

ORDINANCE NO. 20-79

AN ORDINANCE TO VACATE AN ALLEY, 16 FEET WIDE EXTENDING FROM REID AVENUE BETWEEN FOURTH STREET AND FIFTH STREET, 240 FEET WESTERLY IN THE CITY OF LORAIN, OHIO, AND EXTENDING FROM REID AVENUE BETWEEN FOURTH STREET AND FIFTH STREET, 70 FEET EASTERLY IN THE CITY OF LORAIN, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, Council is of the opinion that there is good cause for vacating, under Section 723.05 Ohio Revised Code, an alley, 16 feet wide, extending from the west side of Reid Avenue between Fourth Street and Fifth Street, 240 feet westerly in the City of Lorain, Ohio, and extending from the east side of Reid Avenue between Fourth Street and Fifth Street, 70 feet easterly in the City of Lorain, Ohio, and that such vacation will not be detrimental to the general interest; and

WHEREAS, Lorain City Planning Commission met on January 24, 1978, approved the vacation of said alley.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LORAIN, STATE OF OHIO:

SECTION 1. That an alley, 16 feet wide, extending from Reid Avenue between Fourth Street and Fifth Street, 240 feet westerly in the City of Lorain, Ohio, and extending from Reid Avenue between Fourth Street and Fifth Street, 70 feet easterly in the City of Lorain, Ohio, be and the same is hereby vacated, subject however, to the reservations that the City of Lorain, Ohio, reserves to itself and others, easement rights within the limits of said alley, so vacated, to construct or maintain sewer lines, water lines, gas lines, telephone conduits, electric conduits, telephone and electric pole lines, and other similar facilities under, on, or above said alley whenever deemed necessary by the City of Lorain.

SECTION 2. That one-half ( $\frac{1}{2}$ ) of the width of said alley shall revert to the abutting owners 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 any of 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, Ohio Revised Code.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure, for the immediate preservation of the public health, safety and welfare of the City of Lorain and provided it receives the affirmative vote of two-thirds ( $\frac{2}{3}$ ) of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: Feb 5, 1979 John Koscho PRESIDENT

ATTEST: Frank J. Baer CLERK

APPROVED: Feb 6, 1979 Joyd J. Zuban MAYOR

# VACATION PLAT OF

DEPT. OF ENGINEERING

Distances are expressed in feet and decimal parts thereof, all of which I certify to be correct.

Scale: 1" = \_\_\_\_\_

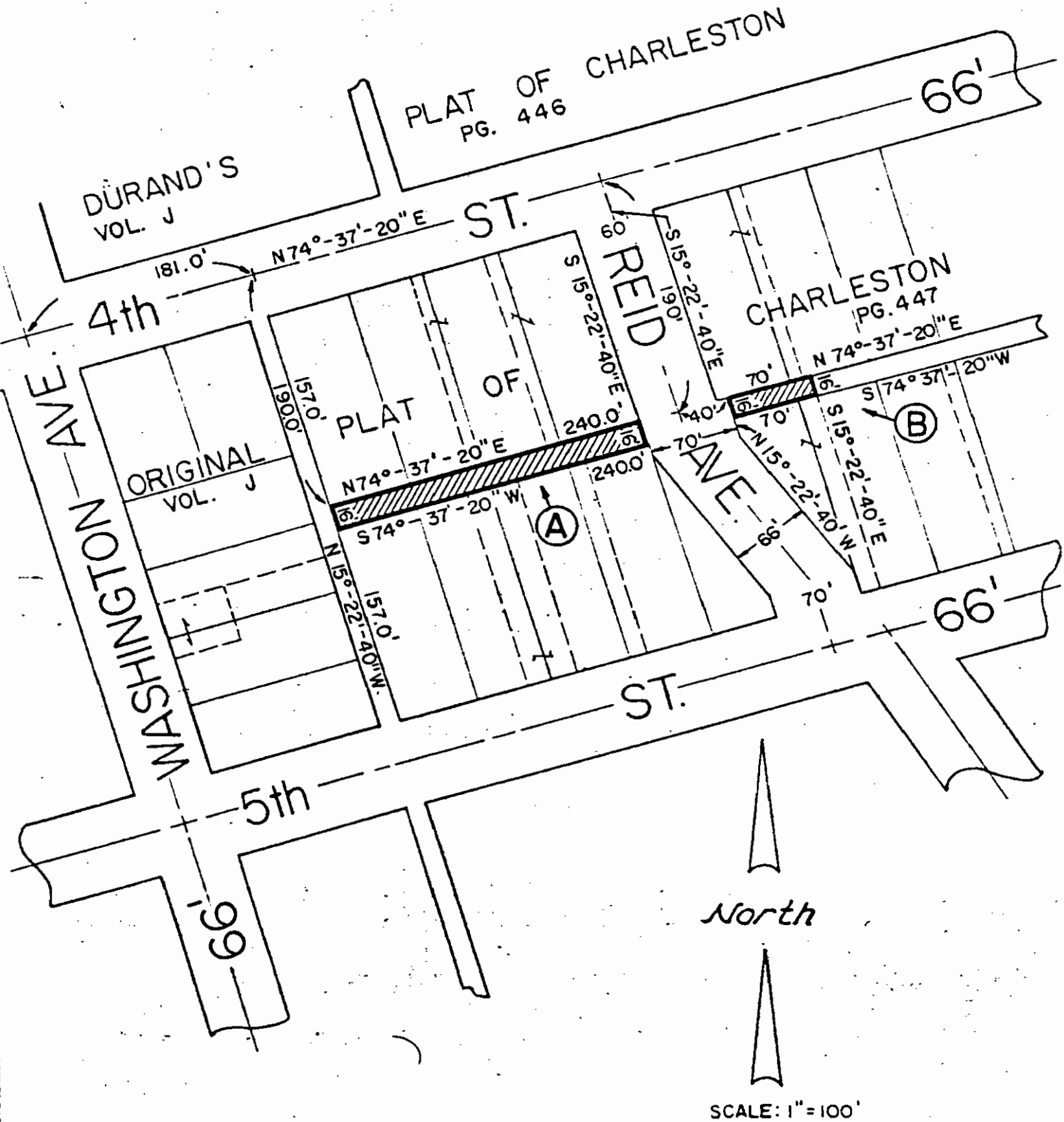
Date: \_\_\_\_\_ By: \_\_\_\_\_  
Registered Surveyor No. \_\_\_\_\_

Approved by the Planning Commission of the City of Lorain, Ohio this 20 day of JANUARY, A.D., 1979.

\_\_\_\_\_  
Chairman, Planning Commission

The crosshatched area outlined hereon is vacated as a public \_\_\_\_\_ as provided in Ordinance No. \_\_\_\_\_ passed by the Council of the City of Lorain, Ohio, the day of \_\_\_\_\_, A.D., 19\_\_\_\_ and approved by the Mayor on the \_\_\_\_\_ day of \_\_\_\_\_, A.D., 19\_\_\_\_.

\_\_\_\_\_  
Clerk  
\_\_\_\_\_  
Mayor



North

SCALE: 1" = 100'