

## RESOLUTION 2023-23

### **A RESOLUTION SETTING FORTH NO OBJECTION TO THE SUBMERGED LAND LEASE AND PROPOSED SHORE STRUCTURE APPLICATION FOR REAL PROPERTY LOCATED AT 32001 LAKESHORE BOULEVARD, WILLOWICK, OHIO, OWNED THE B. MICHAEL BARUSCHKE TRUST, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the owner of real property located at 32001 Lakeshore Boulevard, Willowick, Ohio, Lake County Parcel No. 28A044D000080, has 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.

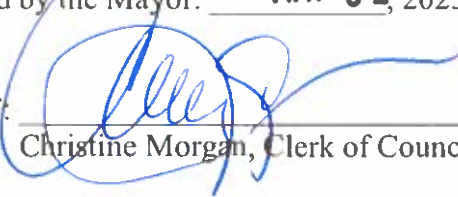
Adopted by Council: 5/2, 2023

  
\_\_\_\_\_  
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 Bernard M. Baruschke residence located at 32001 Lakeshore Blvd., Willowick, Ohio 44095, as enclosed, on the submerged lands of Lake Erie adjacent to the property PPC# 28A044D000080.

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:  
32001 Lakeshore Blvd, Willowick, Ohio 44095

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

  
James Schilens

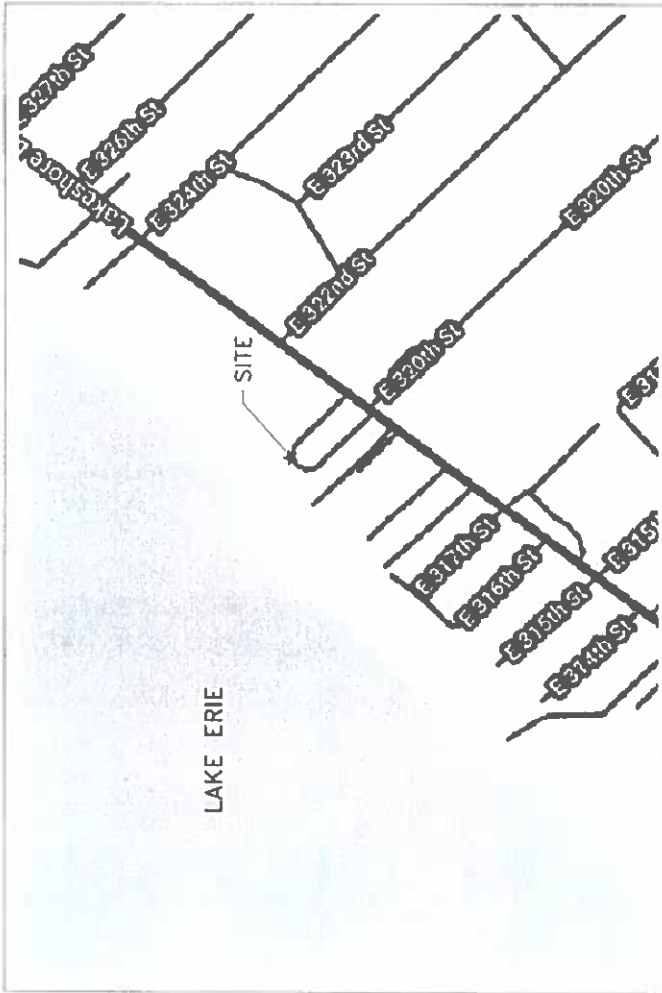
cc: Sean Brennan, Chief Housing & Zoning Inspector  
Bob Patton, Council President

# SHORE STRUCTURE PLANS FOR BARUSCHKE PROJECT 32001 LAKESHORE BLVD

CITY OF WILLOWICK

IN  
COUNTY OF LAKE

STATE OF OHIO



LOCATION MAP  
NOT TO SCALE

**OWNER:**  
B. MICHAEL BARUSHKE, TRUSTEE  
32001 LAKESHORE BLVD  
WILLOWICK, OH 44095

**DRAWING INDEX**  
TITLE SHEET  
EXISTING PLAN/SURVEY  
AS BUILT PLAN  
AS BUILT SECTIONS

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

ENGINEERED TECHNICAL SOLUTIONS  
Site Design  
Erosion Control  
Ecological Utility

