

BEREA CITY COUNCIL

City of Berea, Ohio

ORDINANCE NO. 2022-59

By: Councilwoman Mary K. Brown Sponsor: Council President Jim Maxwell

AN ORDINANCE

AMENDING CHAPTER 105, WARDS AND BOUNDARIES, OF THE CODIFIED ORDINANCES OF THE CITY OF BEREА, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Berea, State of Ohio:

SECTION 1. That Chapter 105, Wards and Boundaries, of the Codified Ordinances of the City of Berea, which has heretofore read as follows:

105.01 WARDS ESTABLISHED.

For the purpose of electing members of Council in the year 1993 and thereafter, and pursuant to the provisions of Section IV, Item 9, of the Charter of the City, the City shall be, and hereby is, divided into five wards, which wards are particularly defined and described as follows: (Ord. 92-74. Passed 6-29-92.)

105.02 WARD ONE.

Beginning in the Northerly Corporation line of the City of Berea at its intersection with the centerline of the East Branch of Rocky River;

Thence Easterly along the Northerly Corporation line of the City of Berea and along the centerline of Sheldon Road to its intersection with the centerline of Eastland Road;

Thence Southerly along the centerline of Eastland Road to its intersection with the Southeasterly line of the Consolidated Rail Corporation right of way;

Thence Southwesterly along the Southeasterly line of the Consolidated Rail Corp. right-of-way line to its intersection with an Easterly Corporation line of the City of Berea;

Thence Southerly along such Easterly Corporation line to a Northerly Corporation line of the City of Berea;

Thence Easterly along such Northerly Corporation line to its intersection with the centerline of Eastland Road;

Thence Southerly along the centerline of Eastland Road to its intersection with a Northerly Corporation line of the City;

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Thence Westerly along the Northerly Corporation Line of the City to its intersection with the Easterly line of Sublot Number 9 in the Woodlawn Estates Subdivision, recorded in Volume 175, Page 37 of Cuyahoga County Map Records;

Thence Southerly along such Easterly line of Sublot Number 9 and its prolongation Southerly to its intersection with the centerline of Barberry Drive;

Thence Westerly along the centerline of Barberry Drive to its intersection with the centerline of Maple Avenue;

Thence Southerly along the centerline of Maple Avenue to its intersection with the centerline of Bagley Road;

Thence Westerly along the centerline of Bagley Road to its intersection with the centerline of Mulberry Street;

Thence Southerly along the centerline of Mulberry Street to its intersection with the centerline of North Rocky River Drive;

Thence Southeasterly along the centerline of North Rocky River Drive to its intersection with the centerline of Front Street;

Thence Southerly along the centerline of Front Street to its intersection with the centerline of West Center Street;

Thence Westerly along the centerline of West Center Street to its intersection with the centerline of the East Branch of Rocky River;

Thence Northwesterly along the centerline of the East Branch of Rocky River to its intersection with the Northerly Corporation line of the City and the place of beginning.

105.03 WARD TWO.

Beginning at the Northwesterly corner of Original Middleburg Township Section Number 24 and a Northerly Corporation line of the City of Berea;

Thence Easterly along such line to its intersection with the centerline of East Branch of the Rocky River at the point at which it bears Southerly;

Thence Southerly along the centerline of the East Branch of the Rocky River to its intersection with the centerline of Bagley Road;

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Thence Southerly along the centerline of Baker Street to its intersection with the centerline of Gibson Street;

Thence Southerly along the centerline of Gibson Street to its intersection with the centerline of Kraft Street;

Thence Westerly along the centerline of Kraft Street to its intersection with the centerline of Edgewood Drive;

Thence Southerly along the centerline of Edgewood Drive to its intersection with the centerline of West Street;

Thence Westerly along the centerline of West Street to its intersection with the centerline of Franklin Drive;

Thence Northerly along the centerline of Franklin Drive to its intersection with the centerline of Crescent Drive;

Thence Westerly along the centerline of Crescent Drive to its intersection with the centerline of Lindbergh Boulevard;

Thence Southwesterly along the centerline of Lindbergh Boulevard to its intersection with the Westerly line of Original Middleburg Township Section Number 24 and the Easterly line of Original Olmsted Township, Tract Number 3;

