



#12-02634-V

Doc ID: 017257710003 Type: OFF
Kind: ORDINANCE
Recorded: 12/10/2012 at 10:22:20 AM
Fee Amt: \$36.00 Page 1 of 3
Lorain County, Ohio
Judith M Nedwick County Recorder

File **2012-0439708**

ORDINANCE NO. 108-12

AN ORDINANCE TO VACATE DAYTON PLACE (60' IN WIDTH) FROM THE NORTH LINE OF S.L. 14 SOUTH TO THE SOUTH LINE OF S.L. 14, SAID SUB LOT BEING PART OF THE W.E. & CLARA E. FOOTE ADDITION PLAT VOL. 7 PAGE 57 OF THE LORAIN COUNTY RECORD OF PLATS.

WHEREAS, a petition signed by 100% of the owners of property abutting Street (50 feet 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 Dayton Place (60' in width) from the North line of S.L. 14 south to the South line of S.L. 14, said sub lot being part of the W.E. & Clara E. Foote Addition plat Vol. 7 Page 57 of the Lorain County Record of Plats 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.

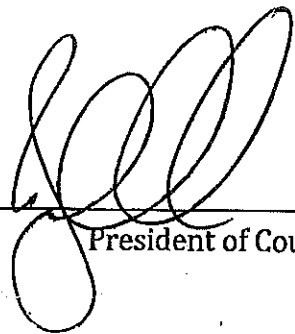
SECTION 3: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of all its committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

NANCY A. GREER, CLERK OF COUNCIL
LORAIN, OHIO, CERTIFY THE FOLLOWING IS
A TRUE COPY OF _____ NO. _____ PASSED
_____ 19____ BY _____
RECORDS IN THE OFFICE OF THE CLERK.

CLERK OF COUNCIL

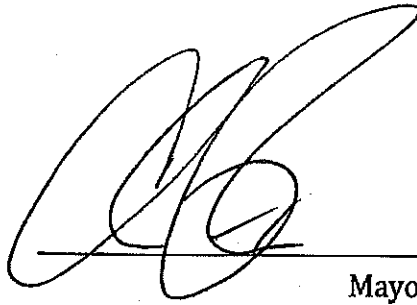
SECTION 4: That this shall take effect and be in force from and after the earliest period allowed by law.

Passed: Nov. 19, 2012



President of Council

Attest: Nancy Greer Clerk



Mayor

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. 168-12 PASSED
ON THE 19 DAY OF NOV, 192012 BY COUNCIL
AND TAKEN FROM THE RECORDS IN THE OFFICE OF
THE CLERK.

1-15-13
DATE _____
CLERK OF COUNCIL Nancy Greer

PETITION TO VACATE

Dayton Place (60' in width) from the North line of S.L. 14 south to the South Line of S.L. 14, said sub lot being part of the W.E. & Clara E. Foote Addition plat Vol. 7 Page 57 of the Lorain County record of Plats.

To the Honorable City Council
City of Lorain, Ohio

Honorable Members:

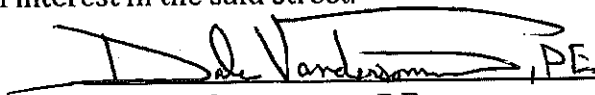
We, the undersigned property owners whose properties abut Dayton Place (60' feet in width) as described above, do hereby respectfully petition your Honorable Body to declare said street vacated, reservations as stated below, as it is no longer needed for the purpose of a public street.

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.

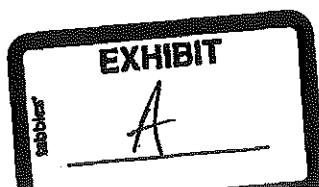
ENGINEER'S CERTIFICATION

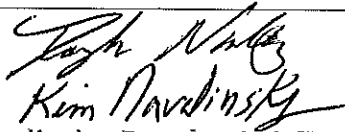
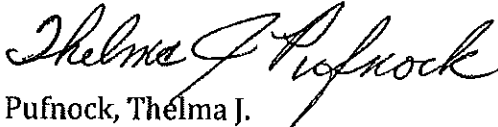


The signed frontage on this petition represents 100 percent of the frontage between the points named, however, the signed frontage on this petition represents 100 percent of the frontage owning lots in the immediate vicinity and, or abutting the portion of the street prayed to be vacated who have an interest in the said street.

