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Vacation of Parts of Heiman Ave., Glendower Ave. in Marion Township.

PUBLIC ROAD PETITION

OK-N27
-G.R.M.S.

Columbus, Ohio
1954

To the Honorable Board of County Commissioners of Franklin County, Ohio:

The undersigned petitioners, freeholders of said County, residing in the vicinity of the proposed improvement hereinafter described, respectfully represent that the public convenience and welfare require the vacating of parts of Public Roads on the line hereinafter described; and make application to you to institute and order proper proceedings in the premises for vacating such roads; the same not being a road on the State Highway System.

The following is the general route and termini of said road:

To vacate a part of Heiman Avenue, a part of Glendower Avenue and a part of a 20 foot alley as shown of record in Plat Book 7, Page 330, Franklin County Recorder's Office and more fully described as follows:

Heiman Avenue: From the south right-of-way line of Koebel Avenue to the north right-of-way line of Glendower Avenue.

Glendower Avenue: From the southwest corner of Lot #29 and a point 60 feet more or less southerly, said point being the northeast corner of a 20 foot alley; thence easterly to the west right-of-way line of Eagle Avenue.

20 foot alley: From the southwest corner of Lot #13 and the northwest corner of Lot #29; thence easterly to the west right-of-way line of Eagle Avenue.

All of the above described public roads are within the boundaries of the site for the Heimandale Elementary School, as shown in red on attached map.

The following persons signed the said petition: Martha J. Solt; Harold W. Boles; Michael Lower;

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Contd. - Vac. of Parts of Heiman Ave., Glendower Ave. in Marion Twp.

Lena Dixon; Madelin Londin; Mrs. Dorothy Eisnaugle; Mrs. Edna Hertenstein; Mrs. Mae Schleppe; Fred H. Manning; Walter A. Fisher; Gaylord Wilson; Forrest D. Freeman; Rolland D. Hellwig; Carl A. Fischer; Louise B. Kaser; Christian Babbert; Frederick E. Meeiser; Arthur L. Smith; Harold C. Fetter; William L. Foreman; Clifford B. Smith; Ralph Sharon; Paul F. Wiess and Virginia Boren;

* * * * *

November 19, 1954

PETITION TO VACATE PARTS OF HEIMAN AVENUE, GLENDOWER AVENUE IN MARION TOWNSHIP: REFERRED TO ENGINEER FOR CHECKING.

On motion of Mr. Vigor, seconded by Mr. Lauderbaugh, the petition filed for the vacation of parts of Heiman Avenue, Glendower Avenue and 20 foot alley, in Marion Township; be and they hereby are referred to the Engineer's office for checking for sufficiency of signatures and accuracy of description.

Voting Aye thereon: C. P. Lauderbaugh and Harry T. Vigor.

Absent and not voting: Henry A. Koontz.

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November 30, 1954

Board of County Commissioners
Court House
Columbus, Ohio

Re: Vacation of parts of Heiman Ave., Glendower Ave.
and a 20 foot Alley all in Marion Township.

Gentlemen:-

I have checked the attached petition filed by Martha J. Solt, et al, praying for the vacation of parts of Heiman Avenue, Glendower Avenue and a 20 foot alley all in Marion Township, and find that the petition contains sufficient number of signatures. Also, the description is accurate.

Respectfully submitted,

Guy Elbin,
County Engineer

By Frank R. McIllyar (Signed)
Land Agent

GE: FRM: cd

* * * * *

December 3, 1954

PETITION FILED FOR VACATION OF PARTS OF HEIMAN AVENUE, GLENDOWER AVENUE, AND A 20 FOOT ALLEY ALL IN MARION TOWNSHIP: VIEW, DECEMBER 20, 1954, HEARING ON DECEMBER 24, 1954.

