

ORD. NO. 204-02

AN ORDINANCE TO VACATE A PORTION OF AN ALLEY WEST OF DELAWARE AVENUE, NOW WITHIN THE CORPORATE LIMITS OF THE CITY OF LORAIN

WHEREAS, a petition signed by 100% of the owners of property of abutting that portion of an alley west of Delaware Avenue 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

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

SECTION 1: That that portion of the alley west of Delaware Avenue shall be vacated as further described and defined hereon:

Situated in Original Lot J Tract No. 1 of Black River Township, located between sublots 590 and 607 of the Fairhome Addition as was recorded in Plat Volume 4 Pages 13 and 14 of the Lorain County Record of Plats, now in the City of Lorain, County of Lorain and State of Ohio and further described as follows:

Beginning on the west right of way line of Delaware Avenue (50 feet in width); Thence extending west between parallel lines, 16 feet apart by right angle measurement, a distance of 75.00 feet to the westerly terminus of said alley vacation.

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 alley whenever deemed necessary.

SECTION 2: That it is agreed that the portion of the alley west of Delaware Avenue as described heretofore will revert to the respective abutting 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 Dec 2, 2002

PRESIDENT: *Kimball C. Shuman*

ATTEST: *Craig J. ...*  
Mayor

APPROVED: Dec. 3, 2002

*Nancy A. Greer*  
Clerk

and rec. to e

I, NANCY A. GREER, CLERK OF COUNCIL  
CITY OF LORAIN, OHIO, CERTIFY THE FOLLOWING  
A TRUE AND ACCURATE COPY OF ORD. NO. 204-02  
ON THE 2 DAY OF Dec. 2002 BY COUNCIL  
AND TAKEN FROM THE RECORDS IN THE OFFICE OF  
THE CLERK. *Nancy A. Greer*  
DATE 3-1-06 CLERK OF COUNCIL