Said easement provides that in the event Brown Lane is dedicated and accepted as a public street, said easement is void. I/We now voluntarily petition the Village of Weston for dedication of Brown Lane and request the Village accept for public use said Brown Lane.

Russell L. Harshberger
Signature

3-16-21
Date

Patsy L. Harshberger
Signature

3-16-21
Date

PETITION FOR DEDICATION OF BROWN LANE FOR PUBLIC USE

I/We, Richard James Greene, am/are the owner(s) of certain real property located in the Village of Weston, Wood County, Ohio, known as Wood County Parcel X78509350403027000, adjacent to Brown Lane. Brown Lane is a private street located in the Village of Weston, abutted by a small subdivision consisting of seven lots. At the time of the development of the subdivision, it was agreed that upon completion of the development the then-owner / developer would offer Brown Lane to the village as a dedicated street. Upon completion of the subdivision, the village did not accept Brown Lane as a dedicated street. In 2003, the subdivision developer granted an easement to the then-owners of the lots abutting Brown Lane for use by those owners and all future owners of such lots, recorded at Vol. 2295, Pg. 980, Wood County Recorder's Office. Said easement provides that in the event Brown Lane is dedicated and accepted as a public street, said easement is void. I/We now voluntarily petition the Village of Weston for dedication of Brown Lane and request the Village accept for public use said Brown Lane.


Signature

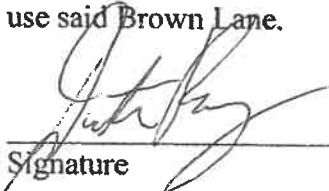
4/3/2021
Date

Signature

Date

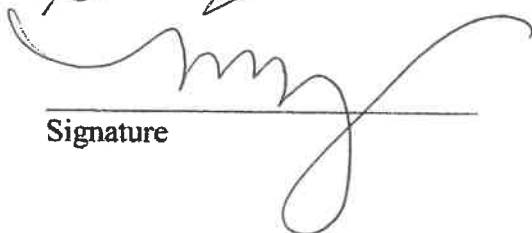
PETITION FOR DEDICATION OF BROWN LANE FOR PUBLIC USE

I/We, Dustin Roy and Nicole McCluskey, am/are the owner(s) of certain real property located in the Village of Weston, Wood County, Ohio, known as Wood County Parcel X78509350403020001, adjacent to Brown Lane. Brown Lane is a private street located in the Village of Weston, abutted by a small subdivision consisting of seven lots. At the time of the development of the subdivision, it was agreed that upon completion of the development the then-owner / developer would offer Brown Lane to the village as a dedicated street. Upon completion of the subdivision, the village did not accept Brown Lane as a dedicated street. In 2003, the subdivision developer granted an easement to the then-owners of the lots abutting Brown Lane for use by those owners and all future owners of such lots, recorded at Vol. 2295, Pg. 980, Wood County Recorder's Office. Said easement provides that in the event Brown Lane is dedicated and accepted as a public street, said easement is void. I/We now voluntarily petition the Village of Weston for dedication of Brown Lane and request the Village accept for public use said Brown Lane.



Signature

04/01/2021
Date

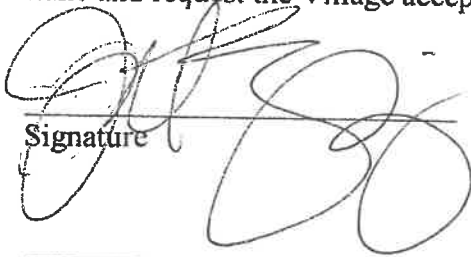


Signature

04/01/2021
Date

PETITION FOR DEDICATION OF BROWN LANE FOR PUBLIC USE

I/We, Jeanette Zamarripa, am/are the owner(s) of certain real property located in the Village of Weston, Wood County, Ohio, known as Wood County Parcel X78509350403030000, adjacent to Brown Lane. Brown Lane is a private street located in the Village of Weston, abutted by a small subdivision consisting of seven lots. At the time of the development of the subdivision, it was agreed that upon completion of the development the then-owner / developer would offer Brown Lane to the village as a dedicated street. Upon completion of the subdivision, the village did not accept Brown Lane as a dedicated street. In 2003, the subdivision developer granted an easement to the then-owners of the lots abutting Brown Lane for use by those owners and all future owners of such lots, recorded at Vol. 2295, Pg. 980, Wood County Recorder's Office. Said easement provides that in the event Brown Lane is dedicated and accepted as a public street, said easement is void. I/We now voluntarily petition the Village of Weston for dedication of Brown Lane and request the Village accept for public use said Brown Lane.



Signature

2-23-21
Date

Signature

Date

PETITION FOR DEDICATION OF BROWN LANE FOR PUBLIC USE

I/We, Sandra Kovacs, am/are the owner(s) of certain real property located in the Village of Weston, Wood County, Ohio, known as Wood County Parcel X78509350403031000, adjacent to Brown Lane. Brown Lane is a private street located in the Village of Weston, abutted by a small subdivision consisting of seven lots. At the time of the development of the subdivision, it was agreed that upon completion of the development the then-owner / developer would offer Brown Lane to the village as a dedicated street. Upon completion of the subdivision, the village did not accept Brown Lane as a dedicated street. In 2003, the subdivision developer granted an easement to the then-owners of the lots abutting Brown Lane for use by those owners and all future owners of such lots, recorded at Vol. 2295, Pg. 980, Wood County Recorder's Office. Said easement provides that in the event Brown Lane is dedicated and accepted as a public street, said easement is void. I/We now voluntarily petition the Village of Weston for dedication of Brown Lane and request the Village accept for public use said Brown Lane.

Sandra Kovacs
Signature

2-20-21
Date

Signature

Date