Thence Northerly along such line to the Northeasterly corner of Original Olmsted Township, Tract Number 3;

Thence Westerly along the Northerly line of Tract Number 3 and the Southerly line of Tract Number 1, to the Easterly line of Lewis Road (sixty feet wide);

Thence Northerly along the Easterly line of Lewis Road and crossing Bagley Road to the Northerly line of the Conrail Railroad right-of-way;

Thence Easterly along the Northerly irregular line of said Consolidated Rail Corporation to the Westerly line of land conveyed to June Scanlon by deed recorded in Volume 15417, Page 651 of Cuyahoga County Deed Records;

Thence Northerly along said Westerly line of June Scanlon to the Northwesterly corner thereof said point also being in the Southerly line of a parcel of land conveyed to Norman R. Berthold and Howard C. Berthold by deed recorded in Volume 85-3400, Page 13 of Cuyahoga County Deed Records;

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Thence Westerly along said Southerly line to the Southwesterly corner of said land conveyed to Norman R. Berthold and Howard C. Berthold;

Thence Northerly along the Westerly line of said land to the Northwesterly corner thereof, said point being in the Southerly line of Original Olmsted Township Tract No. 5 and the Northerly line of Tract No. 1;

Thence Easterly along said Northerly line of Tract No. 1 to the Southeasterly corner of land conveyed to Richard E. and Beverly J. Morris by deed recorded in Volume 87-3173, Page 27, said point being in the Easterly corporation line of the City of Olmsted Falls;

Thence Northwesterly along said Easterly Corporation line of Olmsted Falls about 98 feet to a point;

Thence Westerly, a distance of about 225 feet to a point;

Thence Northwesterly, a distance of about 51 feet to a point;

Thence Northwesterly, a distance of 278 feet to a point;

Thence Northerly, a distance of about 145 feet to a point;

Thence Northwesterly, a distance of 189 feet to a point;

Thence Northwesterly, a distance of about 70 feet to the Easterly line of Lewis Road;

Thence Northeasterly along said Easterly line of Lewis Road, to the Northerly line of land conveyed to FJR Properties, LTD by deed recorded in AFN #19908120976 of Cuyahoga County Deed Records;

Thence Easterly along said Northerly line, a distance of about 4,574 feet to the Southwesterly corner of a parcel of land conveyed to the Berea Board of Education by deed recorded in Volume 9785, Page 257 of Cuyahoga County Deed Records;

Thence Northerly along the Westerly line of said land conveyed to the Berea Board of Education, a distance of 1125.67 feet to the Northwesterly corner of said land, said point also being on the Northerly line of land conveyed to the Bank of Berea Co. by deed recorded in Volume 4512, Page 44 of Cuyahoga County Deed Records;

Thence Westerly along said Northerly line, a distance of 3,983.12 feet to the centerline of Lewis Road (60 feet wide);

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Thence Northeasterly along the centerline of Lewis Road to the Southwesterly corner of land conveyed to Michael Ballas and Anna Ballas by deed dated June 26, 1973, and recorded in Volume 13331, Page 993, of Cuyahoga County Records;

Thence Easterly along the Southerly line so conveyed to Michael Ballas and Anna Ballas to the Southeasterly corner thereof;

Thence Northeasterly along the Easterly line so conveyed to Michael Ballas and Anna Ballas by deed dated February 15, 1967, and recorded on Volume 11899, Page 583 of Cuyahoga County Records, a distance of 148.30 feet to the Northeasterly corner so conveyed;

Thence Northwesterly along the Northerly line so conveyed, a distance of 193.65 feet to a point in the centerline of Lewis Road;

Thence Northwesterly along the centerline of Lewis Road, a distance of 120.58 feet to a point;

Thence Southeasterly along the Northerly line of Lot No. 2, Tract No. 5 to the Southeasterly corner of land conveyed to Electa Lewis by deed dated April 25, 1944 and recorded in Volume 5681, Page 650 of Cuyahoga County Records;

Thence Northerly along the Easterly line of said land conveyed and its prolongation, a distance of 847.96 feet to a point in the centerline of Nobottom Road (60 feet wide);

Thence Southeasterly along said centerline of Nobottom Road to an angle point, said angle point being distant Southeasterly 157.92 feet from the Northeasterly corner of land conveyed to Michael and Anna Ballas by deed dated August 23, 1943, and recorded in Volume 5628, Page 703 of Cuyahoga County Records;

Thence Southeasterly along said centerline, a distance of 684.75 feet to an angle point;

Thence Southeasterly along said centerline to a point in the Easterly line of Lot No. 2, Tract No. 5 said point also being on the Westerly line of Original Middleburg Township Section No. 24;

Thence Northerly along said Westerly line of Section No. 24 to the place of beginning.

