

FIRST READING: 3/14/22
SECOND READING: 3-28-22
THIRD READING: 4/11/22

RESOLUTION NO. 14-22

BY: JEANNE GALLAGHER

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. 301-05-007 AT 19722 FRAZIER DRIVE, ROCKY RIVER, OHIO

WHEREAS: Ryan R. and Kimberly C. Crane own property located at 19722 Frazier Drive, Rocky River, Ohio, Permanent Parcel No. 301-05-007; 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 19722 Frazier Drive, Rocky River, Ohio; and

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

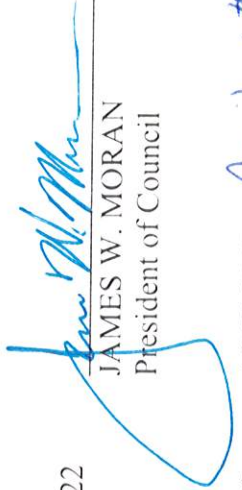
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ROCKY RIVER, COUNTY OF CUYAHOGA, STATE OF OHIO:

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 here by 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: April 11th, 2022


JAMES W. MORAN
President of Council

PRESENTED
BY MAYOR: April 11th, 2022

APPROVED: April 11th, 2022

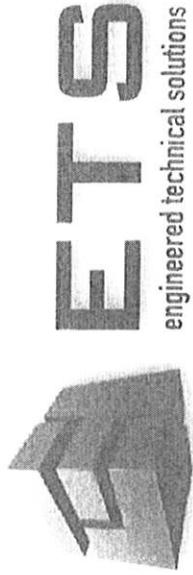
TEST:


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 11th day of April, 2022.


Clerk of Council of the City of Rocky River, Ohio



February 25, 2022

Mr. Ray Reich
Building Commissioner
Building Department
21012 Hilliard Boulevard
Rocky River, Ohio 44116

Dear Mr. Reich,

This letter is a request for a resolution from the City of Rocky River as required by the Ohio Department of Natural Resources (ODNR) for a shore structure. Please forward the enclosed application to the appropriate personnel. We are requesting a formal written resolution from the City regarding the approval of shore structure for Crane residence located at 19722 Frazier Drive, Rocky River, Ohio 44116, as enclosed, on the submerged lands of Lake Erie adjacent to the property: PP# 301-05-007.

One of the necessary components for obtaining a lease from the State of Ohio is an ordinance or resolution from the local authority stating that the area of submerged lands in question is not needed by the local authority for future improvements (i.e. breakwaters, harbors, marinas, piers, etc.) and that the land uses in my application comply with regulation of permissible land use of the local authority. Per ODNR's preference, please do not describe the proposed structures in detail. Instead, refer to the project as "the proposed shore structure as described in SUB-1480-CU," so that it will be more easily accepted by ODNR.

Please consider and act on my request for this resolution or ordinance at: 19722 Frazier Drive, Rocky River, Ohio 44116.

Please let us know if you need anything further.
Thank you.


James Schilens

CRANE SUBMERGED LAND LEASE
PARCEL 1- ARMORSTONE REVETMENT

LEGAL DESCRIPTION

0.1172 ACRES

5104.0 SQ. FT.

Being a Submerged Land Lease parcel in Lake Erie situated in the City of Rocky River, County of Cuyahoga, and State of Ohio and being adjacent to Sub-lot 201 of the Mathews and Gilbert's Subdivision No. 6 of part of Original Rockport Township Section number 24 and 25, Township 7 North, Range 14 West of the Connecticut Western Reserve as recorded in plat volume 37, page 20 of the Cuyahoga County Recorder's office. Said parcel also being adjacent to those lands deeded to Ryan R. and Kimberly C. Crane on January 18, 2010 in Warranty Deed AFN#201001080313 of the Cuyahoga County Recorder's records and being further bound and described as follows:

Beginning at a point of curvature in the centerline of Frazier Drive, 40 feet wide at the intersection with the centerline of Parkland Drive. Thence South 54°57'40" West, along said centerline of Frazier Drive, a distance of 100.00 feet to a point. Thence North 35°02'20" West, and passing through a ¾" iron pipe found on the Northwesterly right-of-way line of said Frazier Drive and the Southwesterly corner of said Sub-lot 201 and of said lands deeded to Crane and passing through a 5/8" iron pin with identification cap marked "T. Snezek, S-7051" set at 194.07 feet for an overall distance of 208.45 feet to a point on the 2006 Natural Shoreline of Lake Erie as established from Cuyahoga County CEGIS data base system. Said point also being the PRINCIPAL PLACE OF BEGINNING of lands herein described.

