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Fee Amt: \$32.00 Page 1 of 2
Lorain County, Ohio
Judith H Nedwick County Recorder
File 2008-0262932

ORDINANCE NO. 107-08

AN ORDINANCE TO VACATE DAYTON PLACE (60 FEET IN WIDTH) FROM THE NORTH LINE OF THE PROPOSED TOWER BLVD. RIGHT OF WAY (120' IN WIDTH), NORTHERLY TO THE NORTHLINE OF SUBLOT NO. 15 OF THE W.E. & CLARA E. FOOTE ADDITION AS RECORDED IN PLAT VOLUME NO. 7 PAGE 57 OF THE LORAIN COUNTY RECORD OF PLATS NOW WITHIN THE CITY OF LORAIN.

WHEREAS, a petition signed by 100% of the owners abutting Dayton Place (60 feet in width), as described above, was duly presented to City Council praying that the street be vacated; and

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

WHEREAS, under the provision of the Ohio Revised Code Section 723.06, notice of pendency and prayer of petition is not required.

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

SECTION 1: That Dayton Avenue (60 feet in width) from the northline of the proposed Tower Blvd, right-of-way (120' in width) northerly to the northline of subplot no. 15 of the W.E. & Clara E. Foote Addition as recorded in plat vol. 7 page 57 of the Lorain County Record of Plats, now within the City of Lorain, Ohio, be the same is hereby vacated, subject however, that the City of Lorain, Ohio reserves to itself and others, easement rights to construct and/or maintain sanitary and storm sewer, water, gas, electric, fire alarm, and communication conduits, telephone and electric pole transmission lines and other similar facilities under and/or above said street whenever deemed necessary.

SECTION 2: That it is agreed that each one-half of the street will revert to the respective abutting owner on each side of said street.

SECTION 3: 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 all 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 of the Ohio Revised Code.

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

PASSED: _____, 2008

PRESIDENT: _____

ATTEST: _____ CLERK

NO TRANSFER NECESSARY
MARK R. STEWART
LORAIN COUNTY AUDITOR
m callahan 7/29/08
DEPUTY

MAYOR: A. M. Kravitz

APPROVED: July 21, 2008

EFFECTIVE DATE: Aug 20, 2008

Yacale.pdf

UNOFFICIAL

I, NANCY BRUN, CLERK OF COUNCIL OF
LORAIN, OHIO, CERTIFY THE FOREGOING
IS A TRUE AND ACCURATE COPY OF ORD. NO. 107-08
ON THE 21 DAY OF July, 2008 BY
AND TAKEN FROM THE RECORDS IN THE OFFICE OF
THE CLERK. Nancy Brun
DATE 7-25-08 CLERK OF COUNCIL

Mail EOF
LORAIN CITY
200 W ERIE AVE
ROOM 103
LORAIN, OH 44052

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mailed in