

FIRST READING: 1.25.21
SECOND READING: 2.8.21
THIRD READING: 2.22.21

RESOLUTION NO. 8-21

BY: CHRISTINA MORRIS

A RESOLUTION SUPPORTING THE PLACEMENT OF A PROPOSED SHORE STRUCTURE AND APPROVAL OF A LAKE ERIE SUBMERGED LAND LEASE FROM OHIO DEPARTMENT OF NATURAL RESOURCES (ODNR) ADJACENT TO PERMANENT PARCEL NO. 302-09-004 AT 21468 AVALON DRIVE, ROCKY RIVER, OHIO

WHEREAS: Eric C. Wiedemer and Jacquelyn A. Brook own property located at 21468 Avalon Drive, Rocky River, Ohio, Permanent Parcel No. 302-09-004; and

WHEREAS: The Ohio Department of Natural Resources (ODNR) Division of Real Estate and Land Management requires that the City of Rocky River support the placement of a proposed shore structure within Lake Erie submerged lands adjacent to the property at 21468 Avalon Drive, Rocky River, Ohio; and

WHEREAS: Said land upon which the revetment is to be placed is not needed for any future public improvement.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ROCKY RIVER, COUNTY OF CUYAHOGA, STATE OF OHIO:

Section 1. That the submerged lands in question are not necessary for the bulkheads, maintenance or operation by the City of Rocky River of any breakwaters, piers, docks, or any other future improvements which aid in navigation and water commerce, and that the land uses specified in the application comply with regulation of permissible land uses of the City of Rocky River.

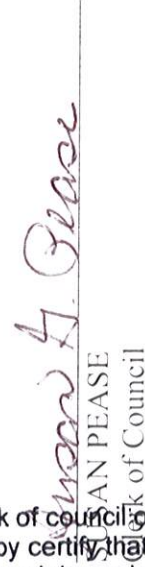
Section 2. That a site Location Map, Plan View of Existing Conditions, Plan View of the proposed shore structure and a Profile View of said submerged land area are available for viewing in the Rocky River Building Department

Section 3. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of public peace, health and safety, and for the future reason that passage of this Resolution will allow construction of the shore structure to proceed in a timely manner and, provided it receives the affirmative vote of two-thirds (2/3) of all members elected to council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: February 22nd, 2021


JAMES W. MORAN
President of Council

PRESENTED BY: MAYOR: February 22nd, 2021
TEST: APPROVED: February 22nd, 2021


SUSAN PEASE
Clerk of Council


PAMELA E. BOBST
Mayor

I, the undersigned clerk of council of the city of Rocky River, State of Ohio, do hereby certify that publication of the foregoing ordinance was duly made by posting a true copy thereof in the lobby of the Rocky River City Hall, in accordance with the charter of Rocky River, commencing on the 22nd day of February, 2021.


Clerk of Council of the City of Rocky River, Ohio



Ohio Department of Natural Resources

MIKE DEWINE, GOVERNOR

MARY MERTZ, DIRECTOR

December 18, 2020

Via Email

Eric Wiedemer and Jacquelyn Brook
21468 Avalon Drive
Rocky River, Ohio 44145
EWiedemer@hinkley.com

Re: Shore Structure Permit Application 20-CUY-48
Submerged Lands Lease Application SUB-2553-CU

Dear Eric Wiedemer and Jacquelyn Brook:

The Ohio Department of Natural Resources (ODNR) Office of Coastal Management (OCM) received your applications for a Shore Structure Permit and Submerged Lands Lease on November 3, 2020. The applications describe construction of an armor stone revetment and placement of 287.5 cubic yard of sand prefill per USACE requirements at and lakeward of 21468 Avalon Drive, Rocky River, Cuyahoga County.

Please be advised the applications are incomplete. A resolution or ordinance from the local authority has not been received. Our records indicate that your consultant may have requested this item from the City of Rocky River. A technical review of the applications has begun; however, the review cannot be completed until this item is received.

Please contact us if you have any questions. Thank you for your cooperation in managing Ohio's Lake Erie coastal resources.

