

1/26-58 D.G.

Vac made on Duff  
For Adv. 1X 302.15 Ft. Ross.  
& Adj. Lots 141-145  
F. D. G. 12-8-58

ORDINANCE NO. 65-58

AN ORDINANCE TO VACATE MOUND STREET IN THE CITY OF WHITEHALL, OHIO, BETWEEN ELAINE ROAD AND HAMILTON ROAD, AND DECLARING AN EMERGENCY.

WHEREAS, it is immediately necessary to vacate Mound Street in the City of Whitehall, Ohio, between Elaine Road and Hamilton Road, for the preservation of the health, peace, safety and welfare of the City of Whitehall, and

WHEREAS, a petition has been duly presented to this Council signed by the property owners of all of the lots abutting upon the following street sought to be vacated between Elaine Road and Hamilton Road in Bernhard's Second Addition (except for Nancy Kavanaugh and Amalia Tresselt, who have signed written consents to said vacation) as per following description:

"Being that portion of East Mound Street between Elaine Road and Hamilton Road in the City of Whitehall, Ohio, specifically described as follows:

Being that portion abutting Lots 141, 142, 143, 144 and 145, Bernhard's Second Addition and extending from the east line of Elaine Road to a point 10 feet west of the west line of Erickson Avenue and being 30 feet in width by approximately 217.15 feet in length.

Being that portion abutting Lots 146, 147, 148, 149 and 150, Bernhard's Second Addition and extending from a point 10 feet east of the east line of Erickson Avenue to the west line of Pierce Avenue and being 30 feet in width by approximately 223.5 feet in length.

Being that portion abutting Lots 225, 226, 227, 228 and 229, Bernhard's Second Addition and extending from the east line of Pierce Avenue to a point 10 feet west of the west line of Westphal Avenue and being 30 feet in width by approximately 225.94 feet in length.

Being that portion abutting Lots 230, 231, 232, 233, 234 and 235, Bernhard's Second Addition and extending from a point 10 feet east of the east line of Westphal Avenue to the west line of Bernhard Road and being 30 feet in width by approximately 276.64 feet in length.

Being that portion abutting Lots 289, 290, 332, 333, 334, 335, 336, 407, 408 and 409, Bernhard's Second Addition and extending from the east line of Bernhard Road to the West line of Ross Road and being 30 feet in width by approximately 593.41 feet in length.

Being that portion abutting Lots 410, 411, 412, 413, 414, 415, 416, 430 and 431, Bernhard's Second Addition and extending from the east line of Ross Road to the West line of Hamilton Road and being 30 feet in width by approximately 459.68 feet in length."

WHEREAS, the Council of the City of Whitehall, Ohio, upon hearing

is satisfied that there is good cause for the vacation of said street 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 CITY OF WHITEHALL, FRANKLIN COUNTY, STATE OF OHIO:**

**Section 1. That Mound Street between Elaine Road running easterly to Hamilton Road, as per the following description:**

"Being that portion of East Mound Street between Elaine Road and Hamilton Road in the City of Whitehall, Ohio, specifically described as follows:

Being that portion abutting Lots 141, 142, 143, 144 and 145, Bernhard's Second Addition and extending from the east line of Elaine Road to a point 10 feet west of the west line of Erickson Avenue and being 30 feet in width by approximately 217.15 feet in length.

Being that portion abutting Lots 146, 147, 148, 149 and 150, Bernhard's Second Addition and extending from a point 10 feet east of the east line of Erickson Avenue to the west line of Pierce Avenue and being 30 feet in width by approximately 223.5 feet in length.

Being that portion abutting Lots 225, 226, 227, 228 and 229, Bernhard's Second Addition and extending from the east line of Pierce Avenue to a point 10 feet west of the west line of Westphal Avenue and being 30 feet in width by approximately 225.94 feet in length.

Being that portion abutting Lots 230, 231, 232, 233, 234 and 235, Bernhard's Second Addition and extending from a point 10 feet east of the east line of Westphal Avenue to the west line of Bernhard Road and being 30 feet in width by approximately 276.64 feet in length.

Being that portion abutting Lots 289, 290, 332, 333, 334, 335, 336, 407, 408 and 409, Bernhard's Second Addition and extending from the east line of Bernhard Road to the west line of Ross Road and being 30 feet in width by approximately 593.41 feet in length.

Being that portion abutting Lots 410, 411, 412, 413, 414, 415, 416, 430 and 431, Bernhard's Second Addition and extending from the east line of Ross Road to the west line of Hamilton Road and being 30 feet in width by approximately 459.68 feet in length."

be and the same hereby is vacated.

**Section 2. That the City of Whitehall reserves the right to operate and maintain any and all present easements for sewers, water lines, and other public utilities now owned by the City and or installed in said portion of Mound Street.**

**Section 3. That this ordinance shall be and is, because of the**

emergency set forth in the preamble, hereafter declared to be an emergency ordinance and shall take effect immediately upon its passage and approval by the Mayor.

November  
Passed this the 18th day of July, 1958.

S/ A. Zettler Greely  
President of Council

ATTEST:

Susan Boulger  
Clerk of Council

APPROVED: this the 18th day of November, 1958

S/ Walter B. Moling  
MAYOR

I, Susan Boulger, Clerk of the Council of the City of Whitehall, State of Ohio, hereby certify that the foregoing is a true and exact copy of Ordinance No. 65-58 as passed by the Council on the 18th day of November, 1958.

Susan Boulger  
Clerk of Council

OK Maps  
J.S.  
11/21/58