27530 Center Ridge Road  
Westerville, Ohio 43081  
Phone: (614) 899-0830  
www.etsolutionsinc.com

ISSUE	DATE	DESCRIPTION
PERMIT	04-18-23	

DWG. NO.:  
EN-1  
ISSUE:  
PERMIT

# PLAT OF SURVEY

SITuated IN THE CITY OF WILLOWICK, COUNTY OF LAKE AND STATE OF OHIO AND KNOWN AS BEING PART OF SUBLOT NO. 5 IN THE WINEWOOD ALLOTMENT OF PART OF ORIGINAL WILLOUGHBY TOWNSHIP LOT NO. 4, TRACT NO. 18 IN THE GOVE, AS SHOWN BY THE RECORDED PLAT IN VOLUME "C" OF MAPS, PAGE 1 OF LAKE COUNTY RECORDS.

DEED REFERENCE: P.N. 28-A-044-D-00-009-0  
B. MICHAEL BARUSCHKE, TRUSTEE  
DOCK # 2022R003085

SITE ADDRESS: 32001 LAKE SHORE BOULEVARD  
EASTLAKE, OHIO 44086

### Basis of Bearings

State Plane Coord North, NAD 83 (2011)  
Ohio North Zone. Tied by GNSS to ODOT VRS

### SURVEYOR'S STATEMENT

I, IAN BROWN, I, COLLIN O'BRYEN AND I, JEFFREY W. BROWN, ARE REGISTERED PROFESSIONAL SURVEYORS IN THE STATE OF OHIO. WE HAVE CONDUCTED A SURVEY OF THE ABOVE DESCRIBED PROPERTY AND HAVE FOUND IT TO BE ACCURATELY DESCRIBED BY THE DEED REFERENCED ABOVE. WE HAVE FOUND NO EVIDENCE OF ANY UNRECORDED INTERESTS IN THE PROPERTY. WE HAVE FOUND NO EVIDENCE OF ANY UNRECORDED EASEMENTS OR RIGHTS IN THE PROPERTY. WE HAVE FOUND NO EVIDENCE OF ANY UNRECORDED ENCUMBRANCES ON THE PROPERTY.