Sincerely,

Jason Trapp

Jason Trapp, P.E.
Natural Resources Engineer
Jason.Trapp@dnr.ohio.gov
(419) 609-4110

Deborah L. Beck

Deborah L. Beck, P.E.
Assistant Chief
Deborah.Beck@dnr.ohio.gov
(419) 609-4112

cc: Scudder D. Mackey, Ph.D., Chief, Office of Coastal Management
Steve Holland, Federal Consistency Coordinator, Office of Coastal Management
James A. Schilens, Engineered Technical Solutions
Christopher Huhnke, P.E., Engineered Technical Solutions
Thomas M. Snezek, P.S., Snezek s Engineered Technical

OFFICE OF COASTAL MANAGEMENT

105 WEST SHORELINE DRIVE SANDUSKY, OH 44870 419-626-7980 / (888) 644-6267 | COASTAL.OHIODNR.GOV

GENERAL NOTES:
1. ALL ELEVATIONS REFERENCE IGLD 1985

LAKE ERIE
LAKES LEVEL IGLD 85
OBSERVED 9/9/20 9:30 AM

LEGEND:

- INDICATES A DRILL HOLE SET
- INDICATES AN EXISTING MONUMENT FOUND AS DESCRIBED
- INDICATES A 5/8" IRON PIN WITH IDENTIFICATION CAP MARKED "T-SNEZEK, S-7051" SET
- INDICATES AN EXISTING IRON MONUMENT BOX WITH IRON PIN FOUND AS INDICATED
- BATHYMETRY CONTOURS



JONATHAN & CHRISTINA MCCLELLAN
P.P.#302-09-003
AFN#202005060269 5/6/20

CAPPED 5/8" IRON PIN FD.
MARKED "REITZ ENGR"
5790157E-0.18

ERIC C. WIEDEMER & JACQUELYN A. BROOK
P.P.#302-09-004
AFN#202006110309 6/11/20

MOLLY R. SCHROEDER
P.P.#302-09-006
AFN#201201050683 1/5/12

MAISON DES FLEURS LLC
P.P.#302-09-007
AFN#201706230337 6/23/17

SITUATED IN THE CITY OF ROCKY RIVER, COUNTY OF CUYAHOGA,
STATE OF OHIO AND BEING KNOWN AS PART OF SUBLOTS 1428 &
11429 IN THE REALTY UNDERWRITING COMPANY'S "BEACH CLIFF"
SUBDIVISION NO.5 AS SHOWN ON RECORDED PLAT 73, PC.14
OF ORIGINAL ROCKPORT TOWNSHIP LOTS NO.24 AND 25, TOWNSHIP
7 NORTH, RANGE 14 WEST OF THE CONNECTICUT WESTERN RESERVE.
ALSO BRING ALL OF THOSE LANDS DEEDED TO ERIC C. WIEDEMER AND
JACQUELYN A. BROOK IN TRUSTEE DEED RECORDED ON JUNE 11, 2020
IN AFN#202006110309 OF THE CUYAHOGA COUNTY RECORDER'S RECORDS.

BASIS OF BEARING IS AT NORTH 48°30'00" WEST ALONG THE CENTERLINE OF
LAKE ROAD AS ESTABLISHED FROM PREVIOUS SURVEY DATED AUGUST 1989.

METHODOLOGY OF LITTORAL PARTITIONING IS THE RADIAL LINEAR EXTENSION OF
THE EASTERLY PROPERTY LINE INTERSECTION WITH THE SHORELINE AND THE
LINEAR EXTENSION OF THE WESTERLY PROPERTY LINE.

LAKE WATER SURFACE ELEVATION OBSERVED 9/9/20 = 678.66

ALL ELEVATIONS ARE REFERENCED TO THE IGLD 85.

SURVEYOR'S STATEMENT

DISTANCES ARE EXPRESSED IN FEET AND DECIMAL PARTS THEREOF.
BEARINGS ARE TO AN ASSUMED MERIDIAN AND ARE USED TO
INDICATE ANGLES ONLY. PERMANENT MONUMENTS WERE FOUND OR
SET AS INDICATED HEREON. ALL OF WHICH I DECLARE TO BE
CORRECT TO THE BEST OF MY ABILITY AND BELIEF.

