

## RESOLUTION 2023-22

### **A RESOLUTION SETTING FORTH NO OBJECTION TO THE SUBMERGED LAND LEASE AND PROPOSED SHORE STRUCTURE APPLICATION FOR REAL PROPERTY LOCATED AT 31927 LAKESHORE BOULEVARD, WILLOWICK, OHIO, OWNED BY NIKOLAS AND LAURA JANEK, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the owner of real property located at 31927 Lakeshore Boulevard, Willowick, Ohio, Lake County Parcel No. 28A044D000070, have filed an application with the Ohio Department of Natural Resources (ODNR) for a Submerged Lands Lease and Shore Structure Permit; and

**WHEREAS**, the law requires that before the Submerged Lands Lease and Shore Structure Permit can be issued, the City has to pass a Resolution finding that the occupied submerged lands are not necessary or required for the construction, maintenance, or operation by the City of Willowick of breakwaters, piers, docks, wharves, bulkheads, connecting ways, water terminal facilities, and improvements and marginal highways in aid of navigation and water commerce and that the land uses specified in the application comply with the regulation of permissible land use under the waterfront plan of the City, and;

**WHEREAS**, the City does not have a use for the above-described land and the City has no objection to ODNR issuing the permit that is described above.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILLOWICK, LAKE COUNTY, AND STATE OF OHIO, THAT:**

**SECTION 1.** That the City finds that the occupied submerged lands that are described above are not necessary or required for the construction, maintenance, or operation by the City of Willowick of breakwaters, piers, docks, wharves, bulkheads, connecting ways, water terminal facilities and improvements and marginal highways in aid of navigation and water commerce and that the land uses specified in the application comply with regulation of permissible land use under the waterfront plan of the City.

**SECTION 2.** All formal actions of this Council concerning the passage of this Resolution were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Chapter 107 of the Codified Ordinances of the City of Willowick and Section 121.22 of the Ohio Revised Code.

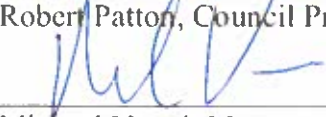
**SECTION 3.** This Resolution is hereby declared an emergency measure necessary for the immediate preservation of the public peace, health, safety, welfare and dignity of the residents of the City of Willowick, and further.

**WHEREFORE** this Resolution shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

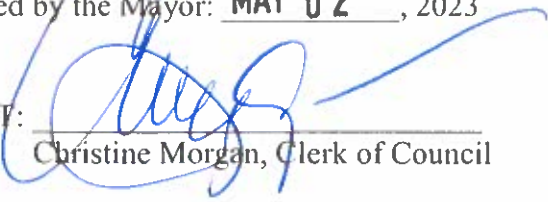
Adopted by Council: 5/2, 2023

  
\_\_\_\_\_  
Robert Patton, Council President

Submitted to the Mayor: MAY 02, 2023

  
\_\_\_\_\_  
Michael Vanni, Mayor

Approved by the Mayor: MAY 02, 2023

ATTEST:   
\_\_\_\_\_  
Christine Morgan, Clerk of Council



**ETS**  
engineered technical solutions

civil | environmental | waterfront erosion | telecom

April 19, 2023

Christine Morgan  
Council Clerk, City of Willowick  
30435 Lakeshore Blvd.  
Willowick, OH 44095

Dear Ms. Morgan ,

This letter is a request for a resolution from the City of Willowick as required by the Ohio Department of Natural Resources (ODNR) and the Army Corps of Engineers 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 the Nikolas and Laura Janek residence located at 31927 Lakeshore Blvd., Willowick, Ohio 44095, as enclosed, on the submerged lands of Lake Erie adjacent to the property PPC# 28A044D000070.

One of the necessary components for revising 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," so that it will be more easily accepted by ODNR.