- Course 1 - Thence North 35°01'04" West, a distance of 2.36 feet to a point of intersection with the Northwesterly Littoral Projection;
- Course 2 - Thence, along said Littoral Projection, North 47°37'46" East, a distance of 27.47 feet to a point on the shoreline of Lake Erie observed on August 21, 2020;
- Course 3 - Thence, along said observed shoreline, North 20°10'47" East, a distance of 13.08 feet to a point;
- Course 4 - Thence South 18°32'47" East, a distance of 6.42 feet to a point;
- Course 5 - Thence North 71°27'13" East, a distance of 14.00 feet to a point;
- Course 6 - Thence North 18°32'47" West, a distance of 27.00 feet to a point;



(2)

Course 7 - Thence South 71°27'13" West, a distance of 14.78 feet to a point on said shoreline of Lake Erie observed on August 21, 2020;

Thence Northeasterly along said observed shoreline for the following eight (8) courses:

Course 8 - Thence North 20°32'36" East, a distance of 5.58 feet to a point;

Course 9 - Thence North 35°53'33" East, a distance of 12.87 feet to a point;

Course 10 - Thence North 47°45'56" East, a distance of 16.63 feet to a point;

Course 11 - Thence North 36°46'09" East, a distance of 8.21 feet to a point;

Course 12 - Thence North 56°05'09" East, a distance of 11.84 feet to a point;

Course 13 - Thence North 27°40'26" East, a distance of 9.09 feet to a point;

Course 14 - Thence North 55°42'04" East, a distance of 11.64 feet to a point;

Course 15 - Thence North 30°52'41" East, a distance of 8.49 feet to a point on the Northeasterly Littoral Projection;

Course 16 - Thence South 47°06'27" East, along said Littoral Projection, a distance of 46.79 feet to a point on the Northwesterly projection of the Northeasterly line of said Sub-lot 201;

Course 17 - Thence South 35°02'20" East, along said projection of Northeasterly line of Sub-lot 201, a distance of 8.18 feet to a point on the 2006 Natural Shoreline as aforesaid;

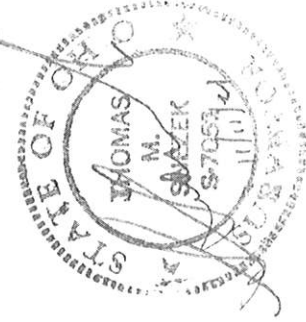
Thence Southwesterly along said 2006 natural Shoreline for the following four (4) courses:

Course 18 - Thence South 44°16'04" West, a distance of 31.79 feet to a point;

Course 19 - Thence South 33°05'46" West, a distance of 30.36 feet to a point;

Course 20 - Thence South 43°29'43" West, a distance of 23.24 feet to a point;

Course 21 - Thence South 54°43'43" West, a distance of 17.81 feet to a point and the PRINCIPAL PLACE OF BEGINNING of lands herein described. Containing within said bounds 0.1172 acres, (5,104 sq. ft.), of submerged land be the same more or less but subject to all legal highways and easements of record.



(3)

Surveyed on September 9 of 2020 by Thomas M. Snezek, registered Ohio surveyor number 7051 using a basis of bearing established as South 54°57'40" West, along the centerline line of Frazier Drive on the Mathews & Gilbert's Oakwood on the Lakes Subdivision No. 6 recorded in plat volume 37, page 20 of the Cuyahoga County Recorder's records.

Project #2032
S.L.L. Parcel One
Armorstone Revetment
11-3-21



CRANE SUBMERGED LAND LEASE
PARCEL 2- CRIB SEAWALL
LEGAL DESCRIPTION
0.0087 ACRES
378.0 SQ. FT.