Mr. Koontz offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Koontz:

WHEREAS, Martha J. Solt, et al., on the 19th day of November, 1954, presented a petition to the Board of County Commissioners of Franklin County, Ohio, signed by at least twelve freeholders of Franklin County, Ohio, residing in the vicinity of the proposed vacation, requesting said Board to vacate a portion of Heiman Avenue, Glendower Avenue, and a 20 foot alley, all in Marion Township, the general route and termini thereof to be as follows:

To vacate a part of Heiman Avenue, a part of Glendower Avenue and a part of a 20 foot alley as shown of record in Plat Book 7, Page 330, Franklin County Recorder's Office and more fully described as follows:

Heiman Avenue; From the south right-of-way line of Koebel Avenue to the north right-of-way line of Glendower Avenue.

Glendower Avenue; From the south west corner of Lot #29 and a point 60 feet more or less southerly, said point being the north east corner of a 20 foot alley; thence easterly to the west right-of-way line of Eagle Avenue.

20 foot alley; From the south west corner of Lot #13 and the north west corner of Lot #29; thence easterly to the west right-of-way line of Eagle Avenue.

therefore

BE IT RESOLVED, By the Board of County Commissioners of Franklin County, Ohio, that Monday December 20, 1954 at ten o'clock A.M. is hereby fixed as the date and hour when the Board of County Commissioners will view the proposed vacation along the general route thereof; and that Friday, December 24, 1954, at ten o'clock A.M. is hereby fixed as the time and date for the final hearing on said petition and proposed vacation, at the office of the Board of County Commissioners in the Court House of Franklin County, Ohio; and

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Contd. - Vac. of Parts of Heiman Ave., Glendower Ave. in Marion Twp.

RESOLVED That notice of the time and place for both such view and hearing be given
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December 21, 1954.

VACATION OF PARTS OF HEIMAN AVENUE, GLENDOWER
 AVENUE, AND A 20 FOOT ALLEY IN MARION TOWNSHIP:
VIEWED, ENGINEER TO FILE REPORT DECEMBER 24, 1954.

Mr. Vigor offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Koontz:

WHEREAS, A petition to vacate a part of Heiman Avenue, Glendower Avenue, and a 20 foot alley in Marion Township, Franklin County, Ohio, was filed with this Board on the 19th day of November, 1954; and

WHEREAS, On December 3, 1954, the Board of County Commissioners did fix the 20th day of December, 1954, at 10:00 A.M., on the line of the proposed vacation as the time and place for the viewing thereof, and did further fix December 24, 1954, at 10:00 A.M., at the office of the Board of County Commissioners of Franklin County, Ohio, as the time and place for the final hearing on said proposed vacation; and

WHEREAS, Legal notice by publication in the Ohio State Journal, a newspaper published in and of general circulation in said county, was given of the time and place for the viewing of said proposed vacation, and of the final hearing thereon; and

WHEREAS, The Board of County Commissioners of Franklin County, Ohio, did on the 20th day of December, 1954, meet on the line of said proposed part of an alley vacation, as described in the petition, and hear all the proof offered by parties interested in and affected thereby, and other persons competent to testify, and did go over and along the line of said proposed alley vacation and by actual view of same, and the premises along and adjacent thereto, which are to be affected thereby, does find that the vacation of said alley is of sufficient importance to require that the engineer of Franklin County, Ohio, be instructed and directed to make a survey and plat thereof, therefore,

BE IT RESOLVED, By the Board of County Commissioners of Franklin County, Ohio, that the Engineer of Franklin County, Ohio, be and he hereby is instructed and directed to make a plat and survey of the proposed alley vacation, an accurate and detailed description of each tract of land which will be necessary to be taken, together with the names of each owner; shall set stakes at the termini of each right-of-way line and at all angles between such termini and at such sufficient other points of the right-of-way lines so that the bounds of the proposed alley vacation may be discernible to property owners and others interested and make report to the Board of County Commissioners on or before the 24th day of December, 1954, at 10:00 A.M., eastern standard time. Said report shall set forth the opinion of the County Engineer either for or against the granting of said vacation, which report, together with the plat and survey of the proposed vacation shall be deposited with the County Commissioners.

