

ORDINANCE NO. 37-91

AN ORDINANCE VACATING A SIXTY FOOT WIDE PORTION OF HAMILTON AVENUE FROM A POINT 138.00 FEET SOUTH OF THE SOUTHLINE OF 12TH STREET, SOUTHERLY 200.07 TO THE N.Y.C. & STL RAILROAD, IN THE CITY OF LORAIN, OHIO.

WHEREAS, a petition signed by 100% of the owners of property abutting a sixty foot wide portion of Hamilton Avenue, from a point 138.00 feet south of the southline of 12th Street, southerly 200.07 to the N.Y.C. & STL Railroad to Council, praying that said portion of the street 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 sixty foot wide portion of Hamilton Avenue, from a point 138.00 feet south of the southline of 12th Street, southerly 200.07 to the N.Y.C. & STL Railroad, 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 street whenever deemed necessary.

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

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.

NO TRANSFER NECESSARY

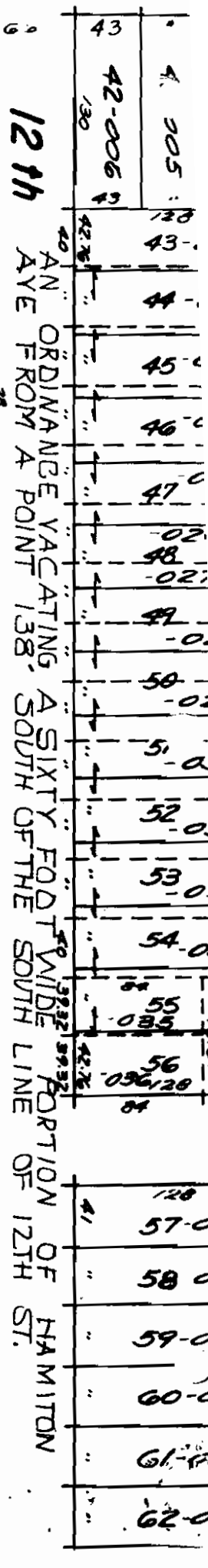
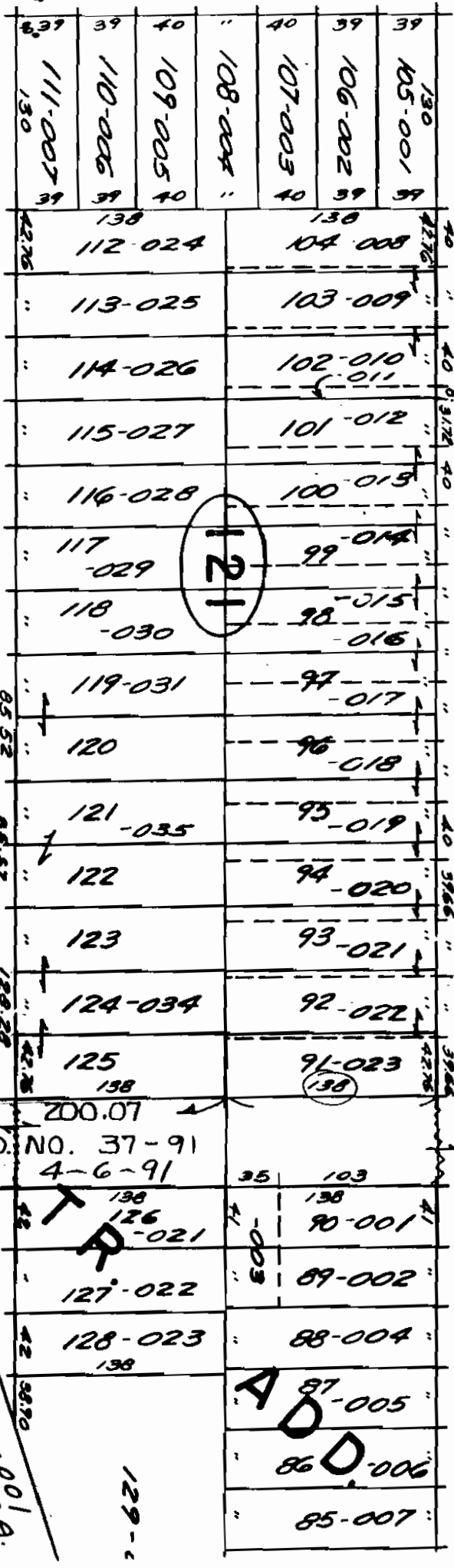
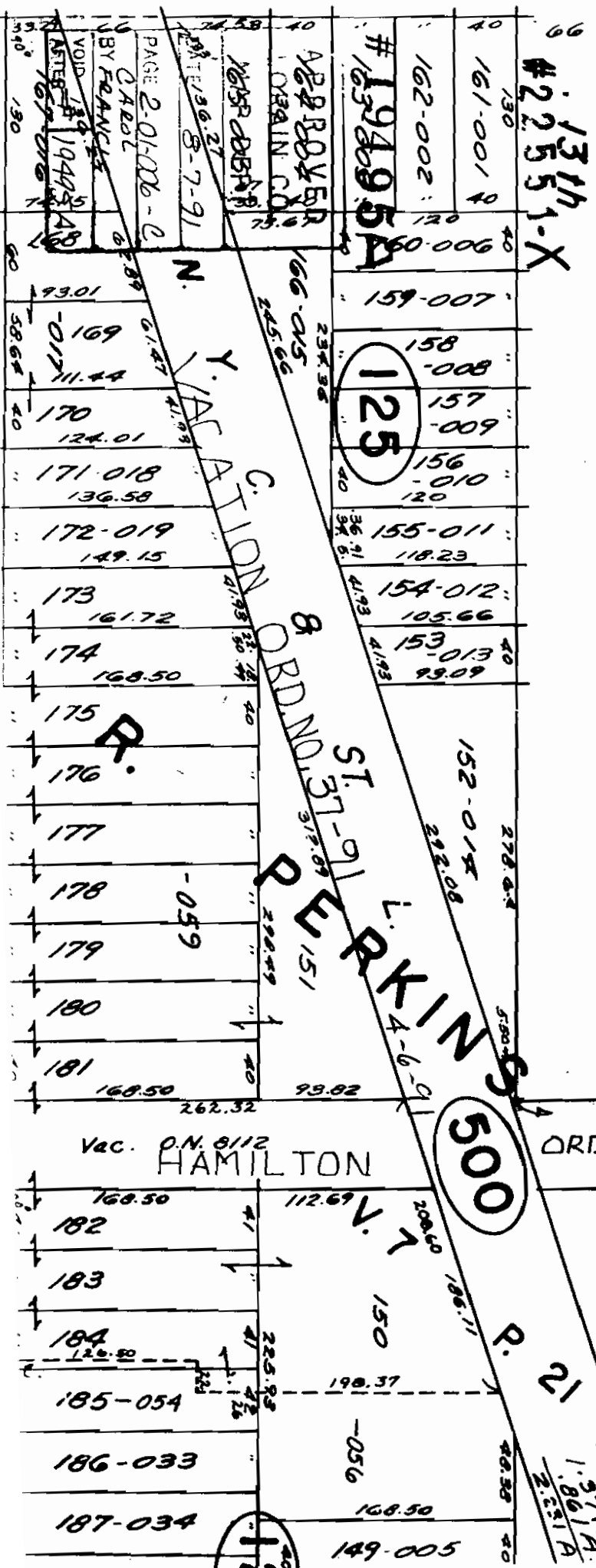
JULIAN A. PIJOR
LORAIN COUNTY AUDITOR

6-19-98 *[Signature]*

DEPUTY

2-01-006-0

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