

ORDINANCE NO. 21-88

AN ORDINANCE VACATING AN ALLEY SOUTH OF WEST 23RD STREET FROM THE WESTLINE OF HAMILTON AVENUE WESTERLY 549.56 FEET TO THE EASTLINE OF THE VACATED ALLEY EAST OF OBERLIN AVENUE, IN THE CITY OF LORAIN, OHIO.

WHEREAS, a petition signed by 100% of the owners of property abutting W. 23RD Street from the westline of Hamilton Avenue westerly 549.56 feet to the eastline of the vacated alley east of Oberlin Avenue, 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 said petition is not required.

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

SECTION I. That the alley south of W. 23RD Street from the westline of Hamilton Avenue westerly 549.56 feet to the eastline of the vacated alley east of Oberlin Avenue, be the same 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 alley whenever deemed necessary.

SECTION II. That it is agreed that each one-half of the alley will revert to the respective abutting owners on each side of said alley.

SECTION III. 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 IV. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 7 March, 1988

ATTEST: Arlene B. Perkins CLERK

APPROVED: 8 March, 1988

LEGAL DEPARTMENT
CITY OF LORAIN, OHIO
EDWARD M. ZALESKI
LAW DIRECTOR
CITY HALL - 7TH FLOOR
LORAIN, OHIO 44082-1688
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[Signature]
PRESIDENT OF COUNCIL

[Signature]
MAYOR

#18164-A

APPROVE	
LORAIN CO.	
MAP DEPT.	
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BY T. McMan	
VOID AFTER	18164-A