THOMAS M. SNEZEK, P.S. 7051
DATE 10/4/20



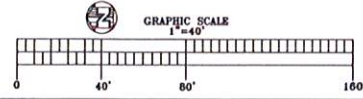
BENCHMARK - TOP OF
HYDRANT IGLD. 85
ELEVATION = 627.27

5/8" IRON PIN FD. BENT
5725300W-0.37

5/8" IRON PIN
FD. & USED

5/8" IRON PIN FD.
5243317E-0.24

1" IRON PIN IN MON
BOX FD. & USED



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REVISIONS:
8-17-20
8-19-20
8-15-20
10-21-20

PROJECT: WIEDEMER PROJECT
21488 AVALON DRIVE
LOCATION: ROCKY RIVER, OHIO 44116

DWG. TITLE: EXIST. SURVEY

DWG. NO.: EN-2
ISSUE: APPL-1

SCALE: 1"=40'
DATE: 10-30-20
R.A.S.
DRAWN BY: J.A.S.
CHECKED BY:

1. ALL ELEVATIONS REFERENCE IGLD 1985

- LEGEND:
- INDICATES A DRILL HOLE SET
 - INDICATES AN EXISTING MONUMENT FOUND AS DESCRIBED
 - INDICATES A 5/8" IRON PIN WITH IDENTIFICATION CAP MARKED "T-SNEEK S-7051" SET
 - INDICATES AN EXISTING IRON MONUMENT BOX WITH IRON PIN FOUND AS INDICATED
 - BATHYMETRIC CONTOURS

SURVEYOR'S STATEMENT

DISTANCES ARE EXPRESSED IN FEET AND DECIMAL PARTS THEREOF. BEARINGS ARE TO AN ASSUMED MERIDIAN AND ARE USED TO INDICATE ANGLES ONLY. PERMANENT MONUMENTS WERE FOUND OR SET AS INDICATED HEREON. ALL OF WHICH I DECLARE TO BE CORRECT TO THE BEST OF MY ABILITY AND BELIEF.

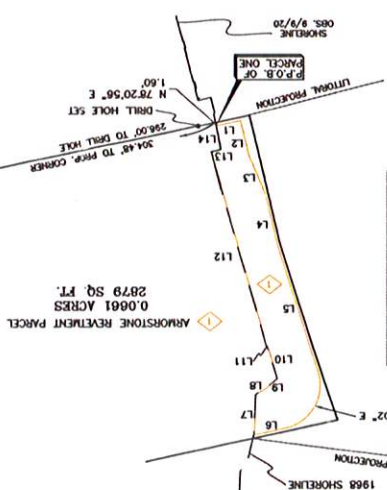


THOMAS M. SNEEK, P.S. 7051
DATE 10/1/17

ALL ELEVATIONS ARE REFERENCED TO THE IGLD 85. LAKE WATER SURFACE ELEVATION OBSERVED 9/9/20 = 575.55

RETRIBUTION OF LITIGATION PARTITIONING IN THE REAL LINEAR EXTENSION OF THE WESTERLY PROPERTY LINE. BASED ON BEARING IS AT NORTH 48°30'00" WEST ALONG THE CENTRAL LINE OF 7 NORTH RANGE 14 WEST OF THE CONNECTICUT WESTERN RESERVE. ALSO BEING ALL OF THOSE LANDS DEEDED TO ERIC C. WIEDERMAN AND JACQUELYN A. BROOK IN TRUSTEE DEED RECORDED ON JUNE 11, 2020 IN APN#202006110309 OF THE CUYAHOGA COUNTY RECORDER'S RECORDS. SITUATED IN THE CITY OF ROCKY RIVER, COUNTY OF CUYAHOGA, STATE OF OHIO AND BEING KNOWN AS PART OF SUBLOTS 1428 & 1429 IN THE REALTY UNDERWRITING COMPANY'S "BEACH CLIFF" SUBDIVISION NO. 6 AS SHOWN ON RECORDED PLAT NO. 72, PC 14 OF CUYAHOGA COUNTY TOWNSHIP LOTS NO. 24 AND 25, TOWNSHIP 7 NORTH, RANGE 14 WEST OF THE CONNECTICUT WESTERN RESERVE. ALSO BEING ALL OF THOSE LANDS DEEDED TO ERIC C. WIEDERMAN AND JACQUELYN A. BROOK IN TRUSTEE DEED RECORDED ON JUNE 11, 2020 IN APN#202006110309 OF THE CUYAHOGA COUNTY RECORDER'S RECORDS.

