

ORDINANCE NO. 15-99

AN ORDINANCE

ORDINANCE TO VACATE ALLEY (16' WIDE) EAST OF BROADWAY AVENUE FROM THE NORTHLINE OF EAST 35TH STREET TO THE SOUTHLINE OF EAST 34TH STREET.

WHEREAS, a petition signed by 100% of the owners of property abutting Alley (16' Feet Wide) as described above, 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 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 the Alley (16' wide), east of Broadway Avenue from the northline of East 34th Street to the southline of East 35th Street, 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 2: That it is agreed that each one-half of the Alley will revert to the respective abutting owner on each side of said Alley.

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.

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

PASSED Feb. 1, 1999

PRESIDENT Donald W. Ginter pro tem

ATTEST: John F. Koszmin
Mayor

APPROVED: Feb. 2, 1999

James A. Greer
Clerk