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ORDINANCE NO. 87- 181

AN ORDINANCE VACATING THE PORTION OF A CITY OWNED EASEMENT SOUTH OF THE SOUTH LINE OF THE VACATED HIGH STREET THROUGH PROPERTY CURRENTLY OWNED BY AMES LAWN AND GARDEN TOOLS, AND DECLARING AN EMERGENCY.

WHEREAS, this Council is satisfied that there is good cause shown for the vacation of the portion of a City owned easement South of the South line of the vacated High Street through property currently owned by Ames Lawn and Garden Tools, 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 portion of a City owned easement South of the South line of the vacated High Street through property currently owned by Ames Lawn and Garden Tools hereinafter described be and the same hereby is vacated:

Situated in the City of Elyria, County of Lorain, and State of Ohio, and bounded and described as follows:

Part of the easement area granted for sewer construction to the City of Elyria on the seventh day of February, 1935 by Steel and Tubes Incorporated and recorded in book 293, pages 195 through 197 of the Lorain County Recorder's records and more fully described as follows:

Beginning at the intersection of the Easterly line of the Baltimore & Ohio railroad right-of-way and the Southerly line of Walnut Street, as shown by the plat of Ely and Boynton's second addition to the City of Elyria, which was recorded on November 29, 1907 in Volume 7 at Page 25 of the Lorain County Plat Records; thence Easterly along said Southerly line of Walnut Street, vacated a distance of twenty (20.00) feet to a point; thence Northerly along a line parallel to the Westerly line of Adams Street a distance of three hundred sixty-six feet (366) more or less to a point in the Southerly line of High Street, as recorded in the above noted plat records; thence Westerly along the Southerly line of High Street vacated to its intersection with the Easterly line of the Baltimore & Ohio railroad right-of-way; thence Southerly along the Easterly right-of-way line of the Baltimore & Ohio railroad to the point of beginning.

Above description prepared by Lonny G. Shippy (Ohio Surveyor's Registration No. 29002) from records on file in the Elyria City Engineer's Office without a field survey.

SECTION 2: 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 actions, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code

CERTIFICATION

I HEREBY CERTIFY THAT THIS IS AN EXACT AND TRUE COPY OF Ordinance No 87-181

Jack Lesnick
JACK LESNICK, CLERK OF COUNCIL
CITY OF ELYRIA, OHIO

6/8/87
DATE

SECTION 3: That this Ordinance be and hereby is 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 City owned easement through property currently owned by Ames Lawn and Garden Tools; wherefore, this Ordinance shall be in full force and effect from and immediately after its passage and approval.

PASSED: 6/1/87 Richard P. Seward
Richard P. Seward, President

ATTEST: Jack Lesnick Jack Lesnick, Clerk APPROVED: 6/1/87

Michael B. Keys
Michael B. Keys, Mayor

DATE: 6-3-87

Approved as to form:
Terry S. Shilling asst city solicitor
Terry S. Shilling, Solicitor

CERTIFICATE OF PUBLICATION

I, THE UNDERSIGNED CLERK OF COUNCIL OF THE CITY OF ELYRIA, OHIO, HEREBY CERTIFY THAT THE FULL TEXT OF THE FOREGOING ORDINANCE NO. 87-_____ 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 POLICE STATION, FOR A PERIOD OF FOURTEEN (14) DAYS, TO WIT, FROM:

TO _____

DATED: _____

CLERK OF COUNCIL
CITY OF ELYRIA, OHIO

11/00
RAN