

VILLAGE OF GRAFTON  
RESOLUTION NO. 19-010

INTRODUCED BY:

MOTION BY: STRAH

SECONDED BY: KITTS

**A RESOLUTION APPROVING EASEMENT AGREEMENT BETWEEN DANIEL D. AND JUDY K. BOHANNON AND THE VILLAGE OF GRAFTON AND DECLARING AN EMERGENCY**

WHEREAS, Daniel D. and Judy K. Bohannon are prepared to enter into an Easement Agree with the Village of Grafton relative to their granting the Village of Grafton an easement upon their property, which easement is detailed more fully in the Easement Agreement, attached hereto as Exhibit "1"; and

WHEREAS, Council for the Village of Grafton desires to approve and accept the terms of the Easement Agreement upon its execution.

NOW, THEREFORE, BE IT RESOLVED by the Village of Grafton, County of Lorain, and State of Ohio:

Section 1. That, Council of the Village of Grafton hereby approves and accepts the terms of the Easement Agreement by and between Daniel D. and Judy K. Bohannon as Grantors and the Village of Grafton as Grantee, as detailed in Exhibit "1".

Section 2. That, this Resolution be, and hereby is, declared to be an emergency measure necessary to provide for the public health, peace, safety, and welfare of the citizens of Grafton, Ohio, the emergency being the necessity of entering into an Easement Agreement, so the Village's Oak Street Improvement Project can proceed according to schedule.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and open to the public, in compliance with all legal requirements, including the Ohio Revised Code.

Section 4. This Resolution shall take effect and be enforce from and after the earliest period allowed by law.

  
\_\_\_\_\_  
PRESIDENT OF COUNCIL

3-19-19  
\_\_\_\_\_  
DATE PASSED


  
\_\_\_\_\_  
MAYOR

3-19-19  
\_\_\_\_\_  
DATE APPROVED

  
\_\_\_\_\_  
CLERK/TREASURER

3-19-19  
\_\_\_\_\_  
DATE ATTESTED

APPROVED AS TO FORM BY:

  
\_\_\_\_\_  
GRETCHEN A. HOLDERMAN, DIRECTOR OF LAW

MOTION TO WAIVE 3 READINGS; STRAH  
SECOND: DUKLES

**EASEMENT AGREEMENT**

For and in consideration of the sum of \_\_\_\_\_, the receipt and sufficiency of which is hereby acknowledged, and for other good and valuable consideration, the undersigned Daniel D. and Judy K. Bohannon, as Grantors, hereby give, grant, and convey to the Village of Grafton, as Grantee, a perpetual sidewalk easement, which perpetual easement is specifically described and drawn to scale in the attached Exhibits "A" and "B".

*Witnesses*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**GRANTORS**

\_\_\_\_\_  
DANIEL D. BOHANNON Date

\_\_\_\_\_  
JUDY K. BOHANNON Date

**GRANTEE**

VILLAGE OF GRAFTON

By: \_\_\_\_\_  
Date

**EXHIBIT A**  
**PERMANENT ACCESS SIDEWALK EASEMENT**

Being part of Sublot No. 141 in the addition of Rawsonville by Goodman, Fowler and Hand of part of Original Eaton Township Lots 81 and 100 and part of Original Grafton Township Lot No. 1, as shown on the recorded plat in Volume 1 of Maps, page 24 of Lorain County Records and being more particularly described as follows:

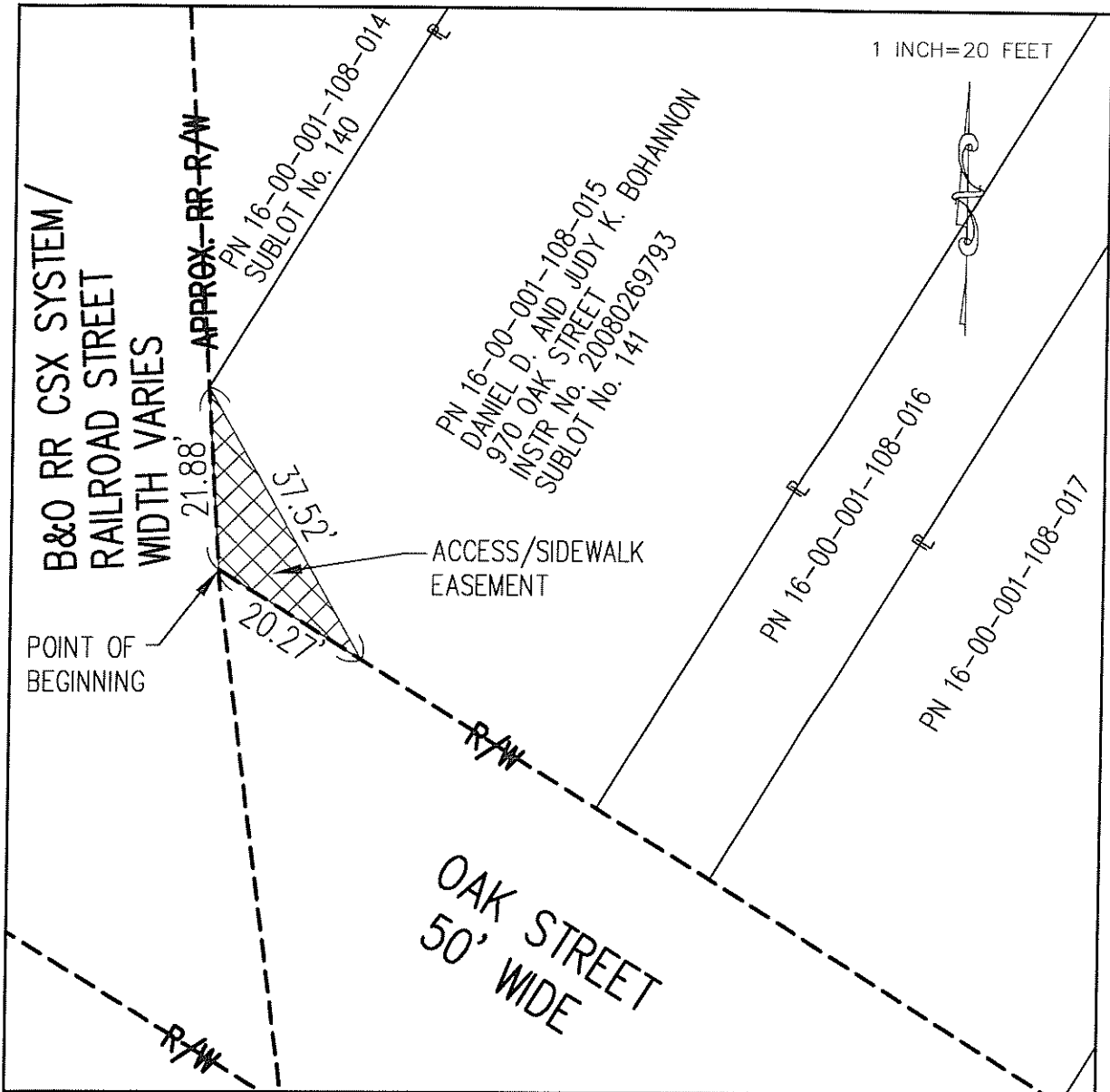
Beginning at a point at the intersection of the northeasterly right-of-way line of Oak Street and the easterly right-of-way line of Railroad St/CSX Railroad, said point also being the south-southwesterly corner of said Sublot No. 141 and the PRINCIPAL PLACE OF BEGINNING for this description;

1. thence in a northerly direction along the easterly right-of-way line of Railroad Street/CSX Railroad a distance of 21.88 feet to a point at the intersection of the easterly right-of-way line of Railroad Street/CSX Railroad and the northwesterly line of said Sublot No. 141. Said point also being the southeasterly corner of Sublot No. 140 in said addition of Rawsonville;
2. thence in a southeasterly direction a distance of 37.52 feet to a point on the northeasterly right-of-way line of Oak Street and the southwesterly line of said Sublot 141, said point being 20.27 feet southwesterly of the intersection of the northeasterly right-of-way line of Oak Street and the easterly right-of-way line of Railroad St/CSX Railroad, said intersection also being the aforesaid PRICIPAL PLACE OF BEGINNING.
3. Thence northwesterly along the northeasterly right-of-way line of Oak Street a distance of 20.27 feet to the intersection of the northeasterly right-of-way line of Oak Street and the easterly right-of-way line of Railroad St/CSX Railroad, said intersection also being the aforesaid PRICIPAL PLACE OF BEGINNING.

Said easement also being as depicted on the attached Exhibit B and containing 0.004131 acre of land, more or less, subject however to all legal highways and easements.


Said Sublot No. 141 being now or formerly owned by Danial D. and Judy K. Bohannon as described in an instrument recorded in Instrument #2008-0269793 of the Official Records of the Lorain County Recorder's Office.

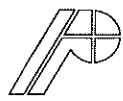
This legal description was prepared by Poggemeyer Design Group, Inc., 1168 North Main Street, Bowling Green, Ohio, 43402.



PART OF SUBLOT No. 141 IN THE ADDITION OF RAWSONVILLE (PV 1, PG 24) BY GOODMAN, FOWLER AND HAND AND PART OF ORIGINAL EATON TOWNSHIP LOTS 81 AND 100 AND PART OF ORIGINAL GRAFTON TOWNSHIP LOT No. 1, VILLAGE OF GRAFTON, LORAIN COUNTY, OHIO

DANIEL D. AND JUDY K. BOHANNON  
INSTRUMENT No. 20080269793  
TAX PARCEL ID #16-00-001-108-015

 =PERMANENT EASEMENT  
AREA (0.004131 AC)



**POGGE MEYER DESIGN GROUP, INC.**  
ARCHITECTS + ENGINEERS + PLANNERS  
1168 NORTH MAIN ST., BOWLING GREEN, OHIO 43402  
(419) 352-7537 FAX (419) 353-0187

|                       |                    |
|-----------------------|--------------------|
| DRAWN: D.A.N.         | EXHIBIT B          |
| CHECKED: D.A.N.       | FOR                |
| DATE: 3/11/19         | VILLAGE OF GRAFTON |
| JOB NO.: 217000-00299 | LORAIN COUNTY      |
| SHEET: 1              | STATE OF OHIO      |