Being a Submerged Land Lease parcel in Lake Erie situated in the City of Rocky River, County of Cuyahoga, and State of Ohio and being adjacent to Sub-lot 201 of the Mathews and Gilbert's Subdivision No. 6 of part of Original Rockport Township Section number 24 and 25, Township 7 North, Range 14 West of the Connecticut Western Reserve as recorded in plat volume 37, page 20 of the Cuyahoga County Recorder's office. Said parcel also being adjacent to those lands deceded to Ryan R. and Kimberly C. Crane on January 18, 2010 in Warranty Deed AFN#201001080313 of the Cuyahoga County Recorder's records and being further bound and described as follows:

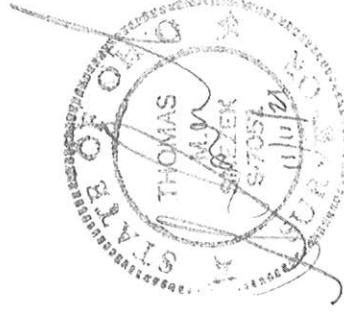
Beginning at a point of curvature in the centerline of Frazier Drive, 40 feet wide at the intersection with the centerline of Parkland Drive. Thence South 54°57'40" West, along said centerline of Frazier Drive, a distance of 100.00 feet to a point. Thence North 35°02'20" West, and passing through a ¾" iron pipe found on the Northwesterly right-of-way line of said Frazier Drive and the Southwesterly corner of said Sub-lot 201 and of said lands deceded to Crane and passing through a 5/8" iron pin with identification cap marked "T. Snezek, S-7051" set at 194.07 feet for an overall distance of 208.45 feet to a point on the 2006 Natural Shoreline of Lake Erie as established from Cuyahoga County CEGIS data base system. Thence North 35°01'04" West, a distance of 2.36 feet to a point of intersection with the Northwesterly Littoral Projection. Thence, along said Littoral Projection, North 47°37'46" East, a distance of 27.47 feet to a point on the shoreline of Lake Erie observed on August 21, 2020. Thence, along said observed shoreline, North 20°10'47" East, a distance of 13.08 feet to a point and the PRINCIPAL PLACE OF BEGINNING of lands herein described.

Course 1 - Thence North 18°32'47" West, a distance of 20.58 feet to a point;

Course 2 - Thence North 71°27'13" East, a distance of 14.00 feet to a point;

Course 3 - Thence South 18°32'47" East, a distance of 27.00 feet to a point;

Course 4 - Thence South 71°27'13" West, a distance of 14.00 feet to a point;

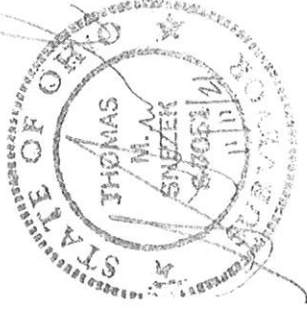


(2)

Course 5 - Thence North 18°32'47" West, a distance of 6.42 feet to a point on said shoreline of Lake Erie observed on August 21, 2020 and the PRINCIPAL PLACE OF BEGINNING of lands herein described. Containing within said bounds 0.0087 acres. (378.0 sq. ft.), of submerged land be the same more or less but subject to all legal highways and easements of record.

Surveyed on September 9 of 2020 by Thomas M. Snezek, registered Ohio surveyor number 7051 using a basis of bearing established as South 54°57'40" West, along the centerline line of Frazier Drive on the Mathews & Gilbert's Oakwood on the Lakes Subdivision No. 6 recorded in plat volume 37, page 20 of the Cuyahoga County Recorder's records.

Project #2032
S.L.L. Parcel Two
Crib Seawall
11-3-21



- 1 ARMORSTONE REVETMENT
0.1172 ACRES, 5104.0 SQ. FT.
- 2 CRIB SEAWALL
0.0067 ACRES, 378.0 SQ. FT.