Voting Aye thereon: C. P. Lauderbaugh, Harry T. Vigor and Henry A. Koontz.

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December 23, 1954

Board of County Commissioners
 Franklin County, Ohio

Re: Vacation of parts of Heiman Avenue, Glendower
 Avenue and a 20 foot alley all in Marion Twp.

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Contd. - Vac. of Parts of Heiman Ave., Glendower Ave. in Marion Twp.

Gentlemen:-

Pursuant to your order of December 21, 1954, I have made a survey and plat, which I hereby submit, of parts of Heiman Avenue, Glendower Avenue and a 20 foot alley all in Marion Township, showing the proposed vacation of the following streets and alley:

Heiman Avenue; from the south right-of-way line of Koebel Avenue to the north right-of-way line of Glendower Avenue.
 Glendower Avenue; from the south west corner of Lot NO. 29 and a point 60 feet more or less southerly, said point being the north east corner of a 20 foot alley; thence easterly to the west right-of-way line of Eagle Avenue.
 20 foot alley; from the southwest corner of Lot No. 13 and the north west corner of Lot No. 29; thence easterly to the west right-of-way line of Eagle Avenue.

The petition praying for the vacation of said streets and alley is on file in your office bearing a sufficient number of signatures of abutting property owners.

Utilities that are now within these streets and alley and the easement granted by the sub-dividers for utilities is not to be vacated through this 50 foot Avenue (Heiman Ave.), this 60 foot Avenue (Glendower Ave.) and this 20 foot alley sought to be vacated.

I am of the opinion that the proposed vacation of the aforesaid Streets and alley, with the exception above stated will be of no inconvenience to the general public and I, therefore, recommend the said vacation as shown on the accompanying plat.

Respectfully submitted,

Guy Elbin (Signed)
 County Engineer

GE:FRM:cd

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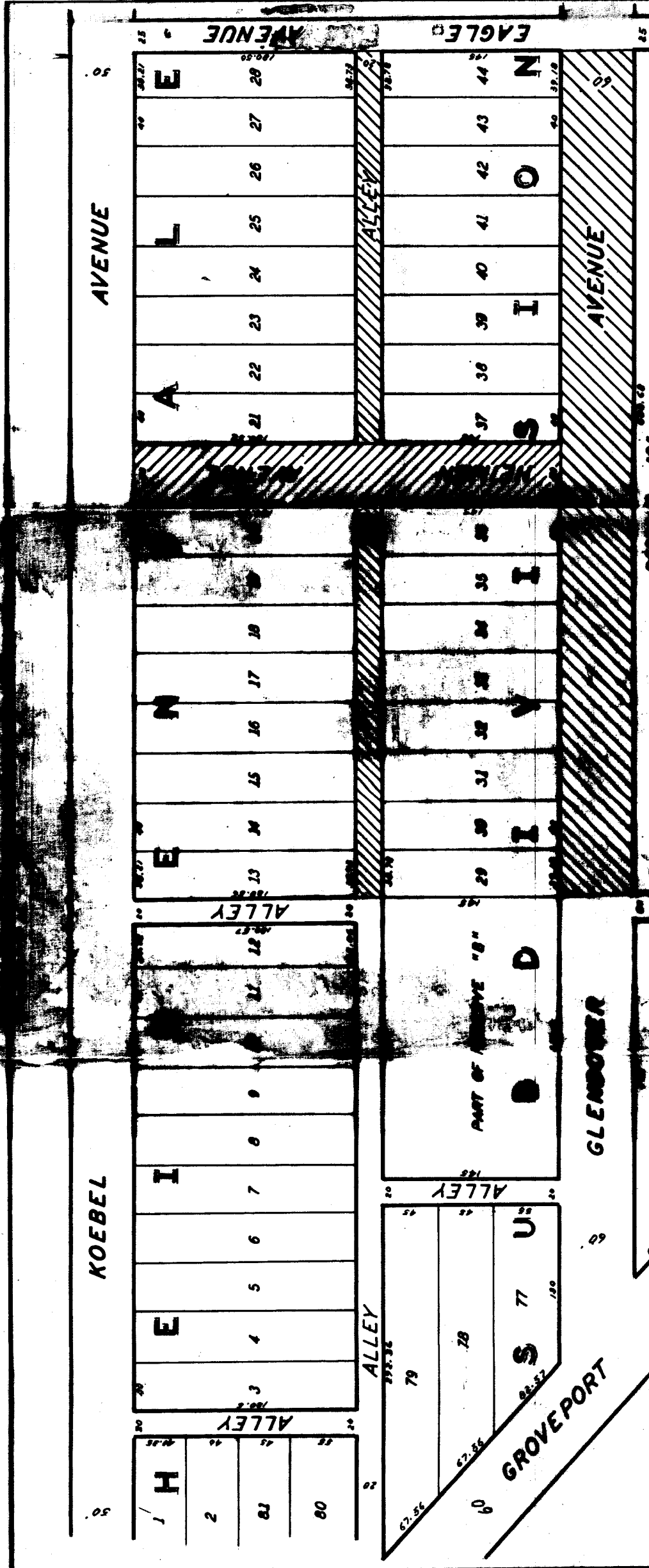
December 24, 1954

