

BY: Mr. ZilkaTEMP. NO. 5343ORDINANCE NO. 176-90AN ORDINANCE TO VACATE AND APPORTION A PART
OF HIGHLAND AVENUE.

WHEREAS, the City of Avon Lake has received a petition from interested property owners that a part of Highland Avenue, in the City of Avon Lake, be vacated and all abutting property owners have consented to such vacation, and

WHEREAS, this Council is satisfied that there is good cause for the vacation as prayed for and that such will not be detrimental to the general interest, safety and welfare, and that said vacation ought to be made, now therefore;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON LAKE,
STATE OF OHIO:

Section No. 1: That a part of Highland Avenue, in the City of Avon Lake, described as follows, be and the same is hereby vacated and apportioned, as shown by the vacation plat thereof, attached hereto, and described as follows:

Situated in the City of Avon Lake, County of Lorain, and State of Ohio, and known as being a part of the Original Avon Township Section 30, and bounded and described as follows:

Beginning at the intersection of the centerline of Lake Road (State Route 6, being 50 feet wide) and the centerline of Highland Avenue (being 40.00 feet wide, as dedicated in the Lake Breeze Allotment, as recorded in Plat Volume 7, Page 33 of the Lorain County Records);

Thence North 00° 00' 00" East, along the centerline of Highland Avenue, a distance of 364.72 feet to the principal place of beginning of premises herein described;

Thence North 90° 00' 00" West, a distance of 20.00 feet to a point in the West right-of-way line of Highland Avenue, said point being also in the East property line as conveyed to Kenneth Boldman as recorded in Deed Volume 1277, Page 849 of the Lorain County Records;

Thence North 00° 00' 00" East, along the West right-of-way line of Highland Avenue, and the East property line as conveyed to Kenneth Boldman, a distance of about 102.30 feet to the Northeast corner as conveyed to Kenneth Boldman;

Thence South 23° 49' 28" East, a distance of about 49.51 feet to a point in the centerline of Highland Avenue;

Thence South 44° 08' 52" East, a distance of about 28.71 feet to a point in the East right-of-way line of Highland Avenue, and the Northwest corner of Sublot 288 in said Lake Breeze Allotment as conveyed to Robert L. Body and Jean C. Body in Deed Volume 1366, Page 342 as recorded in the Lorain County Records;

Thence South 00° 00' 00" West, along the East right-of-way line of Highland Avenue, and in part the West line of said Sublot 288 in said Lake Breeze Allotment as conveyed to Robert L. Body and Jean C. Body, a distance of 36.40 feet to a point;

Thence North 90° 00' 00" West, a distance of 20.00 feet to the principal place of beginning and containing within said bounds 2527 square feet, more or less, reserving and excepting unto the City of Avon Lake a Utility Easement within the above described vacated right-of-way for Public Utilities and Private Utilities, and further restricting the right to erect any permanent structures thereon, and the City of Avon Lake to be held free from repair of anything placed within the easement except grass, and excepting any right-of-way and easement therein to any other party.

Section No. 2: That the Engineering Department of the City of Avon Lake is hereby directed to cause to be recorded the vacation plat with the County Recorder.

Section No. 3: That this Ordinance shall be in full force and effect from and after the earliest period allowed by law.

1st reading: 8-6-90
2nd reading: 8-27-90
3rd reading: 9-10-90

PASSED: 9-10-90 _____

Erma J. Hareback
President of Council

POSTED: 9-14-90 _____

9-10-90

ATTEST: Beckie Lynne
Clerk of Council

Approved
Richard W. Hannon
Mayor