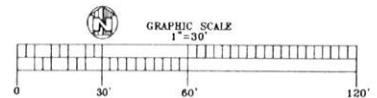
LAKE ERIE

I.G.L.D. 85 LAKE LEVEL ELEV. = 573.85
OBSERVED ON 8/21/20 AT 9:30 AM

LINE	BEARING	DISTANCE
L1	N 18°32'47" W	6.42'
L2	S 71°27'13" W	0.78'
L3	N 20°32'36" E	5.58'
L4	N 35°53'53" E	12.87'
L5	N 47°45'54" E	16.63'
L6	N 36°46'09" E	8.21'
L7	N 56°05'09" E	11.84'
L8	N 27°40'26" E	9.09'
L9	N 55°42'04" E	11.64'
L10	N 30°52'41" E	8.49'

LEGEND

- INDICATES AN EXISTING MONUMENT FOUND AS DESCRIBED
- INDICATES A 5/8" IRON PIN WITH IDENTIFICATION CAP MARKED "T-SNEZER - S-7061" SET
- INDICATES 10 FOOT SURFACE CONTOUR
- INDICATES BATHYMETRY CONTOURS



NOTES

BEING SUBMERGED LAND IN LAKE ERIE SITUATED IN THE CITY OF ROCKY RIVER, COUNTY OF CUYAHOGA AND STATE OF OHIO AND BEING PART OF ORIGINAL ROCKPORT TOWNSHIP SECTION 24, TOWNSHIP 7 NORTH, RANGE 14 WEST OF THE CUYAHOGA WESTERN RESERVE. ALSO BEING ADJACENT TO SUB-107-001 OF THE MATTHEWS & GILBERT'S SUBDIVISION NO. 6 IN PLAT VOL. 37, PAGE 20 OF CUYAHOGA COUNTY RECORDS & RECORDS

ALL ELEVATION ARE REFERENCED TO I.G.L.D. 85

THE WESTERLY LITTORAL PROJECTION WAS ESTABLISHED BY SUB-1476-CU. THE EARLIER LITTORAL PROJECTION WAS ESTABLISHED BY SUB-1478-CU. EXISTING SUB-1480-CU, (NOT SHOWN) TO BE ABANDONED & REPLACED

BENCHMARK - CUYAHOGA COUNTY REGIONAL GEODETIC MONUMENT #04-0779 TOP OF BRASS DISK IN ROUND CAST MONUMENT BOX LOCATED IN THE SIDEWALK ON THE SOUTH SIDE OF LAKE ROAD AT H.N.#20421 I.G.L.D. 85 ELEVATION = 606.06

RECORDS USED

OAKWOOD ON THE LAKE SUB D. NO. 6 VOL. 27, PG. 23 2/30/1908
DEED APN #20100108018 DATED 1/8/10
DEED VOL. #97-06521, PG. 62 DATED 6/11/97
DEED APN #20130210438 2/1/13
MODIFICATION TO SUB-1476-CU APPROVED 12/8/13
ASSIGNMENT OF SUB-1480-CU DATED 9/14/11
ASSIGNMENT OF SUB-1479-CU DATED 9/14/11
2008 ORTHOPHOTO FROM THE CUYAHOGA COUNTY CIRCS
CLEVELAND REGIONAL GEODETIC MONUMENT O.M.#0779

SURVEYOR'S STATEMENT

DISTANCES ARE EXPRESSED IN FEET AND DECIMAL PARTS THEREOF. BASIS OF BEARINGS TAKEN FROM CENTERLINE OF FRAZIER DRIVE ON THE MATTHEWS & GILBERT'S SUBDIVISION NO. 6 PLAT VOL. 37, PG. 23. PERMANENT MONUMENTS WERE FOUND OR SET AS INDICATED HEREON. ALL OF WHICH I BELIEVE TO BE CORRECT TO THE BEST OF MY ABILITY AND BELIEF.

THOMAS M. SNEZER, P.S. NO. 7061
DATE 8/4/21



ENGINEERED TECHNICAL SOLUTIONS
Site Design
Erosion Control
Ecological - Utility

27330 Center Ridge Road
Westlake, Ohio 44145
Phone: (440) 899-8880
www.etsolutionsinc.com

PROJECT: CRANE PROJECT
SCALE: 1"=30'
DATE: 11-4-21
LOCATION: 19722 FRAZIER DR., ROCKY RIVER, OHIO
DRAWN BY: J.A.S.
CHECKED BY: J.A.S.

REVISIONS:
8-16-19 9-30-19 6-1-20 10-14-20
8-20-19 11-22-19 2-20 11-4-20
9-9-19 11-25-19 8-6-20 12-21-20
9-10-19 12-2-19 8-31-20 9-16-20
9-11-19 12-20-19 1-20 10-05-21

DWG. TITLE: SILL PLAT
DWG. NO.: EN-6
ISSUE: APPL-2