Please consider and act on my request for this resolution or ordinance at:  
31927 Lakeshore Blvd, Willowick, Ohio 44095

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

  
James Schilens

cc: Sean Brennan, Chief Housing & Zoning Inspector  
Bob Patton, Council President

# SHORE STRUCTURE PLANS

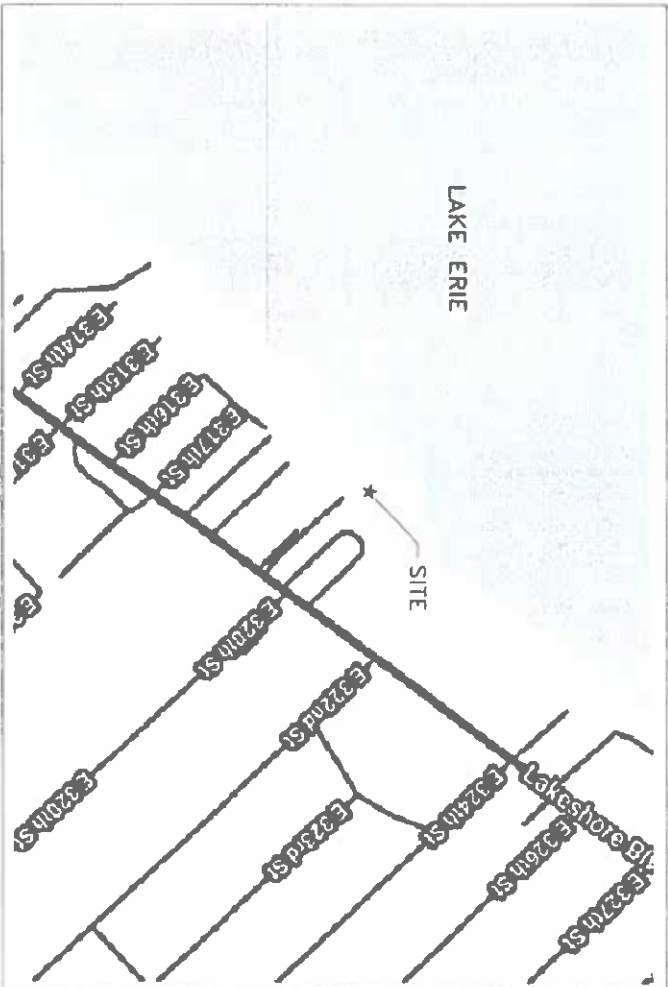
FOR

# JANEK PROJECT

# 31927 LAKESHORE BLVD

IN

CITY OF WILLOWICK      COUNTY OF LAKE      STATE OF OHIO



LOCATION MAP  
NOT TO SCALE

**OWNER:**  
 NIKOLAS C. AND LAURA A. JANEK  
 31927 LAKESHORE BLVD  
 WILLOWICK, OH 44095

**DRAWING INDEX**  
 TITLE SHEET  
 EXISTING PLAN/SURVEY  
 AS BUILT PLAN  
 SECTION A-A

EN-1  
 EN-2  
 EN-3  
 EN-4

ENGINEERED TECHNICAL SOLUTIONS		ISSUE	DATE	DESCRIPTION	Orig. No.:
Erosion Control		PERMIT	04-18-23		EN-1
Ecological Utility					PERMIT
27330 Cedar Ridge Road					
Wellers, Ohio 44115					
Phone: (440) 899-0800					
www.etsolutions.com					

# PLAT OF SURVEY

SITUATED IN THE CITY OF WILLOUGH COUNTY OF LAKE AND STATE OF OHIO AND KNOWN AS BEING SUBLOT NO. 4 IN THE VNEHOOD ALLOTMENT OF PART OF ORIGINAL WILLOUGHBY TOWNSHIP LOT NO. 4, TRACT NO. 16 IN THE CORNER AS SHOWN BY THE RECORDED PLAT IN VOLUME T.C. OF MAPS, PAGE 1 OF LAKE COUNTY RECORDS.

DEED REFERENCE: P.N. 28-A-044-D-00-007-0  
NICHOLAS C. AND LAURA A. JANKO  
DOCF. 2019802822

SITE ADDRESS: 31927 LAKE SHORE BOULEVARD  
EAST LAKE, OHIO 44085

State Plane Grid North, NAD 83 (2011),  
Ohio North Zone, Tied by GNSS to O.D. 0.7 VRS

