

#18167-A

ORDINANCE NO. 106-88 10-19-88
T. McLean

AN ORDINANCE VACATING A PORTION OF AN ALLEY BETWEEN 8TH AND 9TH STREETS FROM THE EAST LINE OF WASHINGTON AVENUE, A DISTANCE OF 96 FEET.

WHEREAS, a petition signed by 100% of the owners of property abutting the alley between 8th and 9th Street from the East line of Washington Avenue a distance of 96 feet, was duly presented to Council praying that said portion of the alley be vacated; and

WHEREAS, City Council, upon hearing is satisfied that there is good cause for such vacation as prayed for and that it will not be detrimental to the general interest and ought to be made; and

WHEREAS, under the provision of Section 723.01 Ohio Revised Code, notice of pendency and prayer of said petition is not required.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LORAIN, STATE OF OHIO:

SECTION I. That a portion of an alley between 8th and 9th Streets from the East line of Washington Avenue, a distance of 96 feet, be the same is hereby vacated, subject however, that the City of Lorain, Ohio reserves to itself and others, easement rights to construct or maintain sanitary sewer conduits, storm sewer conduits, water conduits, gas conduits, electric conduits, fire alarm system conduits, telephone and electric pole transmission lines and other similar facilities under or above said alley whenever deemed necessary.

SECTION II. That it is agreed that each one-half of the alley will revert to the respective abutting owners on each side of said alley.

SECTION III. That it is found and determined that all formal actions of this Council concerning and relating to the passage 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 meetings open to the public and in compliance with all legal requirements including Section 121.22, Ohio Revised Code.

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

PASSED: 19 Sept. 1988
ATTEST: Arlene K. Kokinda CLERK
APPROVED: 20 Sept., 1988

[Signature]
PRESIDENT OF COUNCIL

[Signature]
MAYOR

I, ARLENE K. KOKINDA, CLERK OF COUNCIL OF THE CITY OF LORAIN, OHIO, DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND ACCURATE COPY OF ORDINANCE (RESOLUTION) NO. 106-88 PASSED ON THE 19th DAY OF Sept., 1988 BY SAID COUNCIL AND TAKEN FROM THE RECORDS ON FILE IN THE OFFICE OF THE CLERK OF COUNCIL.
9-22-88 Arlene K. Kokinda
DATE CLERK OF COUNCIL