

ORDINANCE NO. 87-3

TO VACATE A PORTION OF THOMAS ALLEY, SUCH BEING A 16.5 FOOT RIGHT-OF-WAY LOCATED BETWEEN THE EXISTING CITY ADMINISTRATION BUILDING AND THE PARCEL BEING DEVELOPED FOR THE NEW CITY COMPLEX, SAID PORTION OF THE ALLEY EXTENDING WESTERLY FROM SOUTH STATE STREET TO THE EASTERLY LOT LINE OF THE PARCEL OWNED BY BANK ONE.

WHEREAS, a petition signed by the owners of property abutting Thomas Alley, such being a 16.5 foot right-of-way located between the existing City Administration Building and the parcel being developed for the new City complex, said portion of the alley extending westerly from South State Street to the Easterly lot line of the parcel owned by Bank One, has been presented to the Council of the City of Westerville requesting that said alley be vacated; and

WHEREAS, the Council finds that there is good cause for the vacation of such alley and that such vacation will not be detrimental to the general interest of the citizens of the City; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WESTERVILLE, OHIO:

Section 1. That the portion of Thomas Alley, such being a 16.5 foot right-of-way located between the existing City Administration Building and the parcel being developed for the new City complex, said portion of the alley extending westerly from South State Street to the easterly lot line of the parcel owned by Bank One, all of which is more fully and accurately described in Exhibit "A", which is incorporated herein as part of this Ordinance, be and the same is hereby vacated.

Section 2. That the Clerk of Council be and is hereby directed to notify the Auditor of Franklin County of the vacation of said alley by filing a copy of this ordinance with the Auditor.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: January 6, 1987

John P. Brimble
Chairman of Council

APPROVED: [Signature]
Director of Law

[Signature]
Clerk of Council

EXHIBIT "A"

VACATE PORTION OF ALLEY AT CITY HALL COMPLEX

Being situated in City of Westerville, County of Franklin, State of Ohio and being a 16.5 foot alley south of College Avenue extending westerly from the west line of State Street as shown on ORIGINAL TOWN PLAT, CITY OF WESTERVILLE of record in Plat Book 3, Page 404 in the Franklin County Recorder's Office and being more particularly described as follows:

Beginning at a drilled hole in concrete at the southeast corner of Lot 45 of said Original Town Plat;

thence from the place of beginning South $15^{\circ} 33' 33''$ East along the west line of State Street a distance of 16.61 feet to a railroad spike;

thence South $81^{\circ} 02' 36''$ West along the south line of said 16.5 foot alley a distance of 262.85 feet to a railroad spike;

thence North $8^{\circ} 57' 22''$ West a distance of 16.5 feet to a point;

thence North $81^{\circ} 02' 36''$ East along the north line of said alley a distance of 260.94 feet to the place of beginning, containing 0.099 acres, more or less.

The above description was prepared by Charles J. Dastefani, Professional Surveyor No. 5666 in October, 1986.

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PETITION TO VACATE ALLEY

To the Council of the City of Westerville, Ohio:

The undersigned, being all the owners of land in the City of Westerville abutting the first alley south of College Avenue, extending from South State Street westerly a distance of 262.85 feet, as described in Exhibit A, attached to this Petition, respectfully petition that the alley be vacated.

THE CITY OF WESTERVILLE

BY *G. David Lindimore*
G. David Lindimore, City Manager

BANK ONE OF COLUMBUS NA

BY *Michael J. ...*
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