105.04 WARD THREE.

Beginning in the centerline of Lindbergh Boulevard at its intersection with the Westerly Corporation line of the City of Berea;

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Thence Northeasterly along the centerline of Lindbergh Boulevard to its intersection with the centerline of Crescent Drive;

Thence Easterly along the centerline of Crescent Drive to its intersection with the centerline of Franklin Drive;

Thence Southerly along the centerline of Franklin Drive to its intersection with the centerline of West Street;

Thence Easterly along the centerline of West Street to its intersection with the centerline of Edgewood Drive;

Thence Northerly along the centerline of Edgewood Drive to its intersection with the centerline of Kraft Street;

Thence Easterly along the centerline of Kraft Street to its intersection with Gibson Street;

Thence Northerly along the centerline of Gibson Street to its intersection with the centerline of Baker Street;

Thence Northwesterly along the centerline of Baker Street to its intersection with the centerline of Bagley Road;

Thence Easterly along the centerline of Bagley Road to its intersection with the centerline of the East Branch of the Rocky River;

Thence Southeasterly along the centerline of the East Branch of the Rocky River to its intersection with the centerline of West Center Street;

Thence Westerly along the centerline of West Center Street to its intersection with the centerline of Henry Street;

Thence Southerly along the centerline of Henry Street to its intersection with the centerline of Prospect Street;

Thence Southerly along the centerline of Prospect Street to its intersection with the centerline of West Street;

Thence Westerly along the centerline of West Street to its intersection with the centerline of Crocker Street;

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Thence Southerly along the centerline of Crocker Street to its intersection with the centerline of Crosby Street;

Thence Westerly along the centerline of Crosby Street to its intersection with the centerline of Fair Street;

Thence Southerly along the centerline of Fair Street to its intersection with the centerline of Wyleswood Drive;

Thence Westerly along the centerline of Wyleswood Drive to its intersection with the centerline of Beeler Drive;

Thence Southerly along the centerline of Beeler Drive to its intersection with the centerline of La Paz Boulevard;

Thence Easterly along the centerline of La Paz Boulevard and its prolongation Easterly to the Westerly line of a parcel of land owned by the City and known as "Groza Field";

Thence Southerly along the Westerly line of Groza Field to the Northerly line of the Ohio Turnpike No. 1;

Thence Westerly along the Northerly line of Ohio Turnpike No. 1 and the Southerly Corporation line of the City to its intersection with the most Westerly Corporation line of the City;

Thence Northerly along the Westerly Corporation line to the place of beginning.

105.05 WARD FOUR.

Beginning in the centerline of West Bridge Street at its intersection with the centerline of the Metropolitan Park Drive;

Thence Westerly along the centerline of West Bridge Street to its intersection with the centerline of Henry Street;

Thence Northerly along the centerline of Henry Street to its intersection with the centerline of West Center Street;

Thence Easterly along the centerline of West Center Street to its intersection with the centerline of Front Street;

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Thence Northerly along the centerline of Front Street to its intersection with the centerline of North Rocky River Drive;

Thence Northwesterly along the centerline of North Rocky River Drive to its intersection with the centerline of Mulberry Street;

Thence Northerly along the centerline of Mulberry Street to its intersection with the centerline of Bagley Road;

Thence Easterly along the centerline of Bagley Road to its intersection with the centerline of Maple Avenue;

Thence Northerly along the centerline of Maple Avenue to its intersection with the centerline of Barberry Drive;

Thence Easterly along the centerline of Barberry Drive to its intersection with the prolongation Southerly of the Easterly line of Sublot Number 9 in the Woodlawn Estates Subdivision, Recorded in Volume 175, Page 37 of Cuyahoga County Map Records;

Thence Northerly along said prolongation and along said Easterly line of Sublot Number 9 to its intersection with a Northerly Corporation Line of the City of Berea;

