

1st reading 6-5-24
2nd reading 6-12-24
3rd reading 7-3-24
Voted on 7-3-24
Ayes: 5 Nays: 0
PASSED X DEFEATED

**ORDINANCE NO. 2024-9
(AS AMENDED)**

**AN ORDINANCE
AGREEING TO ADJUST THE BOUNDARIES BETWEEN
ORANGE VILLAGE AND THE CITY OF BEACHWOOD,
PURSUANT TO OHIO REVISED CODE SECTION 709.37.**

WHEREAS, pursuant to Ohio Revised Code Section 709.37, two adjoining municipal corporations may, by Ordinance of their respective legislative authorities, agree to adjust their boundaries, provided that such adjustment does not involve the transfer of land inhabited by more than five voters; and

WHEREAS, this Council finds and determines that a boundary adjustment of a portion of the boundary of the City of Beachwood with Orange Village is necessary to allow certain properties to be governed by the laws of only one municipality, to allow for the effective enforcement of both municipal codes, and to avoid confusion regarding the provision of municipal services; and

WHEREAS, Orange Village is willing to adjust its municipal boundary line with the City of Beachwood as legally described in “Exhibit A” and graphically depicted in “Exhibit B”; and

WHEREAS, the proposed boundary adjustment would not affect any voters in either municipality and would be in the best interests of both municipalities.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF ORANGE VILLAGE, CUYAHOGA COUNTY, STATE OF OHIO:

SECTION 1. That this Council hereby agrees to a boundary adjustment with the City of Beachwood and requests that Cuyahoga County adjust the boundaries of Orange Village and the City of Beachwood in the manner provided by law so that the municipal boundary between the two communities is as legally described in “Exhibit A” and as graphically depicted in “Exhibit B”. The Village administration may take such further actions as may be required by law to enact the boundary adjustments provided for in this Ordinance.

SECTION 2. That the Clerk of Council is hereby authorized and directed to certify a copy of this Ordinance to the Cuyahoga County Executive.

SECTION 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in held in compliance with all legal requirements, including Chapter 105 of the Orange Village Codified Ordinances.

SECTION 4. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: July 3, 2024



Council President

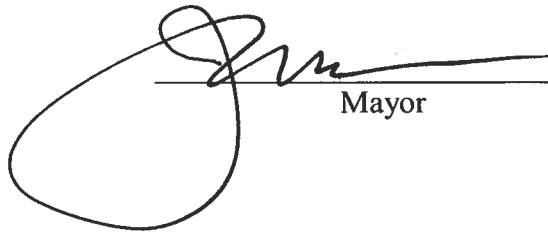
Submitted to the Mayor for approval on this 3rd day of July, 2024

Approved by the Mayor this 3rd day of July, 2024

ATTEST:



Clerk of Council



Mayor



STEPHEN HOVANCSEK & ASSOCIATES, INC.

Consulting Engineers & Planners

TWO MERIT DRIVE • RICHMOND HEIGHTS, OHIO 44143

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**LEGAL DESCRIPTION
CORPORATION LINE RELOCATION**

Situated in the Village of Orange, County of Cuyahoga and State of Ohio and known as being part of the Chagrin Boulevard right of way, part of Orange Place right of way as shown by the Dedication Plat, recorded in Volume 210, Page 30 of Cuyahoga County Map Records, and part of the following lands recorded in Cuyahoga County Deed Records; Edward J. Debartolo (PPN 901-01-061) recorded in Volume 12790, Page 583; Robert Dennis Moony, Jr. (PPN 901-01-059) recorded in AFN. 202104070050; Orangewood Place LLC (PPN 901-01-062) recorded in AFN 202009280570; National Retail Properties, LP (PPN 901-01-058) recorded in AFN 201604220849); and UAG Realty LLC (PPN 901-01-001) recorded in AFN 202205020578, of part of Original Orange Township Lot No. 10, Tract 2 and being bounded and described as follows;

Beginning at a point in the centerline of Chagrin Boulevard (100 feet wide) at the Northwestern corner of said Lot No. 10, Tract 2;

Thence North $89^{\circ}17'22''$ East, along said centerline, also being the Northerly line lot line of said Lot No. 10, Tract 2 a distance of 88.84 feet to its point of intersections with the centerline of Orange Pace (60 feet wide) as shown by the Dedication Plat recorded in Volume 210, Page 30 of Cuyahoga County Map Records;

Thence South $00^{\circ}38'12''$ West, along said centerline of Orange Place a distance of 1805.67 feet to a point of curve therein;

Thence Southwesterly, along a curved line deflecting to the right an arc distance of 83.67 feet a point, said curved line having a radius of 350.00 feet, and a chord which bears South $06^{\circ}12'42''$ West, 83.47 feet:

Thence South $89^{\circ}21'48''$ West, a distance 81.71 feet to the Northwestern corner of land conveyed to Orange Village (PPN 901-01-066) by Journal Entry on Verdict recorded in AFN 200101090172 of Cuyahoga County Records, also being in the Westerly line of aforesaid Lot Number 10, Tract 2 and the Westerly corporation line of the Village of Orange;

Thence North $00^{\circ}52'54''$ West, along said Westerly line a distance of 730.00 feet to a point in the Northerly line of aforesaid land conveyed to National Retail Properties, LP;

Thence North $00^{\circ}20'34''$ West, continuing along said Westerly line a distance of 1158.45 feet to the place of beginning and containing 3.9977 acres (174,140 square feet) of land, as described by Stephen Hovancsek & Associates, Inc., in February, 2024 under the direction of Thomas Cappello, Registered Surveyor No. 7880, State of Ohio, be the same more or less but subject to all legal highways. The basis of bearing for this description being as established on the aforesaid Dedication Plat for Orange Place recorded in Volume 210, Page 30 of Cuyahoga County Map Records.

Exhibit A