COMM. DÉV.

F. Bullocka

G. Abbey

M. Lotko

T. Shores G. Gibbs

ORDINANCE NO. OR 228

AN ORDINANCE VACATING A PORTION OF NAPLES DRIVE. NORTH OF LOYOLA DRIVE, TO THE CORPORATION BOUNDARY.

WHEREAS, this Council is satisfied that there is good cause shown for the vacation of the northern street stub of Naples Drive, and that it will not be detrimental to the general interest and ought to be made; and

WHEREAS, Patrick Nolan, Jean A. Matesic, Harold E. Garlard, Carmen E. Garland, Helen C. Ivan and Bulli Properties Partnership are the abutting property owners and Council has their written consents for the vacation

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

SECTION 1. That the northern street stub of Naples Drive, north of Loyola Drive to the corporation boundary, more fully described in Exhibit A incorporated herein and made a part hereof, is hereby vacated.

SECTION 2: That notwithstanding the passage of this Ordinance, the lands within the limits of said portion of Naples Drive as described in Exhibit A, are now established and shall remain subject to the City of Elyria a reservation of a 60 foot wide utility easement. Said easement shall run from the Western boundary to the Eastern boundary of said parcel. The centerline of such easement shall be the line "hat connects the midpoint of the Western boundary with the midpoint of the Eastern boundary of said parcel. Said parcel shall be surject to the right of utilities now maintained on said land, if any, to continue to maintain such structures, fixtures, and appurenances, and to enter upon said lands whenever reasonably necessary to do so for the purpose of installing, inspecting, altering, replacing, repairing, patrolling, and maintaining such structures. Fixtures, and appurtances.

SECTION 3: That the abutting property owners on either side of the street shall build sidewalks to connect existing sidewalks on the Northwest corner and the Northeast corner.

SECTION 4: That this sect on of Naples Drive hereby vacated and as described in Exhibit A shall revert entirely to the abutting property owners on either side of said street.

CERTIFICATION

I HEREBY CERTIFY THAT THIS IS AN EXACT AND TRUE COPY OF Underce No. 48 - 228

ARTHUR & WEBER, CLERK OF COUNCIL

9-24-82

CITY OF ELYRIA, OHIO

SECTION 5: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in meetings open to the public, in compliance with Ohio law. SECTION 6: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law. PASSED: 1/21/18 Thomas O. Shores, 1 APPROVED: 9/3/98 Michael B. Keys, Mayor DATE: 9.22.98 Approved as to form. Mchelle) ledwick Aching 7-31-98 CERTIFICATE OF PUBLICATION 1, THE UNDERSTONED CHERK OF COUNCIL OF THE CITY OF ELYRIA, OHIO, HEREBY CERTIFY THAT THE FULL TEXT OF THE FOREGOING ORDINANCE NO. 198 111 WAS POSTED IN THREE PLACES WITHIN THE CITY AS DETERMINED BY COUNCIL, AND THAT SUCH PLACES WERE AS FOLLOWS: CITY OF THE COUNCIL AND THE COUNCIL PLACES WERE AS FOLLOWS: CITY OF THE COUNCIL AND THE C HALL, CENTRAL PIRE STATION AND THE POLICE STATION, FOR A PERIOD OF FOURTEEN (14) DAYS, TO-WIT, FROM TO____ DATED: CLERK OF COUNCIL CITY OF FLYRIA, OHIO

Date presented to the Mayor: 4/22/98



REPRODUCIB

The description of said section of Naples Drive is as follows:

Situated in the City of Elyria, County of Lorain, State of Ohio, and being known as part of Naples Drive, 60 feet wide, as shown by the plat of College Green Subdivision No. 3 as recorded in Volume 37, Pages 27 and 28 of Lorain County Plat Records, said parcel being more definitely described as follows: Beginning at the intersection of the centerline of Naples Drive and the centerline of Loyola Drive as shown on the referenced plat; thence North 1° 02' 49" West in the centerline of Naples Drive, a distance of 30.00 feet to a point, said point is the principal place of beginning; thence South 88° 57' 11" West, a distance of 60.00 feet to a point of curvature in the southerly line of Subiot No. 112 in College Green Subdivision No. 3; thence Northeasterly in the arc of a curve in the Southeasterly line of Sublot No. 112 which deflects to the left, a distance of 47.12 feet to the point of tangency of said curve; said curve has a radius of 30.00 feet, a central angle of 90° 00' 00", and a chord of 42.43 feet which bears North 43° 57' 11" East; thence North 1° 02' 49" West in the Easterly line of Sublot No. 112, a distance of 95.00 feet to a point in the Northerly line of College Green Subdivision No. 3; thence North 88° 57' 11" East in the Northerly line of College Green Subdivision No. 3, a distance of 60.00 feet to the Northwesterly corner of Sublot No. 202 in the Plat of College Green Subdivision Nos. 3 and 4, as Revised as recorded in Volume 45, Page 34 of Lorain County Plat Records; thence South 1º 02' 49" East in the Westerly line of Sublot No. 202, a distance of 95.00 feet to a point of enryature; thence Southeasterly in the arc of a curve in the Southwesterly line of Sublot No. 202 which deflects to the left, a distance of 47.12 feet to the point of tangency of said curve, said curve has a radius of 30.00 feet, a central angle of 90° 00° 00" and a chord of 42.43 feet

which bears South 46° 02' 49" East; thence South 83° 57' 11" West, a distance of 60.00 feet to the principal place of beginning. Enclosing a parcel containing 0.1810 acre.

MARK R. STEWART LORAIN COUNTY AUDITOR

City of Elypia Cracil Clerks office 328 Broad St Clynic CH. 121035

70,00 IME