

Sponsor: Peters / Colby ORDINANCE NO. 41-23

**AN ORDINANCE PROVIDING FOR THE VACATION OF THE ALLEY BETWEEN 111 E. SOUTH STREET AND 121 E. SOUTH STREET OF THE CITY OF JACKSON.**

WHEREAS, Mark F. Abell is the owner of 121 E. South Street, Lot # 4 of the Dickason addition, in the City of Jackson and Richard and Nicole Rippeth, husband and wife, are the owners of 111 E. South Street, Lot #5 of Dickason Addition, of the City of Jackson and each of said land owners, being all owners of the property abutting the proposed alley to be vacated, have petitioned that the alley that is located between said lots be vacated as requested in the Petition attached hereto as Exhibit "A" and as shown on the map attached hereto as Exhibit "B"; and

WHEREAS, all notice requirements have been satisfied by the filing of the Waiver of all adjacent landowners as contained in Exhibit A; and

WHEREAS, the legislative authority of the City of Jackson has determined that the alley is unimproved and that vacating the 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 ALLEY BETWEEN LOTS NUMBERS 4 AND 5 OF DICKASON ADDITION IN THE CITY OF JACKSON, OHIO, BE VACATED WITH OWNERSHIP OF SAID ALLEY REVERTING TO THE ADJACENT LANDOWNERS, ONE-HALF TO EACH, AND THAT THE CITY RESERVES A PERMANENT EASEMENT FOR ANY AND ALL UTILITIES NOW LOCATED IN SAID 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 24<sup>th</sup> day of July, 2023.

David L. Full  
President of Council

ATTEST:  
Cinda Kuhn  
Clerk of the Legislative Authority

Approved this 24<sup>th</sup> day of July, 2023.

Raymond  
Mayor

