



IN THE MATTER OF GRANTING THE VACATION OF DESCRIBED PLATTED STREET IN THE UNINCORPORATED VILLAGE OF FREYBURG, PUSHETA TOWNSHIP, WAPAKONETA, OHIO AS FILED BY DENNIS MCCLINTOCK AND SIGNED BY THE PROPERTY OWNERS: TIM AND RUTH COIL, NATHANIEL CRAFT, THOMAS R. COOPER, PATRICK D. MARTIN, JOHN A. MCEVOY, ERIC SAMMETINGER, RAYMOND HICKMAN, BILL LIMBERT, DAVID AND JUNE WALTER, AUSTIN STEINKE, LUCAS WACHAUF, AND ISAIAH JOHNSON.

The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 9th day of November, 2021.

Commissioner Bambauer moved the adoption of the following:

RESOLUTION

WHEREAS, pursuant to Resolution #21-405, dated September 30, 2021 the Board of County Commissioners, Auglaize County, Ohio held a public hearing in the Chambers on, November 4, 2021 at 2:00 p.m. for the purpose of vacating described platted street in the Unincorporated Village of Freyburg, Pusheta Township, being all that remaining portion of 30 foot street, 66 foot south from Sycamore Street to Main Street, bounded on the West by lot 79, Lot 87 and Lot 94, bounded on the East by Lot 78, Lot 88 and Lot 93. Said street runs south from Sycamore Street to Main Street. Said street being partially open 66 foot from Sycamore Street in Section 6, St. Marys Township, Auglaize County, Ohio as found in Plat Book 1B, Page 84 of the Plat Records of Auglaize County, Ohio; and,

WHEREAS, proper notification was made by regular mail to all landowners abutting the road or portion of the road proposed to be vacated, notifying them of the Public Hearing date, time and place; and,

WHEREAS, persons present for the public hearing were Commissioners Spencer, Bambauer and Bergman; County Administrator Erica Preston, County Engineer Andrew Baumer, Dennis McClintock, Jeannie Saddler and Todd Wireman; and,

WHEREAS, there were objections expressed by Jeannie Saddler and Todd Wireman to the petitioned vacation.

THEREFORE BE IT RESOLVED, after deliberation, the Board of County Commissioners, Auglaize County, Ohio, does hereby find that the the described platted street have been abandoned and not used for a period of twenty-one years and does hereby grant the portion of vacating the described street in the Hamlet of Freyburg, Pusheta Township petitioned to be vacated as follows: Being all that remaining portion of Water Street, 30 feet wide, bounded on the north by the south line of Lots 72 and 73, bounded on the south by Main Street right-of-way, also being the south line of Lots 93 and 94, bounded on the west by Lot 79, 87 and 94 and bounded on the east by Lot 78, 88 and 93 as recorded in Flicks Addition Lots 56-108 in the Auglaize County Recorder's Office. Legal description prepared by Andrew Baumer, Auglaize County Engineer, PS#8820; and,

BE IT FURTHER RESOLVED, that the vacated portion of the street shall pass, in fee, to the abutting landowners as provided by law; and,

BE IT FINALLY RESOLVED that this Resolution be recorded in the office of the Auglaize County Recorder.

Commissioner Spencer seconded the Resolution and upon the roll being called, the Vote resulted in the adoption of the Resolution as follows:

Adopted this
9th day of
November, 2021

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer
Douglas A. Spencer

David Bambauer
David Bambauer

ABSENT
John N. Bergman

cc: County Engineer
Pusheta Township Trustees
County Auditor
County Recorder
Prosecuting Attorney