THE CITY OF LORAIN, OHIO CITY COUNCIL

COPY

JOHN A. RICH
President
ROBERT W. HRITSKO
At Large
KENNETH C. SHAWVER
At Large
WANDA I. TULLY
At Large
GEDRGE D. METELSKY

RONALD A. PECDRA Second Word

EMMETT ROSS, JR.

First Word

Third Word

200 West Erie Ave., Room 101 Lorain, Ohio 44052

29 July 1986

THOMAS C. URBANEK
Fourth Ward
ANTHONY S. ATKINSON
FIFTH Ward
ANGEL L. ARROYO
Sixth Ward
MARY JO COOK
Seventh Ward
FRED J. RITENAUER
Eighth Ward
WILLIAM V. FLYNN
Ninth Ward
ARLENE K. KOKINDA
Clerk

Mrs, Dorothy Essex Lorain County Recorder 226 Middle AVenue Elyria, Ohio 44035

Dear Mrs. Essex:

Enclosed please find a certified copy of City of Lorain Ordinance No. 122–86, vacating an alley between East 28th and 29th Streets in the City of Lorain. Also transmitted herewith is our check in the amount of \$10.00 to cover filing fees. Please process accordingly.

Yours very truly.

Tillen D. Avkinda

Arlene K. Kokinda Clerk of Council

Enclosures

cc: County Engineer - w/enc. County Auditor - w/enc. V

Ch and

LORAIR COUNTY APOITOR 7-30-86 DEPUTY

ORDINANCE NO. 124-86

AN ORDINANCE VACATING AN ALLEY BETWEEN E. 28TH STREET AND E. 29TH STREET, IN THE 2500 BLOCK, WESTERLY FROM TACOMA AVENUE, IN THE CITY OF LORAIN, STATE OF OHIO.

WHEREAS, a petition signed by 100% of the owners of property abutting an alley between E. 28th Street and E. 29th Street, in the 2500 block, westerly from Tacoma Avenue, 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 123.01, 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 the alley between E. 28th Street and E. 29th Street, in the 2500 block westerly from Tacoma Avenue, in the City of Lorain, and more fully described in Exhibit "A" attached hereto and incorporated herein, 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 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 III. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

EGAL DEPARTMENT CITY OF LORAIN, OHIO WARD M. ZALESKI AW DIRECTOR LL . TTV PLOO

I, And the International CLERK OF COUNCIL OF THE CITY OF LORAIN, OHIO, DO HEFETY CENTIFY THAT THE FOREGOING IS A TRUE AND ACCURATE COPY OF CORDINATION NO. PASSED ON THE DAY OF

. 198 BY SAID COUNCIL AND TOM THE RECORDS ON FILE IN THE OFFICE OF THE LERK OF COUNCIL

CLERK OF COUNCIL

PETITION TO VACATE

Alley South of East 28th Street (20' wide) from the Westline of Tacoma Avenue westerly 266.98' to a point.

To The Honorable Council City of Lorain, Ohio

Gentlemen:

We the undersigned property owners whose properties abut on the Alley (20 feet wide) South of East 28th Straet extending from the Westline of Tacoma Avenue westerly 266.98 feet to a point, do hereby respectfully petition your Honorable Body to declare said Alley vecated with reservetions as stated below, as it is no longer needed for the purposes of a public alley.

It is understood and agreed by the undersigned parties that if the above patition is granted, and the Alley declared vacated, that the City of Lorain, Ohio reserves to itself and others, easement rights to construct or maintain senitary sever conduits, storm sever conduits, water conduits, gas conduits, electric conduits, fire alasm system conduits, telephone and electric pole transmission lines and other emiliar facilities under, or above said Alley whenever daemed necessary. It is also agreed that each one half of the Alley, will revert to the respective abutting owners on each side of said Alley.

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 whould 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. ere not ecceptable. Property under transfer or land contract should be signed by both the Seller (Grantor) and Purchaser (Grantee). All signature should be in ink. Opposite the signature designate the lot number and street frontage.

