

RESOLUTION NO. 21-28

COMMISSIONERS' FINDING FOR THE IMPROVEMENT ON THE HOPFINGER EAST
SINGLE COUNTY DITCH PETITION NO. 115
(Rev. Code, Sec 6131.12)

The Board of County Commissioners of the County of Ottawa, Ohio, met in regular session at the office of the Board of County Commissioners, Ottawa County Courthouse, Port Clinton, Ohio on the 17th day of June 2021, at the regular place of meeting with the following members present:

Donald A. Douglas Mark E. Coppeler Mark W. Stahl

Commissioner Coppeler moved the adoption of the following Resolution:

WHEREAS, The Board in its order dated the 1st day of April 2021, met at their office located at the Ottawa County Courthouse, 315 Madison Street, Port Clinton, Ohio and conducted the first hearing, virtually by the Zoom platform, on the Hopfinger East Single County Ditch No. 115 petition as petitioned for by Todd Winke. The petition was publicly read, together with all applications for and remonstrances against the improvement, and all applications for change or extension of the improvement, previously filed in writing; and

WHEREAS, this being the day fixed by the Board in its order dated June 10, 2021 for the continued first hearing on the Hopfinger East Single County Ditch No. 115 and after proper examination, the Board finds due and legal notice has been given in the manner and for the length of time required by law, to all owners of land affected by said vacation, and

WHEREAS, the Board has made an actual view of the proposed improvement and has heard either in person or by counsel all evidence offered by any owner of land for or against the granting of the proposed vacation described in the petition or any application therefore; and

WHEREAS, the Board has given consideration to the protection of environmentally significant areas when those areas could be adversely affected by the vacation; therefore, be it

RESOLVED, by the Board of County Commissioners that the Board hereby finds that the proposed vacation petitioned for is necessary and will be conducive to the public welfare and it is reasonably certain that the cost thereof will be less than the benefits, and the prayer of the petition is hereby granted; and it further finds that the following described route and termini of the proposed improvement and of the branches, spurs and laterals thereof, and the manner of constructing the same are the best and the same are hereby adopted and prescribed by the Board

Commencing at a 10 inch farm drive tile approximately 1,930 feet West and 650 feet North of the intersection of Oak Harbor Southeast Road, C.R. 17, and Mulcahy Road, C.R. 27, thence easterly approximately 2,162 feet to its terminus in the Mulcahy Road Ditch.

RESOLVED, that the County Engineer be and is hereby directed to prepare final assessments for the cost to vacate this improvement; which shall include the cost of engineering, notices, publications and other incidental expenses; and be it further

RESOLVED, that the County Engineer be and he is hereby directed to prepare final assessments for the cost to vacate this improvement; which shall include the cost of notices, publications and other incidental expenses; and be it further

RESOLVED, THAT THE County Engineer be and is hereby directed to calculate a final maintenance assessment which will cover any negative balance and costs to date for the maintenance of this ditch, and be it further

RESOLVED, that the 12th day of July, 2021, at 9:00 o'clock, a.m. is hereby fixed as the time for filing with the Clerk of the County Commissioners the schedules and reports prepared by the County Engineer; and be it further

RESOLVED, that further hearing on the improvement is hereby adjourned to the date above fixed for the filing of the schedules and reports by the County Engineer.

Commissioner Stahl seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

Vote on Motion: Donald A. Douglas, yes; Mark E. Coppeler, yes; Mark W. Stahl, yes.

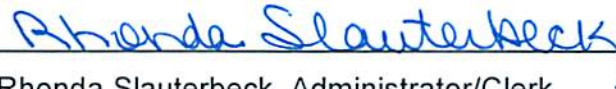


Rhonda Slauterbeck, Administrator/Clerk
Board of County Commissioners, Ottawa County, Ohio

Office of the Board of County Commissioners
June 17, 2021

To the County Engineer:

I hereby certify the foregoing to be a true and correct copy of the finding of the Board of County Commissioners in favor of the foregoing improvement.



Rhonda Slauterbeck, Administrator/Clerk
Board of County Commissioners, Ottawa County, Ohio