

Sponsor: Brown/Kitchen

ORDINANCE NO. 43-13

AN ORDINANCE PROVIDING FOR THE VACATION OF AN ALLEY LOCATED IN B. DAVID'S ADDITION TO THE CITY OF JACKSON.

WHEREAS, the existing portion of an alley described in Exhibit "C" of the Petition (Exhibit 1) attached hereto and shown in the survey diagram, also a part of Exhibit "C", and located in B. David's Addition between lots numbered 51 and 52 and abuts property owned by Nea S. Henry and Arthur Alan Corporation; and

WHEREAS, Nea S. Henry and Arthur Alan Corporation are the sole abutting land owners and have requested that said alley be vacated with said Petition being attached hereto as Exhibit 1; and

WHEREAS, Nea S. Henry and Arthur Alan Corporation are the sole abutting land owners and have waived all legal notice required for the vacation of an alley with said Waiver being attached hereto as Exhibit 2; and

WHEREAS, the legislative authority of the City of Jackson has determined that vacating said alley will not be detrimental to the general interest of the City or its residents; and

NOW THEREFORE BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE POLITICAL SUBDIVISION OF THE CITY OF JACKSON, THAT:

The portion of the alley described in the survey, which is attached hereto as Exhibit "C" be vacated with ownership of said alley reverting to the adjacent landowners and that the City reserve a permanent easement for any and all utilities now located in the alley, as provided for by Ohio Revised Code section 723.041.

It is hereby found and determined that all formal actions of this Council concerning and relating to adoption of this ordinance were adopted in an open meeting of this Council and the deliberations of this Council and any of its committees that resulted in such formal action were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 29 day of October, 2013.

Ronald S. Jacobman
President of Council

ATTEST:
Juan Brown
Clerk of the Legislative Authority

Approved this 29 day of October, 2013.

Randy Heath
Mayor