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GALLANT, 00160

MAIL 4-22-75 W. H. ROBY 170 MILL ST.

REF PLAT BOOK PAGE 21 46

Vol. 164 Page 786
ORDINANCE NO. 12-75
Amended 2-11-75
Amended 4-1-75

5050

VACATING THE FIRST ALLEY WEST OF SANTA MARIA LANE OF NORTON FIELD PLAT NO. 1 AND DECLARING AN EMERGENCY.

WHEREAS, Council in Ordinance No. 134-52, passed November 15, 1952, did vacate certain property as a result of a request by petition; and

WHEREAS, although this petition included a certain alley west of Santa Maria Lane of Norton Field Plat No. 1, the aforementioned Ordinance failed to vacate same; and

WHEREAS, this alley has never been used, proper notice has been given and the Planning Commission has in Case No. 140 approved same; NOW, THEREFORE,

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

SECTION 1: That the first alley west of Santa Maria Lane of Norton Field Plat No. 1 be and the same is hereby vacated contingent upon the following:

1. That the City shall retain easement rights equal to the width and length of the alley being vacated, for maintenance of existing utilities and for the construction of new utilities both public and private.
2. Costs to pay the engineering and advertising costs associated with this vacation.

SECTION 2: That Council has good cause for vacating this alley since it was first petitioned to be vacated in September, 1952, has never been used, and such vacation will not be detrimental to the general interest.

SECTION 3: That the City Engineer is hereby instructed to prepare a vacation plat of said vacated alley and to cause said plat to be recorded in the Office of the Engineer and Recorder of Franklin County, Ohio and the Clerk of Council is instructed to endorse upon such plat the action of this Council in vacating this alley.

SECTION 4: That this ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, peace, safety and welfare; for the reasons mentioned in the preamble and for the further reason that it is immediately necessary for proper development of this property; wherefore, this ordinance shall go into full force and effect immediately upon its passage and approval by the Mayor.

PASSED this 1st day of April, 1975.

David D. Fitch
President of Council

ATTEST:
James J. Warren
Clerk of Council

Treasurer *April 11 1975*
ARCH J. WARREN, Auditor
FRANKLIN COUNTY, OHIO

Received APR 15 1975 2:25 P.M.
Recorded APR 16 1975
JAMES A. SCHAEFER, Recorder
Recorder's Fee \$ 3.00