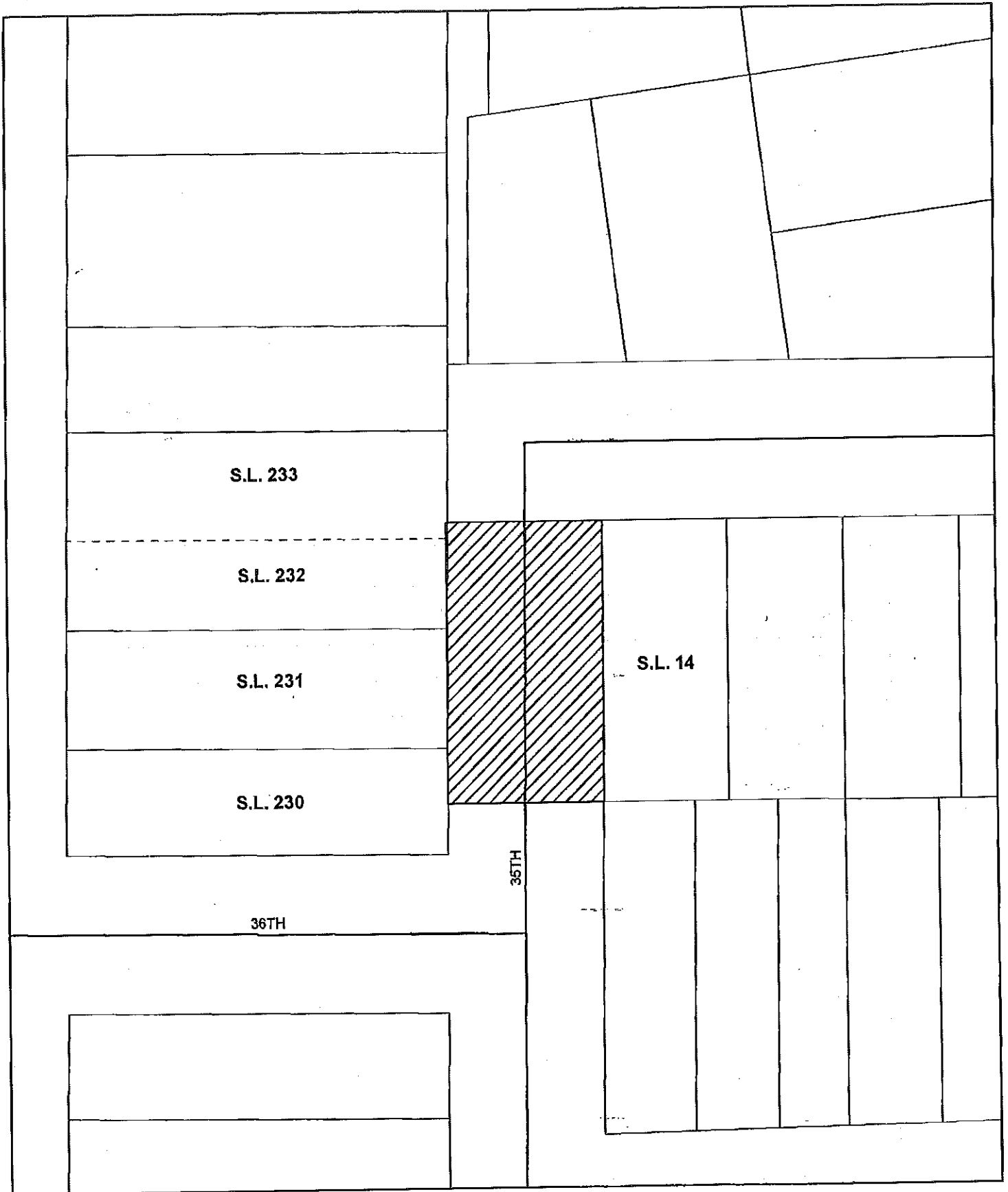

Dale Vandersommen, P.E.
City Engineer

To Council: _____
Date

Copies: FN 292.A



OWNER(s) SIGNATURE	PERMANENT PARCEL NO. AND/OR ADDRESS	FRONTAGE
 Navalinsky, Douglas A. & Kim M.	S/L 14 0201003240001	
 Pufnock, Thelma J.	S/L 232 0201003232007	
 Cruz, Jennifer L.	S/L 231 0201003232008	
 Taylor, Rory L.	S/L 230 0201003232009	



Dayton Place (60' in width) from the North line of S.L. 14 South to the South Line of S.L. 14



Scale: 1" = 50'