## SURVEYORS STATEMENT

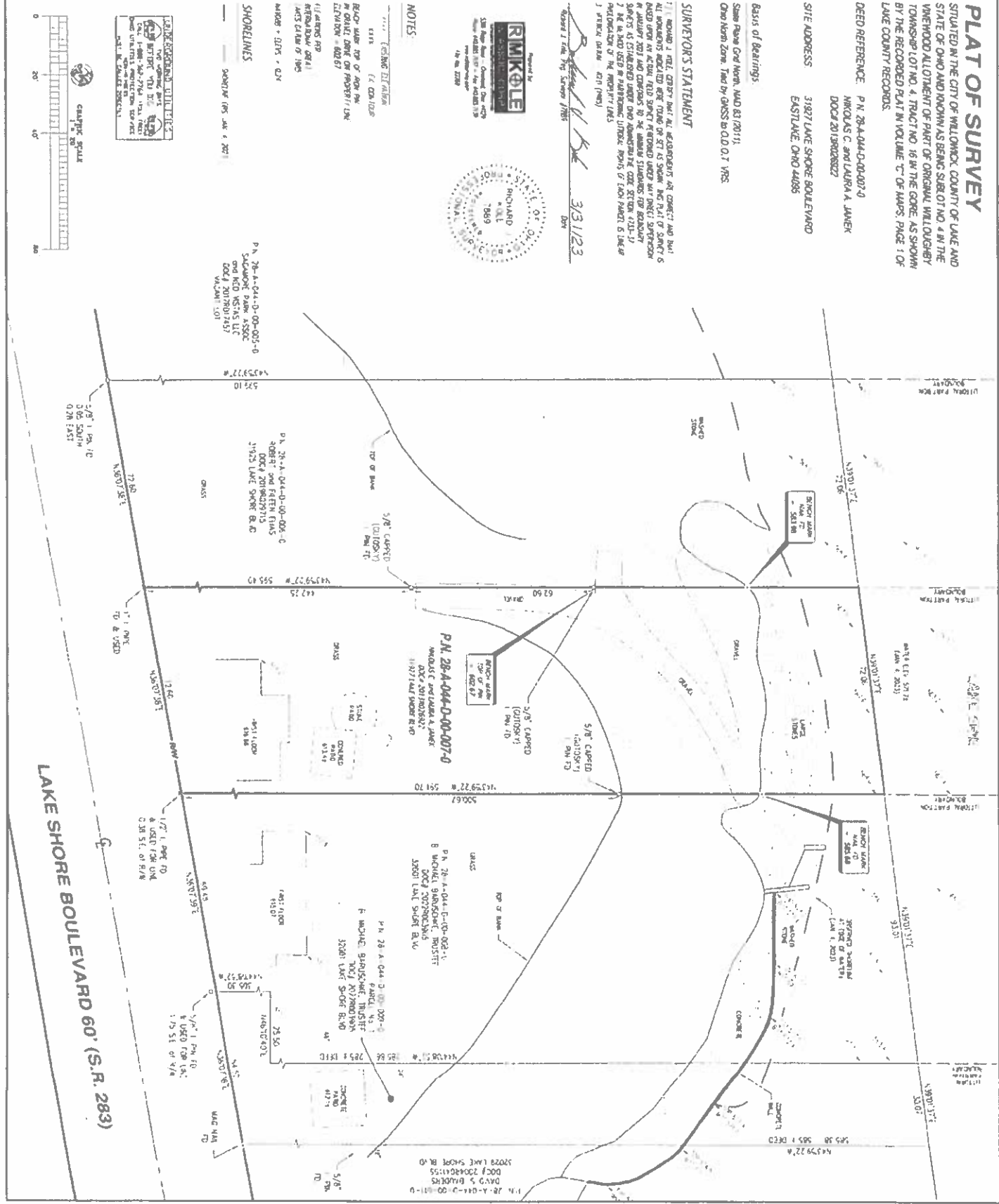
1. I, MICHAEL J. HELL, CERTIFY THAT ALL MEASUREMENTS AND CALCULATIONS WERE MADE BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND THAT I AM A LICENSED SURVEYOR IN THE STATE OF OHIO. I HAVE REVIEWED THIS PLAT AND THE FIELD NOTES AND AM Satisfied THAT THE SAME ACCURATELY REPRESENT THE SURVEY DESCRIBED HEREIN. I HAVE ALSO REVIEWED THE RECORDS OF THE SURVEYING INSTRUMENTS USED IN THIS SURVEY AND AM Satisfied THAT THE SAME WERE PROPERLY USED AND MAINTAINED. I HAVE ALSO REVIEWED THE RECORDS OF THE SURVEYING INSTRUMENTS USED IN THIS SURVEY AND AM Satisfied THAT THE SAME WERE PROPERLY USED AND MAINTAINED.

