

*This Ord does not specify how  
the vacated portions of the who  
alleged to revert to.  
75-141*

SOLICITOR'S FILE COPY  
709

ORDINANCE NO. 75- 93

AN ORDINANCE TO VACATE THE NORTH-SOUTH ALLEY BETWEEN MIDDLE AND HAYES STREETS, AND THE EAST-WEST ALLEYS BETWEEN STATE AND WAYNE STREETS, AND WAYNE AND WOOD STREETS, REPEALING ORDINANCE NO. 64-67, AND DECLARING AN EMERGENCY

WHEREAS, this Council is satisfied that there is good cause shown for the vacation of the North-South alley between Middle and Hayes Streets, and the East-West alleys between State and Wayne Streets, and Wayne and Wood Streets, 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 the North-South alley between Middle Avenue and Hayes Street, and the East-West alley between State and Wayne Streets, and Wayne and Wood Streets, described as follows, be and the same hereby are vacated:

Situated in the City of Elyria, County of Lorain, State of Ohio, and being part of Section 4, Carlisle Township, and as recorded in Lindale Allotment, Volume 6, Page 42 of the Lorain County Record of Plats.

Alley, twelve feet in width adjacent to the Easterly lot line of a tier of lots facing Middle Avenue, from the Southerly right of way line of Fuller Road South to the Northerly right of way line of State Street; also alley, twelve feet in width adjacent to the Easterly lot lines of a tier of lots facing Middle Avenue, from the Southerly right of way line of State Street South to the Northerly right of way of Wayne Street; also alley twelve feet in width adjacent to the Easterly lot lines of a tier of lots facing Middle Avenue, from the Southerly right of way line of Wayne Street South to the Northerly right of way line of Wood Street.

Alley, twelve feet in width half way between State Street and Wayne Street, from the Westerly right of way line of Hayes Street Westerly a distance of 500 feet, also from the Easterly right of way line of Hayes Street Easterly to the Westerly right of way line of Edwards Street.

Alley, ten feet in width between Wayne Street and Wood Street, from the Westerly right of way line of Hayes Street Westerly a distance of 500 feet, also from the Easterly right of way line of Hayes Street Easterly to the Westerly right of way line of Edwards Street.

SECTION 2: That the lands within the limits of said North-South alley between Middle and Hayes Streets, and the East-West alleys between State and Wayne Streets, and Wayne and Wood Streets, as they are now established, shall forever remain, notwithstanding the passage of this Ordinance, subject to the rights of utilities and sanitary sewers now maintaining their structures, fixtures, and appurtenances in, under, over or upon said lands, to continue to maintain such structures, fixtures and appurtenances, and to enter upon said lands whenever reasonably necessary to do so for the purpose of inspecting, altering, replacing, repairing, patrolling and maintaining such structures, fixtures and appurtenances.

SECTION 3: That Ordinance No. 64-67, adopted by the Council of the City of Elyria on April 20, 1964, be and the same hereby is repealed.

SECTION 4: 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 the North-South alley between Middle and Hayes Streets, and the East-West alleys between State and Wayne Streets and Wayne and Wood Streets; wherefore, this Ordinance shall be in full force and effect from and immediately after its passage and approval.

PASSED: APR 07 1975

*Richard P. Seward*

President of Council

ATTEST: *[Signature]*  
Clerk of Council

APPROVED: APR 07 1975

*[Signature]*  
Mayor

DATE: APR 07 1975