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ORDINANCE NO. 90-194

Sponsored by:  
COMM. DEV.

- T. Shores
- W. Grace
- R. Reichard
- L. Tanner
- J. Bennett

AN ORDINANCE VACATING AN ALLEY ON EIGHTEENTH STREET  
IN THE CITY OF ELYRIA, OHIO. (Alley #6)

WHEREAS, this Council is satisfied that there is good cause shown for the vacation of an alley on Eighteenth Street, as described below, and that it will not be detrimental to the general interest and ought to be made; and

WHEREAS, Section 913.05, Codified Ordinances of the City of Elyria, Ohio, provides that notice of the intention of Council to vacate any street shall be given as provided in Section 913.04, except when written consent to such vacation is filed with Council by the owners of the property abutting the part of the street proposed to be vacated, in which case such notice shall not be given.

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

SECTION 1: That the alley on Eighteenth Street in the City of Elyria as described hereafter, be and the same hereby is vacated:

Beginning in the Southeast corner of Sublot #93; Thence Westerly a distance of 240.00 feet to the Southwest corner of Sublot #88.

Thence Southerly 15.00 feet to the Northwest corner of Sublot #81.

Thence Easterly 240.00 feet to the Northeast corner of Sublot #86.

Thence Northerly 15.00 feet to the place of beginning.

SECTION 2: That the City reserves unto itself an easement upon said property for utility purposes, together with rights of entry and all other things necessary for its utility easement purposes, together with the right to enter upon said property for construction and maintenance of new and future utilities. The erection of any structures upon this property by any person except the City is expressly forbidden.

SECTION 3: That the lands within the limits of said alley on Eighteenth Street as described above, as they are now established, shall remain notwithstanding the passage of this Ordinance, subject to the right of utilities now maintained on said land, 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 inspection, altering, replacing, repairing, patrolling, and maintaining such structures, fixtures and appurtenances.

SECTION 4: That the portion of the alley on Eighteenth Street hereby vacated shall revert entirely to the abutting property owners.

SECTION 5: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were

NO TRANSFER NECESSARY  
JULIAN A. PIJOR  
LORAIN COUNTY AUDITOR  
7-15-90 JN  
DEPUTY

COPY

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

SECTION 6: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 7/16/90 Leo Bullocks  
Leo Bullocks, President

ATTEST: Jack Lesnick APPROVED: 7/16/90  
Jack Lesnick, Clerk

Michael B. Keys  
Michael B. Keys, Mayor

DATE: 7-17-90

Approved as to form:  
Terry S. Shilling  
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. 90-     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

CERTIFICATION

I HEREBY CERTIFY THAT THIS IS AN EXACT AND TRUE COPY OF Ordinance 90-194

Jack Lesnick 7/19/90  
JACK LESNICK, CLERK OF COUNCIL DATE  
CITY OF ELYRIA, OHIO

DOROTHY L. ESSEX  
LORAIN COUNTY  
RECORDER

FILM ROLL NO. 366

AUG 3 11 28 AM '90

REC'D FOR RECORD  
LORAIN COUNTY

O.R. VOL 315 PAGE 329

*10<sup>00</sup>mw messenger*

*Mail EOF:  
Council Clerk's Office  
City of Elyria  
328 Euclid St.  
Elyria, O. 44035*

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