3/31/23  
MICHAEL J. HELL  
SURVEYOR



## NOTES:

1. ALL DIMENSIONS ARE IN FEET AND DECIMALS THEREOF.  
2. ALL DIMENSIONS ARE TO THE CENTER OF THE LINE UNLESS OTHERWISE NOTED.  
3. ALL DIMENSIONS ARE TO THE CENTER OF THE LINE UNLESS OTHERWISE NOTED.  
4. ALL DIMENSIONS ARE TO THE CENTER OF THE LINE UNLESS OTHERWISE NOTED.  
5. ALL DIMENSIONS ARE TO THE CENTER OF THE LINE UNLESS OTHERWISE NOTED.



DWG NO: EN-2  
ISSUE: PERMIT

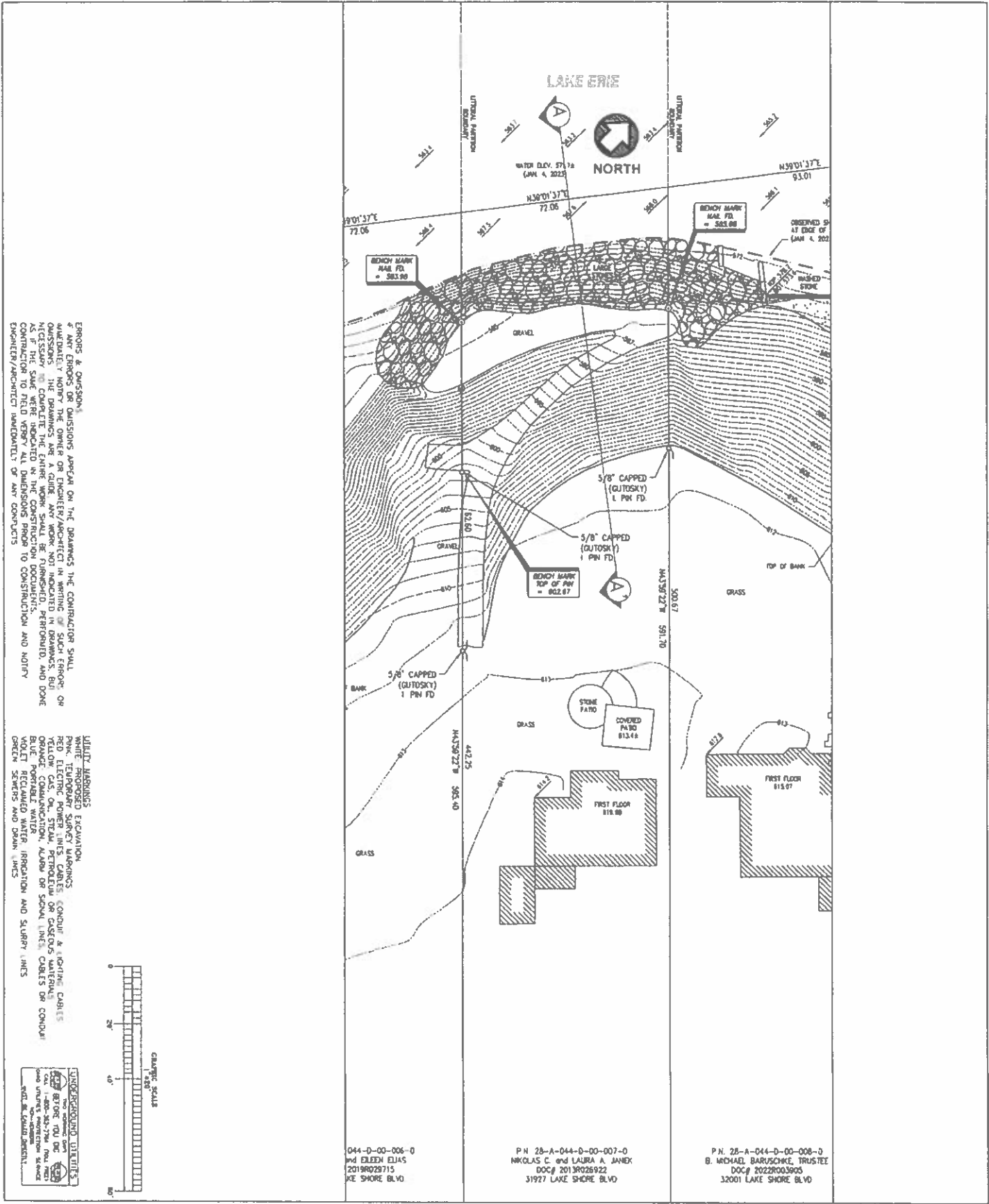
DWG TITLE: EXTG. PLAN/SURVEY

PROJECT: JANKO PROJECT  
31927 LAKE SHORE BLVD  
LOCATION: WILLOUGH, OH 44085

SCALE: 1"=20'  
DATE: 03-18-23  
DRAWN BY: R.M.  
CHECKED BY: J.A.S.

