

FILE

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4-00-019-C

10-31-80

ORDINANCE NO. 43-80

AN ORDINANCE VACATING EAST 34TH STREET (60 ft. wide) EXTENDING EASTERLY FROM THE EAST LINE OF DALLAS AVENUE TO THE WEST LINE OF LOWELL AVENUE IN THE CITY OF LORAIN, STATE OF OHIO

WHEREAS, on the 21st day of November 1979, a petition signed by 100% of the owners of property abutting that portion of East 34th Street (60 feet wide) extending Easterly from the East line of Dallas Avenue to the west line of Lowell Avenue in the City of Lorain, Ohio was clearly presented to City Council praying that said part of the street be vacated; and

WHEREAS, on the 14th day of April 1979, the Building and Lands Committee of Lorain City Council approved said vacation; and

WHEREAS, City Council, upon hearing is satisfied that there is good cause for such vacation as prayed for; that it will not be detrimental to the general interest and ought to be made; and

WHEREAS, under the provisions of Sections 723.06 O.R.C., 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 part of East 34th Street (60 ft. wide) extending from the East line of Dallas Avenue to the West line of Lowell Avenue in the City of Lorain, Ohio, be the same is hereby vacated, subject however to the reservation that the City of Lorain, Ohio, reserves to itself and others, easement rights to construct or maintain sanitary sewer conduits, storm sewer conduits, telephone and electric pole conduits, fire alarm system conduits, telephone and electric pole transmission lines and other similar facilities under on or above said street whenever deemed necessary.

SECTION II. That one half (1/2) of the width of said street shall revert to the abutting property 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.

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

PASSED: April 21st 1980

TESTED: Frank J. Gall  
CLERK OF COUNCIL

John Kuyoko  
PRESIDENT OF COUNCIL

APPROVED: April 21st, 1980

[Signature]  
MAYOR

I, Frank J. Gall CLERK OF COUNCIL,  
OF THE CITY OF LORAIN, OHIO, DO HEREBY CERTIFY THAT THE FOREGOING IS A  
TRUE AND CORRECT COPY OF Ordinance  
NO. 43-80 PASSED THE 21st DAY OF  
April 1980, TAKEN FROM THE RECORDS ON FILE IN  
THE OFFICE OF THE CLERK OF COUNCIL.

10/20/80 Frank J. Gall  
DATE CLERK OF COUNCIL

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