OWNER	SUB-LOT NUMBER PERMANENT PARCEL NO.	ADD II ION	Frontage
	03 00 083 111 010)	S.L. & I. No.4	16.98
	03 00 083 111 011)		50.00
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/X . X	03 00 083 111 013)	и и	50.00
12 67	03 00 083 111 014)	н п	50.00
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	03 00 082 109 012)	"	50.00
	03 00 082 109 013)	et 11	50.00

ENGINEER'S CERTICIATION

The signed frontage on this petition represents 100 percent of the frontage between the points named.

	. •	City Engineer	
To Council:	Data		

Situated in the City of Lorain, County of Lorain and State of Ohio. Being known as part of Original Lot No. 83 of Sheffield Township, and more definitely described as follows:

Beginning at the northeast corner of sublot 2117 of the Sheffield Land and Improvement Company Subdivision No. 4 as recorded in Volume 6, page 3 of Lorain County Record of plats. Said point hereinafter referred to as the principal place of beginning.

Thence S 88° 50' 00" W in the southline of an alley a distance of 266.98 feet to a point;

Thence N 46° 38' 00° W in a line a distance of 28.52 feet to the northline of an alley;

Thence N 88° 50' 00" E in the northline of an alley a distance of 287.31 feet to a point in the westline of Tacoma Avenue;

Thence S 1° 10' 00" E a distance of 20.00 feet to the principal place of beginning.

EXHIBIT "A"

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Co. Engr.

ORDINANCE NO. /22-86

AN ORDINANCE VACATING AN ALLEY BETWEEN E. 28TH STREET AND E. 29TH STREET, IN THE 2500 BLOCK, WESTERLY FROM TACOMA AVENUE, IN THE CITY OF LORAIN, STATE OF OHIO.

WHEREAS, a petition signed by 100% of the owners of property abutting an alley between E. 18th Street and E. 19th Street, in the 1500 block, westerly from Tacoma Avenue, 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 123.01, 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 the alley between E. 28th Street and E. 29th Street, in the 2500 block westerly from Tacoma Avenue, in the City of Lorain, and more fully described in Exhibit "A" attached hereto and incorporated herein, 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 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.

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Kirka CLERK

MAYOR I, ARLENE K. KOKINDA, CLERK OF COUNCIL OF THE CITY OF LORAIN, OHIO, DO

LEGAL DEPARTMENT CITY OF LORAIN, OHIO EDWARD M. ZALESKI LAW DIRECTOR LORAIN, OHIO 4408 Z-1663 PHONE: (216) 244-8663

#16927

APPROVED

LORAIN CO. MAP DEPT.

DATE 8-6-86

PAGE 3.00.081.

BY **VOID**

AFTER

HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND ACCURATE COPY OF ORDINANCE RESOLUTION NO.

. 198 BY SAID COUNCIL AND

TAKEN FROM THE RECORDS ON THE IN THE OFFICE OF THE CLERK OF CHUNCIL.

CLERK OF COUNCIL

PETITION TO VACATE

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

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OWNER	R SUB-LOT NUMBER		FRONTAGE	
	PERMANENT PARCEL NO.			
	03 00 083 111 010)	S.L. & I. No.4	16.98	
	03 00 083 111 011)	11	50.00	
	03 00 083 111 012)	11 11	50.00	
1: " "	03 00 083 111 013)	19 11	50.00	
1/34 1/2)	03 00 083 111 014)	11 19	50.00	
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ENGINEER'S CERTICIATION

The signed frontage on this petition represents 100 percent of the frontage between the points named.

	•		City Engineer	
			,	
То	Council:			
	•	Date		

Situated in the City of Lorain, County of Lorain and State of Ohio. Being known as part of Original Lot No. 83 of Sheffield Township, and more definitely described as follows:

Beginning at the northeast corner of sublot 2117 of the Sheffield Land and Improvement Company Subdivision No. 4 as recorded in Volume 6, page 3 of Lorain County Record of plats. Said point hereinafter referred to as the principal place of beginning.

Thence S 88° 50' 00" W in the southline of an alley a distance of 266.98 feet to a point;

Thence N 46° 38' 00" W in a line a distance of 28.52 feet to the northline of an alley;

Thence N 88° 50' 00" E in the northline of an alley a distance of 287.31 feet to a point in the westline of Tacoma Avenue;

Thence S 1° 10' 00" E a distance of 20.00 feet to the principal place of beginning.

EXHIBIT "A"

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