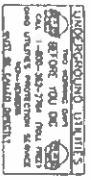
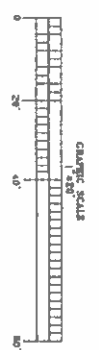
REVISIONS: 01-22-23

ENGINEERED TECHNICAL SOLUTIONS  
Site Design  
Erosion Control  
Ecological Utility  
27300 Center Ridge Road  
Westlake, Ohio 44145  
Phone: (440) 899-0880  
www.etsolutions.com



ERRORS & OMISSIONS  
 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. THE DRAWINGS ARE A GUIDE AND NOT INDICATED IN DRAWINGS, BUT  
 NECESSARY TO COMPLETE THE ENTIRE WORK SHALL BE FURNISHED, PERFORMED, AND DONE  
 AS IF THE SAME WERE INDICATED IN THE CONSTRUCTION DOCUMENTS.  
 CONTRACTOR SHALL BE RESPONSIBLE TO CONSTRUCTION AND NOTIFY  
 ENGINEER/ARCHITECT IMMEDIATELY OF ANY CONFLICTS

UTILITY MARKINGS  
 WHITE UNBROKEN EXCAVATION  
 RED ELECTRICAL SURVEY MARKINGS  
 RED ELECTRICAL POWER LINES, CABLES, CONDUIT & HOISTING CABLES  
 YELLOW GAS, OIL, STEAM, PETROLEUM OR CAUSTIC MATERIALS  
 ORANGE COMMUNICATION, ALARM OR SIGNAL LINES, CABLES OR CONDUIT  
 BLUE PORTABLE WATER IRRIGATION AND SLURRY LINES  
 GREEN SEWER, SANITARY IRRIGATION AND SLURRY LINES



044-D-00-006-0  
 JANEK PROJECT  
 31927 LAKESHORE BLVD  
 WILLOWICK, OH 44095

P.N. 26-A-044-D-00-007-0  
 NIKOLAS C. and LAURA A. JANEK  
 DOC# 20139026922  
 31927 LAKE SHORE BLVD

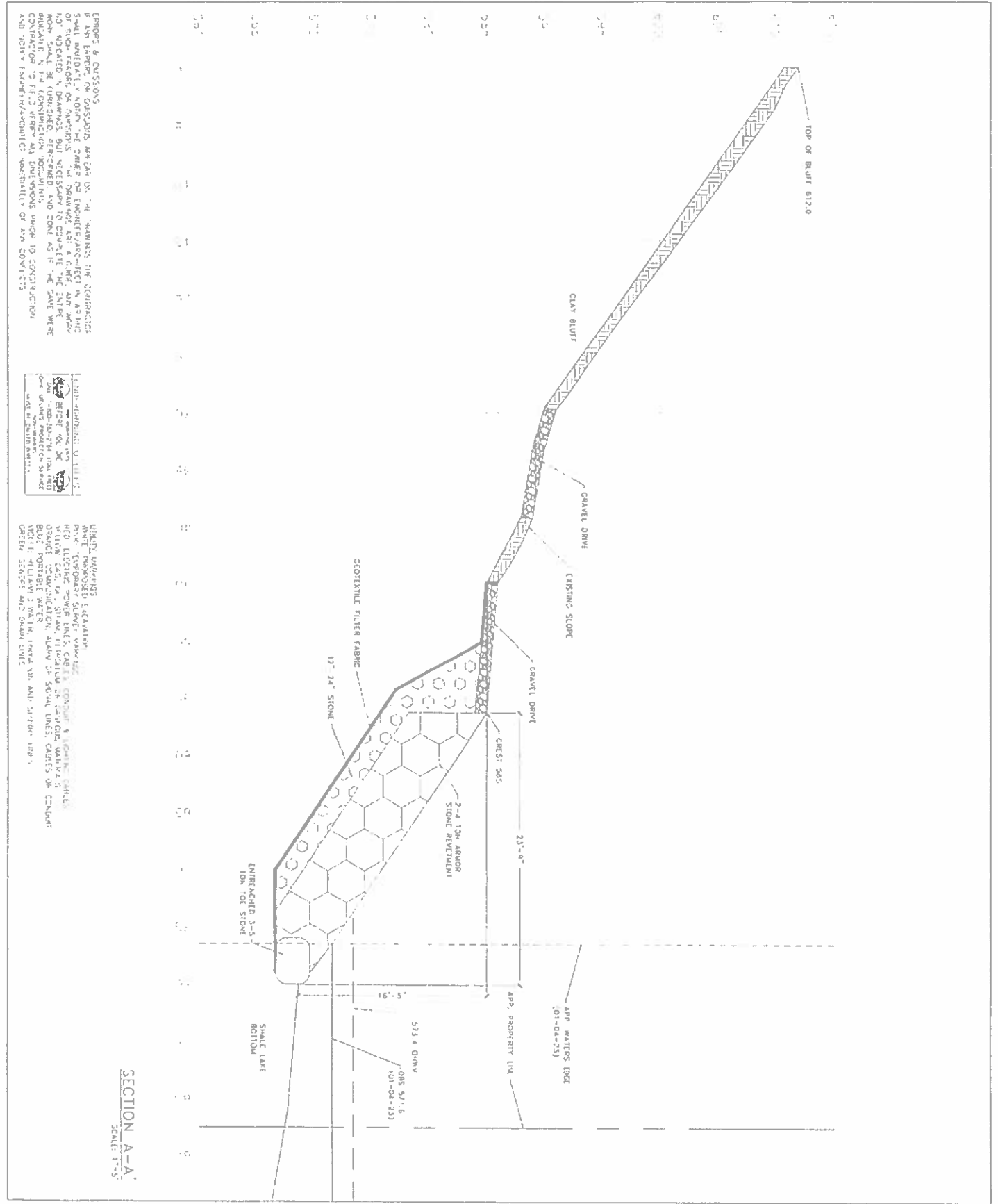
P.N. 26-A-044-D-00-008-0  
 B. MICHAEL BARUSCHKE, TRUSTEE  
 DOC# 2022003905  
 32001 LAKE SHORE BLVD