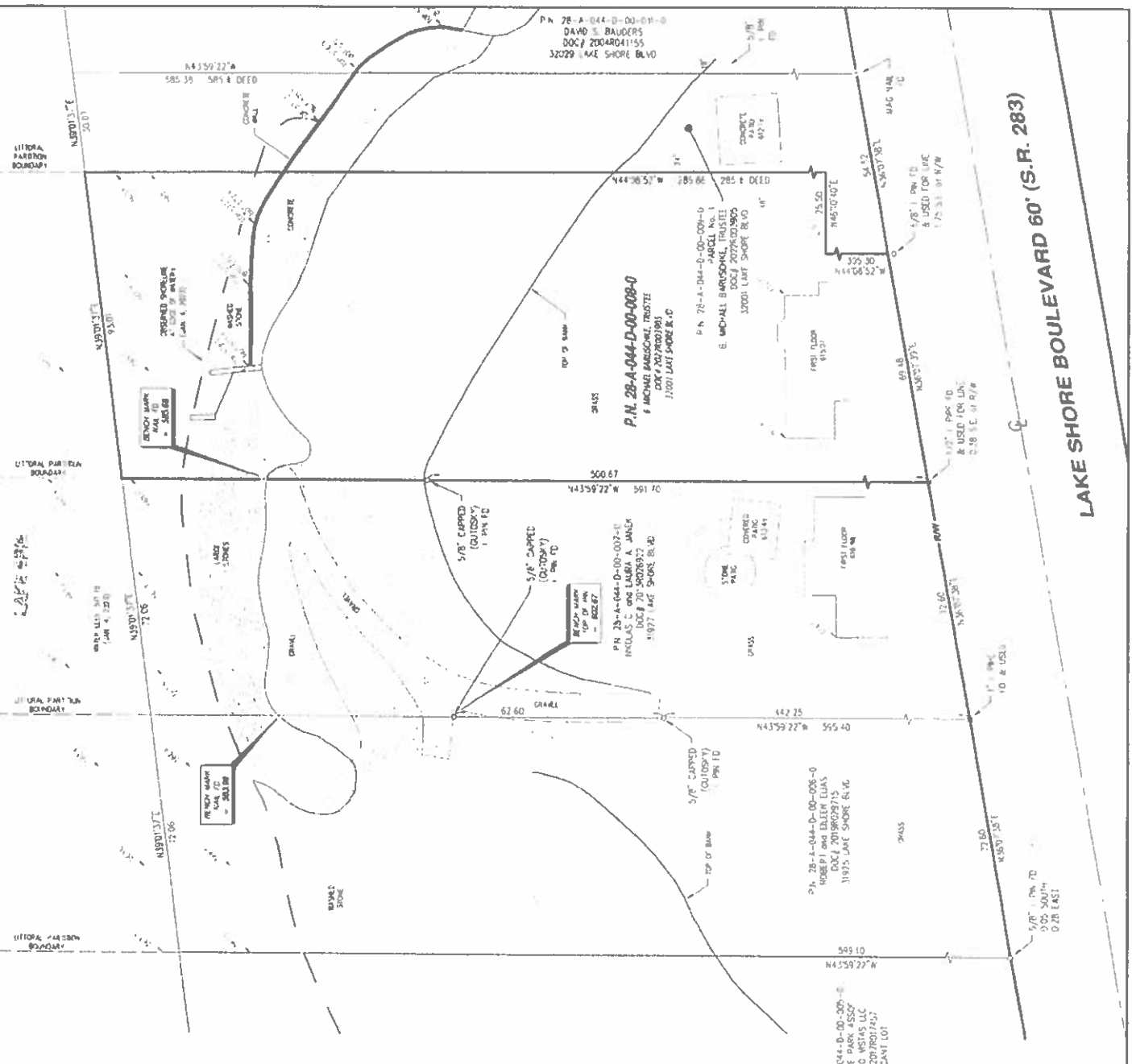
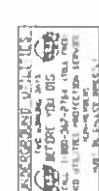
Surveyed by: Ian Brown, Collin O'Brien, Jeffrey W. Brown  
Date: 3/13/23



### NOTES

- 1. EXISTING ELEVATION
- 2. EX. CONTOUR
- 3. BENCH MARK, TOP OF IRON PIN
- 4. IN CHANGING WIRE ON PROPERTY LINE
- 5. ELEVATION = 602.67
- 6. ELEVATION PER
- 7. 14575 LAKESHORE BLVD
- 8. MWD28 = 1175.0 ± 0.14