LINE	BEARING	DISTANCE
L1	N 11°30'04" W	11.91
L2	N 76°21'22" E	17.02
L3	N 67°00'46" E	19.21
L4	N 76°14'38" E	23.58
L5	N 71°29'13" E	63.19
L6	S 11°49'18" E	16.07
L7	S 67°35'00" E	19.18
L8	S 28°48'31" E	5.48
L9	S 38°22'36" E	7.21
L10	S 72°13'06" W	16.05
L11	N 17°58'01" W	0.37
L12	N 75°53'08" E	95.07
L13	S 11°53'31" E	4.74
L14	N 77°52'23" E	11.32



DWG. NO.: EN-5
ISSUE: APPL-1

DWG. TITLE: SILL PLAT

PROJECT: WIEDERMAN PROJECT
LOCATION: 21458 AVALON DRIVE
ROCKY RIVER, OHIO 44116

SCALE: 1"=40'
DATE: 10-30-20
DRAWN BY: R.A.S.
CHECKED BY: J.A.S.

REVISIONS:

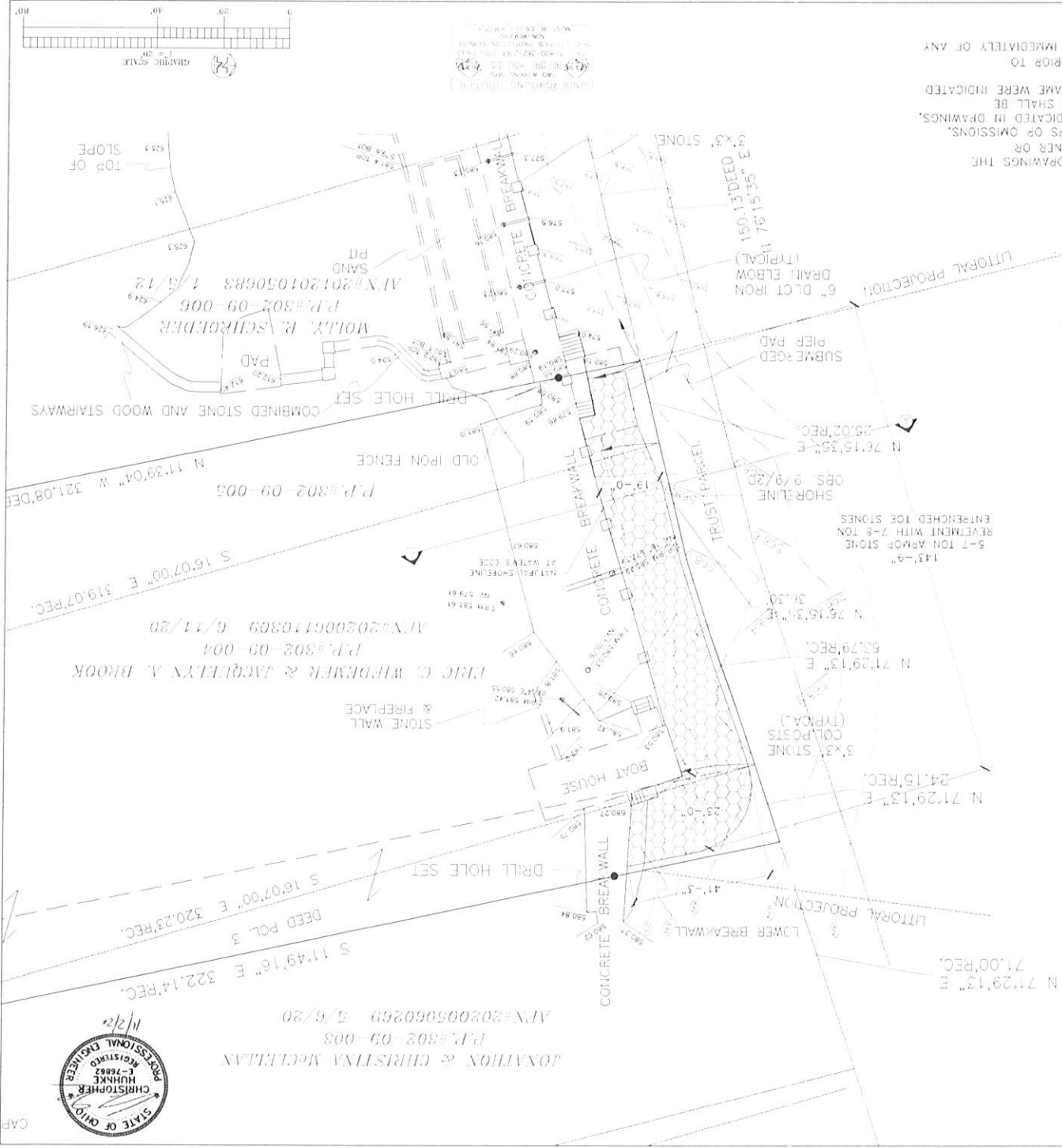
6-17-20	
8-18-20	
8-15-20	
10-21-20	



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- GENERAL NOTES:
1. ALL ELEVATIONS REFERENCE ICAD 1985
 2. PER USACE REQUIREMENTS 297.5 CUBIC YARDS OF SAND FILL FROM AN UPLAND SOURCE SHALL BE SIDECAST INTO THE LITORAL DRIFT IN LESS THAN THREE FEET OF WATER, EITHER IMMEDIATELY EAST OR LAKEWARD OF THE PROJECT.
 3. ALL SAND AND GRAVEL LOCATED BELOW EXCAVATED AND SIDECAST INTO THE LITORAL DRIFT IN LESS THAN THREE FEET OF WATER, EITHER IMMEDIATELY EAST OR LAKEWARD OF THE PROJECT.

IF ANY ERRORS OR OMISSIONS APPEAR ON THE DRAWINGS THE CONTRACTOR SHALL IMMEDIATELY NOTIFY THE OWNER OR ENGINEER/ARCHITECT IN WRITING OF SUCH ERRORS OR OMISSIONS. BUT NECESSARY TO COMPLETE THE ENTIRE WORK SHALL BE FURNISHED, PERFORMED, AND DONE AS IF THE SAME WERE INDICATED IN THE CONSTRUCTION DOCUMENTS. CONTRACTOR TO FIELD VERIFY ALL DIMENSIONS PRIOR TO CONSTRUCTION AND NOTIFY ENGINEER/ARCHITECT IMMEDIATELY OF ANY CONFLICTS.