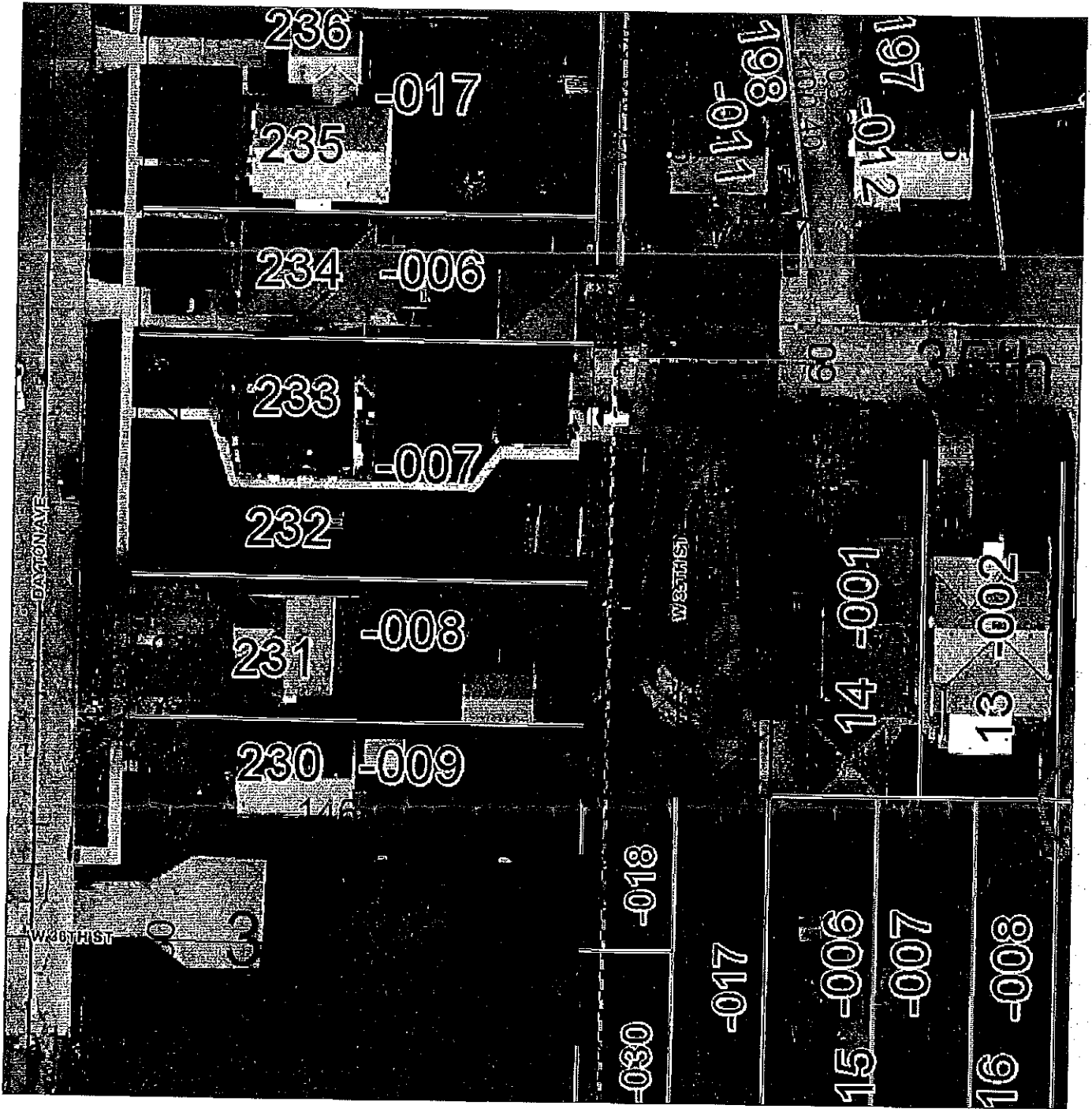
Lorain County Internet Maps

Mark R. Stewart, Auditor

Map image generated at: 9/7/2012 11:30:39 AM

Township: 02
Tract: 01
Original Lot: 003

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1	5	6	7	
8	9	10	11	12
13	14	15	16	
17	18	19		
20	21			



This map is a digital representation of recorded plats, survey, deeds, and other public information generated solely for the purpose of public review and analysis. The Lorain County Auditor assumes no responsibility for the accuracy, timeliness or completeness of this map or Lorain County GIS data. The burden for determining accuracy, completeness, timeliness, and appropriateness for use rests solely on the user. The parcel lines and digital data shown are approximate and do not replace land surveys, deeds, and/or other legal instruments defining land ownership or use.