

ORDINANCE NO. 109-78

AN ORDINANCE VACATING PART OF CALIFORNIA AVENUE (60 FEET WIDE) EXTENDING SOUTHERLY, FROM A POINT 264 FEET SOUTH OF THE SOUTH LINE OF EAST ERIE AVENUE TO THE SOUTH LINE OF G.J. CLARK'S ADDITION, IN THE CITY OF LORAIN, STATE OF OHIO.

WHEREAS, on the 4th day of April, 1978, a petition signed by 100% of the owners of property abutting on California Ave. extending southerly from a point 264 feet South of the South line of East Erie Avenue to 132 feet southerly to the south line of G.J. Clark's Addition, to the City of Lorain, was duly presented to Council praying that said part of the street be vacated; and

WHEREAS, on the 14th day of June 1978, the Lorain City Planning Commission approved said vacation; and

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

WHEREAS, under the provisions of Section 723.06, ORC, notice of the 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 part of California Avenue (60 feet wide), extending southerly from a point 264 feet south of the south line of East Erie Avenue, to 132 feet southerly, to the south line of G.J. Clark's Addition, in the City of Lorain, be the same is hereby vacated, subject however to the reservation 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, on or above said street whenever deemed necessary.

SECTION II. That one-half ($\frac{1}{2}$) of the width of said street shall revert to the abutting owners on each side of said street.

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: July 3rd, 1978

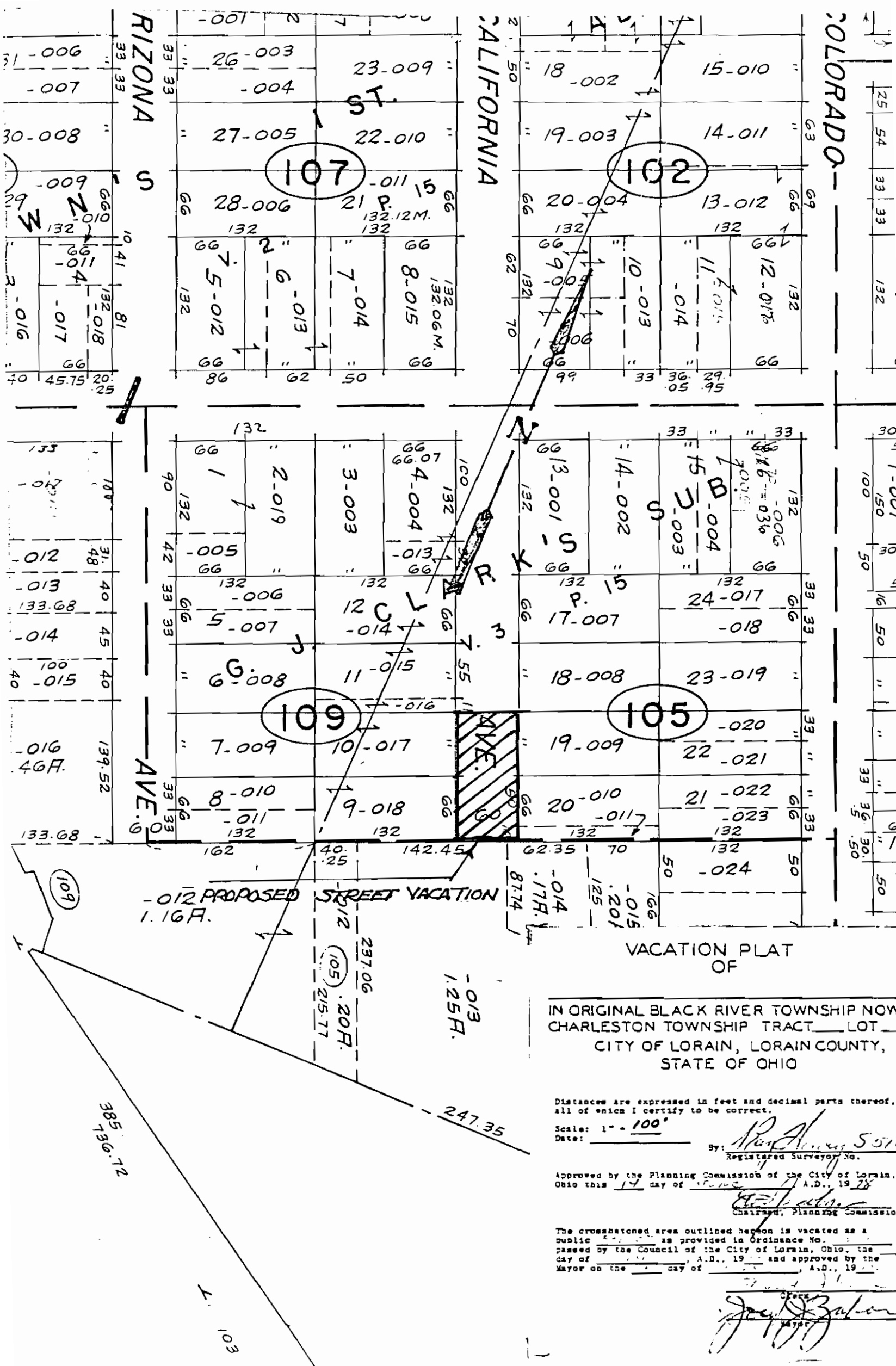
ATTEST: Mark J. G...
CLERK

APPROVED: July 5th, 1978

John K...
PRESIDENT

Jack J. Zahorn
MAYOR

#121 21



VACATION PLAT OF

IN ORIGINAL BLACK RIVER TOWNSHIP NOW CHARLESTON TOWNSHIP TRACT LOT CITY OF LORAIN, LORAIN COUNTY, STATE OF OHIO

Distances are expressed in feet and decimal parts thereof, all of which I certify to be correct.

Scale: 1" = 100'
Date: _____

By: *R. A. Hines* 5510
Registered Surveyor No.

Approved by the Planning Commission of the City of Lorain, Ohio this 14 day of June, A.D., 1928

Ed. J. ...
Chairman, Planning Commission

The crosshatched area outlined hereon is vacated as a public _____ as provided in Ordinance No. _____ passed by the Council of the City of Lorain, Ohio, the day of _____ A.D., 19____ and approved by the Mayor on the _____ day of _____ A.D., 19____

John D. Baber
Mayor