Thence Easterly along said Northerly line to its intersection with the centerline of Eastland Road;

Thence Southerly along the centerline of Eastland Road to its intersection with the centerline of Wendy Drive;

Thence Easterly along the centerline of Wendy Drive to its intersection with the centerline of Louis Drive;

Thence Southerly along the centerline of Louis Drive to a Northerly Corporation line of the City of Berea;

Thence Easterly along such Northerly Corporation line to an Easterly Corporation line of the City;

Thence Southerly along the Easterly Corporation line to a Northerly corporation line of the City;

Thence Easterly along the Northerly Corporation line to an Easterly Corporation line of the City of Berea;

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Thence Southerly along such Easterly Corporation line and Southerly Corporation line of the City to its intersection with the centerline of Metropolitan Park Drive;

Thence Northerly along the centerline of Metropolitan Park Drive to its intersection with the centerline of West Bridge Street and the place of beginning.

105.06 WARD FIVE.

Beginning in the centerline of Crosby Street at its intersection with the centerline of Crocker Street;

Thence Northerly along the centerline of Crocker Street to its intersection with the centerline of West Street;

Thence Easterly along the centerline of West Street to its intersection with the centerline of Prospect Street;

Thence Northeasterly along the centerline of Prospect Street to its intersection with the centerline of West Bridge Street;

Thence Easterly along the centerline of West Bridge Street to its intersection with the centerline of the Metropolitan Park Drive;

Thence Southerly along the centerline of the Metropolitan Park Drive to an interior corner of the Corporation line of the City of Berea;

Thence Southeasterly and Southerly along an Easterly Corporation line of the City to its intersection with the Northeasterly line of the Ohio Turnpike No. 1;

Thence Northwesterly along the Northeasterly line of the Ohio Turnpike No. 1, which is also a Southwesterly Corporation line of the City to its intersection with the centerline of Sprague Road;

Thence Westerly along the centerline of Sprague Road to its intersection with a Westerly Corporation line of the City.

Thence Northerly along such Corporation line to its intersection with the Northerly line of Ohio Turnpike No. 1;

Thence Easterly along the Northerly line of Ohio Turnpike No. 1 to the Westerly line of land owned by the City and known as "Groza Field";

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Thence Northerly along the Westerly line of Groza Field to its intersection with the prolongation Easterly of the centerline of La Paz Boulevard;

Thence Westerly along the centerline of La Paz Boulevard to its intersection with the centerline of Beeler Drive;

Thence Northerly along the centerline of Beeler Drive to its intersection with the centerline of Wyleswood Drive;

Thence Easterly along the centerline of Wyleswood Drive to its intersection with the centerline of Fair Street;

Thence Northerly along the centerline of Fair Street to its intersection with the centerline of Crosby Street;

Thence Easterly along the centerline of Crosby Street to the place of beginning.

Shall be and the same is hereby amended, pursuant to Section IV, Item 9, of the Charter of the City of Berea, to read as follows:

105.01 WARDS ESTABLISHED.

For the purpose of electing members of Council in the year 2023 and thereafter, and pursuant to the provisions of Section IV, Item 9, of the Charter of the City, the City shall be, and hereby is, divided into five wards, which wards are particularly defined and described as follows:

105.02 WARD ONE.

Beginning in the Northerly Corporation line of the City of Berea at its intersection with the centerline of the East Branch of Rocky River;

Thence Easterly along the Northern Corporation line of the City of Berea which is also along the centerline of Sheldon Road to its intersection with the southern line of consolidated P.P. # 362-07-008 (CSX Rail Line) which is also at (but not including) the southwest corner of P.P. #342-11-004;

Thence Southerly along the Southeasterly line of consolidated P.P. # 362-07-008 (CSX Rail Line) right of way which is also the Eastern Corporate line of the City of Berea and continuously and uninterrupted meandering in the same momentum along said Easterly Corporate Line of the

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City of Berea to a point of intersection at the centerline of East Bagley Road;

Thence Westerly along the centerline of Bagley Road to its intersection with the centerline of Mulberry Street;

Thence Southerly along the centerline of Mulberry Street to its intersection with the easterly projection of the Southern property line of P.P. #364-03-036;

Thence Westerly along the southerly property lines starting from P.P. #364-03-036 through P.P. 361-11-001 toward a point where the line intersects with the East Branch of The Rocky River;

Thence Northwesterly along the centerline of the East Branch of Rocky River to its intersection with the Northerly Corporation line of the City, being the place of beginning.