### SHORELINES

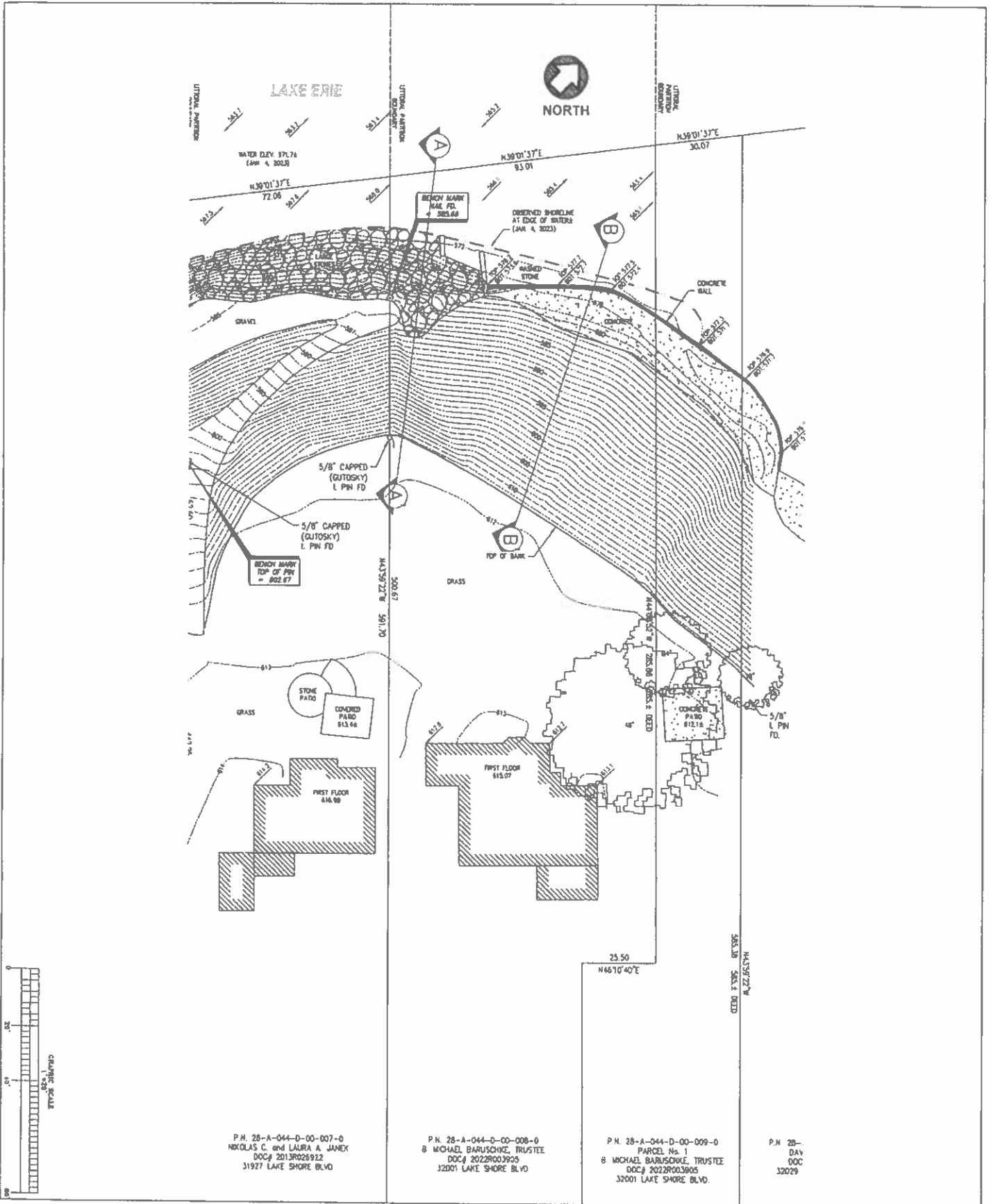


ENGINEERED TECHNICAL SOLUTIONS  
Site Design & Construction  
27200 Center Ridge Road  
Westlake, Ohio 44145  
Phone: (440) 888-8800  
www.etsolutions.com

PROJECT: 32001 LAKE SHORE BLVD  
PROJECT: WINEWOOD PROJECT  
LOCATION: 32001 LAKE SHORE BLVD  
DRAWN BY: E.M.K.  
CHECKED BY: M.J.O.  
DATE: 03.31.23  
SCALE: 1"=20'  
REVISIONS:

EXT. PLAN/SURVEY  
DWG. TITLE

EN-2  
PERMIT



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

DWG. TITLE:  
**AS BUILT PLAN**

PROJECT:  
**BARUSCHKE PROJECT**  
**32001 LAKESHORE BLVD**

SCALE: **1"=20'**

DATE: **04-18-23**

LOCATION  
**WILDERICKS, OH 44095**

REVISIONS:  
**12-22-22 04-14-23**  
**03-21-23 04-17-23**  
**03-22-23 04-18-23**  
**03-27-23**  
**03-28-23**

DRAWN BY:  
**J.A.S.**

CHECKED BY:  
**J.A.S.**

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