

ORDINANCE NO. 79.06

AN ORDINANCE TO VACATE ALLEY (16' WIDE) FROM THE BEGINNING AT SOUTHEAST CORNER OF SUBLLOT 19 AND THE NORTHWEST CORNER OF SUBLLOT 26 OF CHAMBERLAIN RESUBDIVISION, BLOCK 32 AS RECORDED IN V. 3, PAGE 38 OF LORAIN COUNTY RECORD OF PLATS, CONTINUING WESTERLY TO THE SOUTHWEST CORNER OF SUBLLOT 21 AND THE NORTHWEST CORNER OF SUBLLOT 28, ALSO A PART OF THE SAME RESUBDIVISION

WHEREAS, a petition signed by 100% of the owners of property abutting Alley (16' Feet Wide) as described above, 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 petition is not required.

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

SECTION 1: That Said Alley as described above, in the City of Lorain, Ohio 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 2: That it is agreed that each one-half of the Alley will revert to the respective abutting owner on each side of said Alley .

SECTION 3: 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 all 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 of the Ohio Revised Code.

SECTION 4: That this shall take effect and be in force from and after the earliest period allowed by law.

PASSED May 15, 2006

PRESIDENT: Kenneth Giffman

ATTEST: Craig Martin  
MAYOR

APPROVED: May 15, 2006

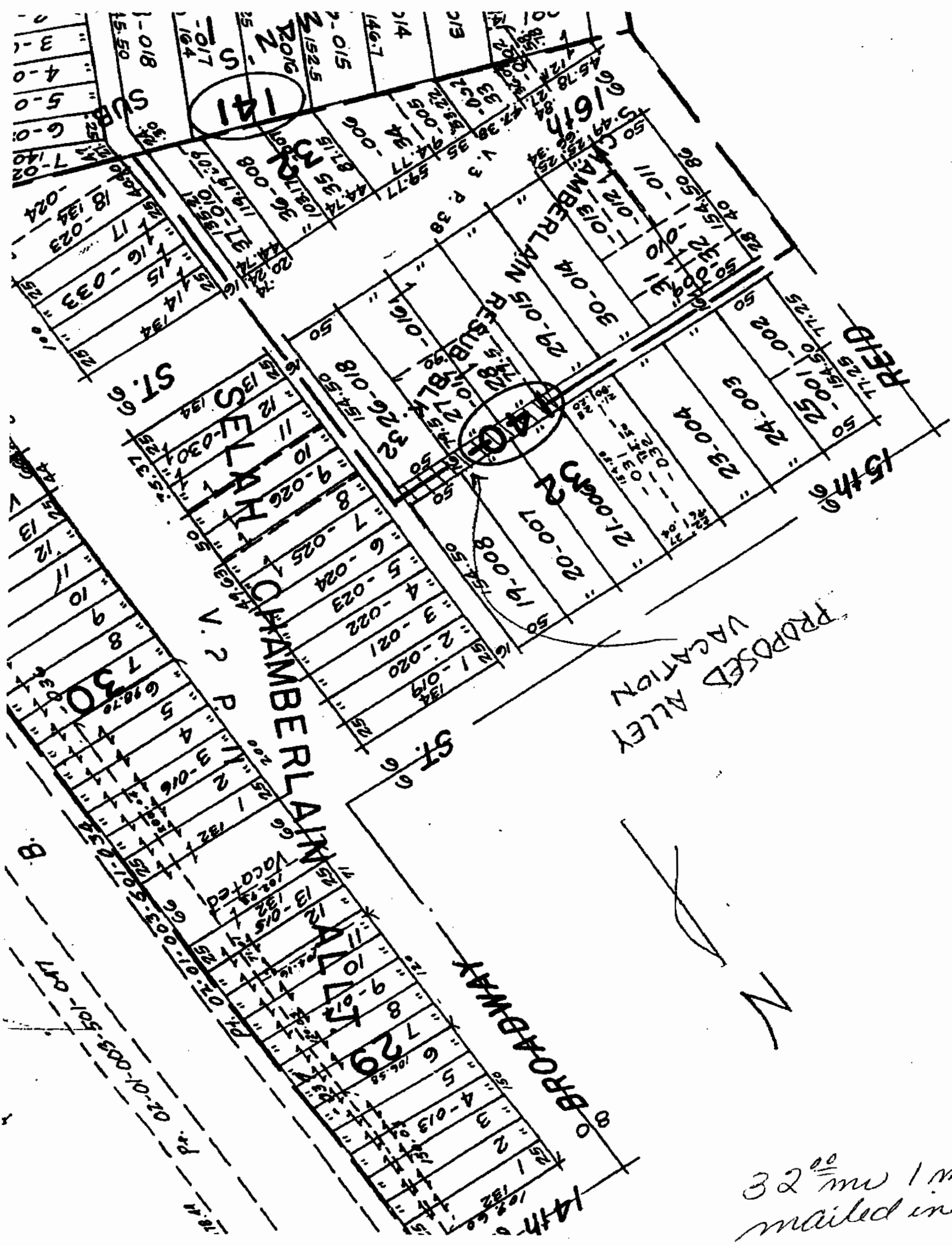
Nancy Greer  
CLERK

fn 292

NO TRANSFER NECESSARY  
MARK R. STEWART  
LORAIN COUNTY AUDITOR  
6/2/06  
DEPUTY

Mail Eof:  
Lorain city Council  
200 West Erie Avenue  
Lorain, OH 44052

I, NANCY A. GREER, CLERK OF COUNCIL OF THE CITY OF LORAIN, OHIO, CERTIFY THE FOREGOING IS A TRUE AND ACCURATE COPY OF Ord. NO. 79.06 ON THE 15 DAY OF May, 1906 AND TAKEN FROM THE RECORDS IN THE OFFICE OF THE CLERK.  
5-22-06  
DATE  
Nancy Greer  
CLERK OF COUNCIL



PROPOSED VACATION ALLEY

32<sup>00</sup> m/w 1 m/e  
mailed in