105.02 WARD TWO.

Beginning at the Northwesterly corner of Original Middleburg Township Section Number 24 and the Northerly Corporation line of the City of Berea;

Thence easterly along the Northerly Corporation line to its intersection with the centerline of the East Branch of the Rocky River at the point at which it bears southerly;

Thence Southerly along the centerline of the East Branch of the Rocky River to its intersection with Southerly line of P.P. # 362-26-005 (CSX Rail Line);

Thence South-Westerly along the Southerly line of P.P. # 362-26-005 (CSX Rail Line) to its intersection with the centerline of Lindberg Blvd.;

Thence South-Westerly along the centerline of Lindberg Blvd. to its intersection with a Western Corporation Line of the City of Berea;

Thence Northerly along said Western Corporation Line of the City of Berea which is also the Western line of P.P. # 363-01-001 to a point of intersection with a Southern Corporation Line of the City which is located at the south-eastern corner of P.P. # 361-35-002;

Thence Westerly along the Southerly Corporation Line of the City;

Thence Northerly along the Westerly Corporation Line of the City;

Thence Easterly along the Northerly Corporation Line of the City;

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Thence Northerly along the Westerly Corporation Line of the City;

Thence continuing to follow the Corporation Line of the City in the preceding momentum until its intersection with the Northwestern corner of Original Middleburg Township Section Number 24 and a Northerly Corporation line of the City of Berea, being the place of beginning.

105.03 WARD THREE.

Beginning at the intersection of the East Branch of the Rocky River and the Southern line of P.P. # 362-26-005 (CSX Rail Line) where the Southeasterly corner of Ward 2 and the Western boarder of Ward 1 meet and proceeding Southerly along the centerline of the East Branch of the Rocky River to a point that intersects with the Westerly boundary of Ward 4 which is at the South-Eastern corner of P.P. #364-03-036;

Thence South along the centerline of State Route 237 (aka Henry Street which then is aka Prospect Road) to its intersection with the centerline of West Street;

Thence Westerly along the centerline of West Street to its intersection with the centerline of Crocker Street;

Thence Southerly along the centerline of Crocker to its intersection with the centerline of Crosby Street;

Thence Westerly along the centerline of Crosby to its intersection with the centerline of Fair Street;

Thence Southerly along the centerline of Fair Street Road to its intersection with the centerline of Fairpark Drive;

Thence Westerly along the centerline of Fairpark Drive to its intersection with the centerline of Woodmere Road;

Thence Northerly along the centerline of Woodmere Road to its intersection with the centerline of Race Street;

Thence Westerly along the centerline of Race Street to its intersection with the centerline of Adrian Drive;

Thence Southerly along the centerline of Adrian Drive to its intersection with the centerline of Girard Drive;

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Thence Westerly along the centerline of Girard Drive to its intersection with the centerline of Beeler Drive;

Thence Northerly along the centerline of Beeler Drive to its intersection with the centerline of West Street;

Thence Westerly along the centerline of West Street to a point which is the Westerly Corporation limit of the City of Berea and which is located at the southwest corner of PPN 363-03-002;

Thence Northerly along the Corporation Line of the City of Berea to a point where said line intersects with the centerline of Lindberg Blvd.

Thence North-Easterly along the centerline of Lindberg Blvd. to a point that intersects with the southerly border of P.P. # 362-26-005 (CSX Rail Line).

Thence North-Easterly along the southerly property line of P.P. #362-26-005 (CSX Rail Line) to a point of intersection of the East Branch of the Rocky River where the Southeasterly corner of Ward 2 and the Western boarder of Ward 1 meet, being the place of beginning.