DWG. NO.: **EN-3**  
 ISSUE: **PERMIT**

DWG. TITLE: **AS BUILT PLAN**

PROJECT: **JANEK PROJECT**  
 LOCATION: **WILLOWICK, OH 44095**  
 SCALE: **AS SHOWN**  
 DATE: **04-18-23**  
 DRAWN BY: \_\_\_\_\_  
 CHECKED BY: **E.A.S.**  
 REVISIONS:  
 10-14-22 03-23-22 04-18-23  
 12-22-22 03-27-23  
 07-21-23 04-15-23  
 02-22-23 04-14-23  
 03-22-23 04-17-23

**ENGINEERED TECHNICAL SOLUTIONS**  
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 www.etsolutions.com



PROPE & DISCUSS  
 5-ALL WARDENLY WITH THE OWNER TO ENHANCE/RE-JECT IN AN AREA  
 OF SUCH PROPE OR WARDENLY THE DRAWING AND A FURTHER AN AREA  
 AND WARDENLY, DISCUSS THE PROPE TO CONVEY THE SAME TO THE  
 BOARD IN THE CONSTRUCTION DECISIONS AND CONVEY THE SAME TO THE  
 CONTRACTOR TO BE CONVEYED UNDER THE CONSTRUCTION  
 AND CONVEY THE SAME TO THE CONTRACTOR TO CONVEY THE SAME TO THE

LEAD ENGINEER'S SEAL  
 JOHN J. WARDENLY  
 P.E. CIVIL ENGINEER  
 1000 W. 10TH ST.  
 CLEVELAND, OH 44115  
 (216) 521-1111

WATER WARDENLY  
 JOHN J. WARDENLY  
 P.E. CIVIL ENGINEER  
 1000 W. 10TH ST.  
 CLEVELAND, OH 44115  
 (216) 521-1111

SECTION A-A'  
 SCALE: 1"=5'

DWG. NO.: EN-4  
 ISSUE: PERMIT

DWG. TITLE: SECTION A-A'

PROJECT: JANEK PROJECT  
 LOCATION: WILLOW CREEK, OH 44095  
 SCALE: 1"=5'  
 DATE: 04-10-23  
 DRAWN BY: J.A.S.  
 CHECKED BY: J.A.S.  
 REVISIONS:  
 10-14-22, 03-23-23, 04-18-23  
 14-27-22, 03-27-23  
 02-21-23, 04-13-23  
 02-22-23, 04-14-23  
 03-22-23, 04-17-23

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