

## ORDINANCE NO 76-5

AN ORDINANCE TO VACATE A 30 FOOT STRIP OF LAND BETWEEN RIVERSIDE COURT AND EAST RIVER STREET AND A PART OF RIVERSIDE COURT, FORMERLY KNOWN AS RIVER COURT, AND DECLARING AN EMERGENCY

WHEREAS, this Council is satisfied that there is good cause for the vacation of a 30 foot strip of land between Riverside Court and East River Street, and a part of Riverside Court, formerly known as River Court, and that it will not be detrimental to the general interest and ought to be made;

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

SECTION 1: That a 30 foot strip of land between Riverside Court and East River Street, and a part of Riverside Court formerly known as River Court, be and the same hereby are vacated as follows:

Parcel 1

Situated in the City of Elyria, County of Lorain and State of Ohio and known as being a part of Original Elyria Township Lot 110, East of Black River, bounded and described as follows:

Beginning on the Southeastery line of Riverside Court and at the Northwest corner of land now or formerly conveyed to Elmer Walton, by deed dated January 16, 1925 and recorded in Volume 207, Page 225 of Lorain County Record of deeds;

Thence South 58° 45' 30" East along the Southeastery line of a proposed street, 30.00 feet in width and along the Northeasterly line of land conveyed to Elmer Walton by deed mentioned above, and the extension of said line Southeastery, a distance of 168.92 feet to a point on the Northwestery line of East River Street;

Thence North 31° 23' 10" East along the Northwestery line of East River Street, a distance of 30.00 feet to a point;

Thence North 58° 45' 30" West along the Northwestery line of land conveyed to Henry E. and Anna Jones by deed dated May 29, 1907 and recorded in Deed Volume 104, Page 489 of Lorain County Record of Deeds and along the Northeasterly line of land conveyed to Elmer Walton by deed dated May 5, 1924, and recorded in Deed Volume 200, Page 69 of Lorain County Record of Deeds, a distance of 162.63 feet to a point on the Southeastery line of Riverside Court;

Thence South 43° 23' West along the Southeastery line of Riverside Court a distance of 30.69 feet to the place of beginning of the same more or less but subject to all legal highways.

Parcel 2

Situated in the City of Elyria, County of Lorain and State of Ohio and known as being a part of Original Elyria Township Lot 110, East of Black River, bounded and described as follows:

Beginning at a point on the Southeastery line of Riverside Court, 30.00 feet in width and at the Southwestery corner of land conveyed to Elmer Walton by deed dated January 16, 1925 and recorded in Deed Volume 207, Page 225 of Lorain County record of Deeds;

Thence North 43° 23' East along the Southeastery line of Riverside Court a distance of 23.64 feet to a point and the undivided place of beginning of that part of Riverside Court to be vacated;

Thence North 43° 23' East along the Southeastery line of Riverside Court, a distance of 99.55 feet to a point;

Thence North 58° 45' 30" West along the Northeast end of Riverside Court, a distance of 51.14 feet to a point on the Northwesterly line of said Riverside Court;

Thence South 43° 23' West along the Northwesterly line of Riverside Court, a distance of 99.55 feet to a point;

Thence South 58° 45' 30" East, a distance of 51.14 feet to the place of beginning, be the same more or less but subject to all legal highways.

SECTION 2: That the lands within the limits of said 30 foot strip of land between Riverside Court and East River Street and a part of Riverside Court, formerly known as River Court, as they are now established, shall forever remain, notwithstanding the passage of this Ordinance, subject to the rights of utilities and sanitary sewer lines, and to the owners thereof, in maintaining their structures, fixtures, and appurtenances in, on, over or upon said lands, to continue to maintain such structures, fixtures and appurtenances, and to enter upon said lands where reasonably necessary to do so for the purpose of inspecting, cleaning, replacing, repairing, patrolling and maintaining such structures, fixtures and appurtenances.

SECTION 3: That this Ordinance is and is hereby declared to be an emergency measure, the emergency being the immediate necessity to provide for the public health, peace and welfare of the people of the City of Elyria by providing for the vacation of a 30 foot strip of land between Riverside Court and East River Street, and a part of Riverside Court, formerly known as River Court; wherefore, this Ordinance shall be in full force and effect from and immediately after its passage and approval.

PASSED: January 19, 1976

Richard P. Howard  
President of Council

ATTEST: [Signature]  
Clerk of Council

INTRODUCED: 1-19-76

Margaret E. Bennett  
Mayor

DATE: 1-19-76

CERTIFICATE OF PUBLICATION

I, the undersigned Clerk of Council of the City of Elyria, Ohio hereby certify that the full text of the foregoing 76-5 was posted in three places within the City as determined by Council, and that such places were as follows: City Hall, Central Fire Station and the Ely Building, for a period of fourteen days (14) to wit, from Jan. 27 to Feb. 10.

Dated this day of Jan. 29, 1976.

[Signature]  
CLERK OF COUNCIL  
City of Elyria, Ohio