105.04 WARD FOUR

Beginning in the centerline of Bagley Road at its intersection with the centerline of Mulberry Street;

Thence Easterly along the centerline of Bagley Road to the Easterly Corporation line of the City of Berea which is also located at the northeastern corner of P.P. # 364-16-022;

Thence Southerly and continuously and uninterrupted meandering along the Easterly Corporation line of the City of Berea to its intersection with a Southerly Corporation line of the City of Berea which is at the South-Easterly point of P.P. # 363-39-054;

Thence North-Westerly along a Southerly Corporation line of the City of Berea to its intersection with the centerline of State Route 237 (aka Prospect Road);

Thence Northerly along State Route 237 (aka Prospect Road) to a point of intersection with the northern line of South Quarry Lane;

Thence Easterly along the northern line of South Quarry Lane to its intersection with the centerline of Valley Parkway;

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Thence Northerly along the centerline of Valley Parkway to a point of intersection with West Bridge Street;

Thence Westerly along the centerline of West Bridge Street to the intersection point at the centerline of State Route 237 (aka Prospect Road which is then aka Henry Street);

Thence Northerly along the centerline of State Route 237 (aka Henry Street which is then aka Mulberry Street), honoring the points of meeting between Wards 1 and 3, to the intersection of the centerline of Bagley Road, being the place of beginning.

105.05 WARD FIVE.

Beginning in the centerline of State Route 237 (aka Prospect Road) at its intersection with the centerline of West Bridge Street;

Thence Easterly along the centerline of West Bridge Street to its intersection with the centerline of Valley Parkway which meets the westerly border of Ward 4;

Thence Southerly along the centerline of Valley Parkway to its intersection with the northerly line of South Quarry Lane;

Thence Westerly along the northerly line of South Quarry Lane to its intersection with the centerline of State Route 237 (aka Prospect Road);

Thence Southerly along the centerline of State Route 237 (aka Prospect Road) to its intersection with the Southerly Corporate line of the City of Berea;

Thence Westerly and then continuously meandering and running in the same momentum along the Corporation line of the City of Berea to a point of intersection with the centerline of West Street, which is at a meeting point with the Western border of Ward 3 and adjacent to the northern property line of P.P. # 363-27-278;

Thence Easterly along the centerline of West Street to its intersection with the centerline of Beeler Drive;

Thence Southerly along the centerline of Beeler Drive to its intersection with the centerline of Girard Drive;

Thence Easterly along the centerline of Girard Drive to its intersection with the centerline of Adrian Drive;

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Thence Northerly along the centerline of Adrian Drive to its intersection with the centerline of Race Street;

Thence Easterly along the centerline of Race Street to its intersection with the centerline of Woodmere Road;

Thence Southerly along the centerline of Woodmere Road to its intersection with the centerline of Fairpark Drive;

Thence Easterly along the centerline of Fairpark Drive to its intersection with the centerline of Fair Street;

Thence Northerly along the centerline of Fair Street to its intersection with the centerline of Crosby Street;

Thence Easterly along the centerline of Crosby Street to its intersection with the centerline of Crocker Street;

Thence Northerly along the centerline of Crocker Street to its intersection with the centerline of West Street;

Thence Easterly along the centerline of West Street to its intersection with the centerline of State Route 237 (aka Prospect Road)

Thence Northerly along the centerline of State Route 237 (aka Prospect Road) to its intersection with West Bridge Street

Thence Easterly along the centerline of West Bridge Street to its intersection with the centerline of Valley Parkway, being the place of beginning.

SECTION 2. That existing Chapter 105 of the Codified Ordinances of the City of Berea be and the same is hereby repealed.

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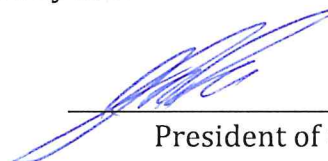
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SECTION 3. That it is found and determined that all formal actions of this Council concerning and related to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this council and any of its committees that resulted in such actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare, and for the further reason that it is immediately necessary to get the new ward boundaries to the Board of Elections in order that the board may have sufficient time to establish, define, divide, rearrange and combine the several election precincts and change the location of the polling place for each precinct for the elections to be held in the City of Berea. Therefore, provided this ordinance receives the affirmative vote of two-thirds of all of the members elected to this Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

PASSED: November 28, 2022

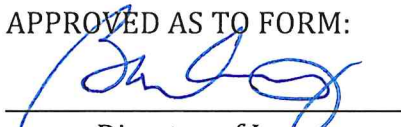
ATTEST: 
Clerk of Council


President of Council

APPROVED: November 28, 2022


Mayor

APPROVED AS TO FORM:


Director of Law