JONATHAN & CHRISTINA McELLIHAN
P.P.#302-09-003 5/6/20
A/N#202005060269 5/6/20

S 11°49'16" E 322.14' REC.
DEED PCL. 3
S 16°07'00" E 320.23' REC.

STONE WALL
& FIREPLACE

ERIC C. WIDEMER & JACQUELYN A. BROOK
P.P.#302-09-004
A/N#202006170309 6/11/20

S 16°07'00" E 319.07' REC.
N 11°39'04" W 321.08' DEF

WOLFF, R. SCHROEDER
P.P.#302-09-006
A/N#201201050683 1/6/12

LAKE ERIE
LAKE LEVEL 161.85 ELEV. = 573.55
OBS. 9/9/20
LAKE OBSERVED 9/9/20

GENERAL NOTES:

1. ALL ELEVATIONS REFERENCE 1985
2. PER USAGE REQUIREMENTS 287.5 CUBIC YARDS OF SAND PRE-FILL FROM AN UPLAND SOURCE SHALL BE SPOCAST INTO THE LITORAL DRIFT IN LESS THAN THREE FEET OF WATER, EITHER IMMEDIATELY EAST OR WEST OF THE PROJECT.
3. ALL SAND AND GRAVEL LOCATED BELOW THE PROPOSED FILL MATERIAL SHALL BE EXCAVATED AND SPOCAST INTO THE LITORAL DRIFT IN LESS THAN THREE FEET OF WATER EITHER IMMEDIATELY EAST OR WEST OF THE PROJECT.



DWG. TITLE:
PROP. SECTIONS

PROJECT:	ALBURN PROJECT	SCALE:	1"=5'	REVISIONS:
	21468 AVALON DRIVE		8'-7'-24"	6'-9'-24"
LOCATION:		DATE:	11-2-20	9'-5'-10"
		DRAWN BY:	H.A.S.	10'-2'-20"
	ROCKY RIVER, CHSD 44716	CHECKED BY:	J.A.S.	10'-30'-20"

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