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Sponsored by:

Community Dev.
R.P. Seward
R.H. Frederick
C.O. Fair

ORDINANCE NO. 81-215

AN ORDINANCE VACATING A PORTION OF FREDERICK STREET RIGHT-OF-WAY, IN THE CITY OF ELYRIA, SAID PORTION BEING THE FULL WIDTH OF THE RIGHT-OF-WAY FROM THE NORTH LINE OF 50TH STREET, NORTHWARD APPROXIMATELY 145 FEET, TO THE NORTH LINE OF THE LEONA HEIGHTS ALLOTMENT

WHEREAS, this Council is satisfied that there is good cause shown for the vacation of a portion of Frederick Street, 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 portion of Frederick Street Right-of-Way, in the City of Elyria, be and the same hereby is vacated as follows:

Said portion being the full width of the right-of-way from the North line of 50th Street, Northward approximately 145 feet, to the North line of the Leona Heights Allotment, as shown on Page 35 of Volume No. 6 of the Lorain County Recorder's Records of Plats.

SECTION 2: That the lands within the limits of said street right-of way, as they are now established, shall remain notwithstanding the passage of this Ordinance, subject to the rights of utilities now maintaining 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.

30" WATERLINE PER L. SHIPPY

SECTION 3: That the street as herein vacated shall revert to the owners of the abutting and contiguous property, one-half to each side.

SECTION 4: That it is found and determined that all formal actions of this Council concerning and relating to the adoption 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, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 5: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 9-9-81

Richard P. Seward
Richard P. Seward, President

ATTEST: *Jack Lesnick*
Jack Lesnick, Clerk

APPROVED: 9-9-81

Michael B. Keys
Michael B. Keys, Mayor

DATE: 9-10-81

Approved as to form:

George H. Ferguson
George H. Ferguson, Solicitor

TRANSFERRED
IN COMPLIANCE WITH SEC. 319-202
OHIO REV. CODE

JAG
JUL 6 1982

JULIAN A. PIJOR
LORAIN COUNTY AUDITOR