

RECORD OF ORDINANCES

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Ordinance No. 134 - 52

Passed November 5, 1952 19

TO VACATE THE FIRST ALLEY WEST OF NORTON LANE AND THAT PORTION OF NORTON LANE EXTENDING FROM THE NORTH LINE PRODUCED EASTERLY OF DUCHENE LANE NORTHERLY TO THE SOUTH LINE OF BROAD STREET.

WHEREAS, a petition, signed by Norton Homes, Inc. by Frank C. Strauf, its Secretary, being the owner of lots abutting upon the following described streets and alleys as shown on Norton Field Plat No. 1, of record in Plat Book 21, page 46, Recorder's Office, Franklin County, Ohio, and being:

1. The first alley west of Norton Lane of said Norton Field Plat No. 1, said alley being 20 ft. wide and extending from the north line of Duchene Lane to the south line of Broad Street
2. The first alley west of Santa Maria Lane of Norton Field Plat No.1, said alley being 20 feet wide and extending from the east line of Norton Lane north-easterly and northerly to Broad Street
3. A portion of Norton Lane in said Norton Field Plat No.1, said portion being that part of Norton Lane extending from the north line produced easterly of Duchene Lane northerly to the south line of Broad Street

was duly presented to this council, praying for the vacation of said streets and alleys, within the limits named, and

WHEREAS, the Village Council of the Village of Whitehall has caused notice of the pendency and prayer of said petition to be given by posting the notice in three public places in the Village Of Whitehall six weeks preceding this action on said petition, and

WHEREAS, the Village Council of the Village of Whitehall, upon hearing, is satisfied that there is good cause for the vacation of such portions of the first alley west of Norton Lane and Norton Lane as described and prayed for in said petition; and that such vacation will not be detrimental to the general interests and should be made; now, therefore,

Be it ordained by the Council of the Village of Whitehall, that:

Section 1. The first alley west of Norton Lane, being 20 feet wide and extending from the north line of Duchene Lane to the south line of Broad Street, be and the same is hereby vacated.

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Section 2. That part of Norton Lane extending from the north line produced easterly of Duchene Lane northerly to the south line of Broad Street be and the same is hereby vacated.

Section 3. That the Village of Whitehall reserves the right to operate and maintain any and all sewers, water lines and any other public utilities owned by the village, and that the right is reserved to operate, maintain, or construct any other public utilities on or in said streets and alleys hereby vacated, and the right to enter thereon at any time for the purpose of operating, replacing and maintaining the same; provided, however, that if the Village of Whitehall elects to exercise its right to construct public utilities on, in or over said streets and alleys hereby vacated, it shall first give the freeholders abutting the easements reserved hereby at least 60 days notice of such intended construction; and, provided further, that when such construction is undertaken it shall in no way interfere with buildings or any other edifice constructed in, on, or over said easements by the freeholders thereon.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed November 5, 1952

*Robert J. Rosencrans*  
President of Council

Approved November 5, 1952

*V. Alena Smith*  
Mayor of the Village of Whitehall

Attest:

Village Clerk, Village of Whitehall

I, R. W. Boulger, Clerk of the Council of the Village of Whitehall, State of Ohio, do hereby certify that there is no newspaper printed in said municipality and that the publication of the foregoing ordinance was duly made by posting true copies in five of the most public places in said corporation as determined by Council as follows;

1. Town Hall in Yearling Road
2. Fairport Boulevard and East Broad Street
3. Hamilton Road and East Main Street
4. Collingwood Avenue and East Main Street
5. Maplewood Avenue and East Broad Street

each for a period for fifteen days, commencing on the 1st of November, 1952

R. W. Boulger, Clerk of Council, Village of Whitehall