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Kind: ORDINANCE
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Fee Amt: \$60.00 Page 1 of 6
Lorain County, Ohio
Judith M Nedwick County Recorder
File 2013-0463698

NO TRANSFER NECESSARY
J. CRAIG SNODGRASS, CPA, CGFM
LORAIN COUNTY AUDITOR

ORDINANCE NO. 111-13

JP 12-31-13

AN ORDINANCE TO VACATE 11TH STREET (66' IN WIDTH) FROM STREATOR PLACE TO LONG AVENUE, BEING PART OF THE SELAH CHAMBERLAIN ALLOTMENT.

WHEREAS, a petition signed by the owners of property abutting 11th Street (66' in width) as described above, was duly presented to Council praying that said portion of the Street be vacated, copy attached, incorporated herein as Exhibit "A"; 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

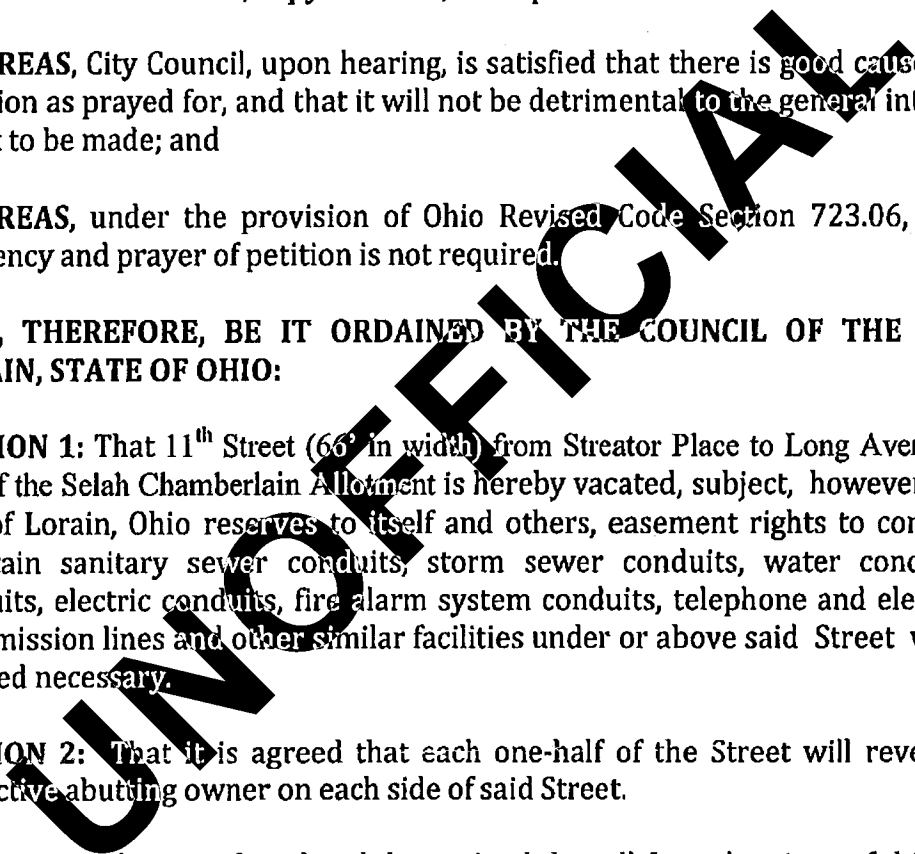
WHEREAS, under the provision of Ohio Revised Code Section 723.06, notice of pendency and prayer of petition is not required.

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

SECTION 1: That 11th Street (66' in width) from Streator Place to Long Avenue, being part of the Selah Chamberlain Allotment 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 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 of all 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.



Legal description reviewed by PELLI
on 5-31-13 per ORC Section 5713.09

RESOLUTION NO. 14-13
MAY 6, 2013

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

PASSED: May 6, 2013

PRESIDENT: [Signature]
Pro-Tempore

ATTEST: Nancy Green, CLERK

MAYOR: [Signature]

APPROVED: May 6, 2013

UNOFFICIAL

NANCY H. GREEN, CLERK OF COUNCIL
CITY OF LORAIN, OHIO, CERTIFY THE FOREGOING IS A TRUE AND ACCURATE COPY OF RES. NO. 14-13
ON THE 6 DAY OF MAY 2013 BY COUNCIL
AND TAKEN FROM THE RECORDS IN THE OFFICE OF
THE CLERK. Nancy Green
CLERK OF COUNCIL
DATE 5-14-13

PETITION TO VACATE

11TH STREET (66' IN WIDTH) FROM STREATOR PLACE TO LONG AVENUE, BEING PART OF THE SELAH CHAMBERLAIN ALLOTMENT.

To the Honorable City Council
City of Lorain, Ohio

Honorable Members:

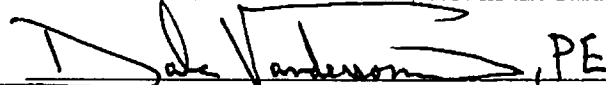
We, the undersigned property owners whose properties abut 11th Street (66' in width as described above, do hereby respectfully petition your Honorable Body to declare said Street be vacated, with reservations as stated below, as it is no longer needed for the purpose of a public Street.

It is understood and agreed by the undersigned parties that if the above petition is granted, and the Street declared vacated, 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 Street whenever deemed necessary. It is also agreed that each one half of the Street will revert to the respective abutting owners on each side of said Street.

NOTE: The signature of only one of the legal owners to the permanent parcel of land is required to qualify the parcel for this petition. All of the legal owners should sign whenever possible; however, each must sign individually and on separate lines. The signature of Mr. and Mrs. J. Doe or John and Mary Doe, etc., are not acceptable. Property under transfer or land contract should be signed by both the Seller (Grantor) and the Purchaser (Grantee). All signatures should be in ink. Opposite the signature, designate the lot number and Street frontage.

ENGINEER'S CERTIFICATION

The signed frontage on this petition represents 100% of the frontage between the points named or abutting the portion of the Street prayed to be vacated who have an interest in the said Street.


Dale Vandersommen, P.E.
City Engineer

To Council: 5-4-13
Date

Copies: FN 292.A



Chase Rittenauer
Mayor

The City of Lorain, Ohio

Department of Public Safety & Service

200 West Erie Avenue, 7th Floor City Hall
Lorain, Ohio 44052
Phone: (440) 204-2011 Fax: (440) 204-2542

Robert M. Fowler
Director
Public Safety & Services Dept.

Derek Feuerstein
Chief Deputy Director;
Chief of Staff

Geoffrey R. Smith, Esq.
Deputy Director;
Human Resources & Risk Management

April 10, 2013

City of Lorain Council
200 West Erie Ave., First Floor
Lorain, OH 44052

Attn: Nancy Greer, Clerk

Dear Members of Council:

Attached please find a proposed ordinance to vacate 11th Street (66' in width) from Streator Place to Long Avenue.

Please refer this proposed ordinance to City Council for passage at your earliest convenience. Should you have questions or comments, please contact me.

Sincerely,

Robert M. Fowler
Safety/Service Director

CITY OF LORAIN, STATE OF OHIO

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

UNOFFICIAL

2013 APR 29 P 1:18
LORAIN CLERK OF COUNCIL
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