

ORDINANCE NO. 17-12

AN ORDINANCE TO VACATE A PORTION OF MONROE AVENUE (50 FEET IN WIDTH) FROM THE NORTH LINE OF COLORADO AVENUE (60 FEET IN WIDTH) EXTENDING NORTHERLY BETWEEN PARALLEL LINES A DISTANCE OF 190.5 FEET TO THE NORTHERLY TERMINUS THEREOF.

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 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 Monroe Avenue (50 feet in width) from the north line of Colorado Avenue (60 feet in width) extending northerly between parallel lines a distance of 190.5 feet to the northerly terminus thereof, 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.

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

Passed: Feb-20, 2012

Eddie C. Schenk
President of Council *1st TERM*

Attest: Nancy Greer Clerk

[Signature]
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. 17-12 PASSED ON THE 20 DAY OF FEB, 2012 AND TAKEN FROM THE RECORDS IN THE OFFICE OF THE CLERK Nancy Greer
DATE: 2-23-12 CLERK OF COUNCIL

Approved: February 20, 2012