

ORDINANCE NO. 150-2003

**AN ORDINANCE TO VACATE OAKDALE AVENUE (105' WIDE) SOUTH FROM THE SOUTHLINE OF KNIGHT SUBDIVISION TO A POINT 368.28' +/-.**

**WHEREAS**, a petition signed by 100% of the owners of property abutting Oakdale Avenue (105' Feet Wide) as described above, was duly presented to Council praying that said portion of the Street 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 said portion of Oakdale Avenue (105' wide) south from the southline of Knight Subdivision to a point 368.28+/- is hereby vacated. 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 each respective abutting property owners.

**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 Sept. 15, 2003

PRESIDENT: Kenneth Spencer

ATTEST: Craig John  
Mayor

APPROVED: Sept 17, 2003

Nancy A. Greer  
Clerk

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I, NANCY A. GREER, CLERK OF COUNCIL OF THE CITY OF LORAIN, OHIO, CERTIFY THE FOREGOING IS A TRUE AND ACCURATE COPY OF ORD. NO. 150-03 ON THE 15 DAY OF Sept 15 03 BY                      AND TAKEN FROM THE RECORDS IN THE OFFICE OF THE CLERK.

10-9-03  
DATE

Nancy Greer  
CLERK OF COUNCIL