HEARING ON PETITION TO VACATE PARTS OF HEIMAN AVENUE,
 GLENDOWER AVENUE AND A 20 FOOT ALLEY IN MARION TOWNSHIP:
 CLAIMS FOR DAMAGES TO BE HEARD DECEMBER 31, 1954.

In the matter of the petition filed by Martha J. Solt, et al., with the Board of County Commissioners of Franklin County, Ohio, on the 19th day of November, 1954, praying for the vacation of parts of Heiman Avenue, Glendower Avenue and a 20 foot alley in Marion Township, Franklin County, Ohio. Mr. Vigor offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Koontz:

WHEREAS, on December 21, 1954, the Board of County Commissioners of Franklin County, Ohio, did, by resolution duly adopted, direct the Engineer of Franklin County, Ohio, to make a report in writing to this Board on or before 10 o'clock A.M., of Friday, December 24, 1954, relative to the petition for the vacation of parts of Heiman Avenue, Glendower Avenue and a 20 foot alley in Marion Township, Franklin County, Ohio; said report to be made in manner and form set forth and required by Section 5553.06 of the Revised Code of Ohio; and

WHEREAS, Guy Elbin, County Engineer, did on the 23rd day of December, 1954, report thereon in writing, as follows:



VACATION
 PART OF GLENDOWER 60' AVENUE, PART OF
 NEIGHBORHOOD 50' AVENUE, ALSO PART OF 20' ALLEY
 PLAT BOOK 7 PAGE 330
 WINDY HOLLOW SUBDIVISION
 MARION TWP, FRANKLIN COUNTY OHIO

APPROVED BY *Jay Edlin* FRANKLIN COUNTY ENGINEER

DATE 12-22-54

SCALE 1" = 100'

CODE  DENOTES PORTION TO BE VACATED

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Contd. - Vac. of Parts of Heiman Ave., Glendower Ave. in Marion Twp.

"Board of County Commissioners, Franklin County, Ohio.

"RE: Vacation of parts of Heiman Avenue, Glendower Avenue and a 20 foot alley all in Marion Township.

"Gentlemen:- Pursuant to your order of December 21, 1954, I have made a survey and plat, which I hereby submit, of parts of Heiman Avenue, Glendower Avenue and a 20 foot alley all in Marion Township, showing the proposed vacation of the following streets and alley:

Heiman Avenue; from the south right-of-way line of Koebel Avenue to the north right-of-way line of Glendower Avenue.
Glendower Avenue; from the south west corner of Lot No. 29 and a point 60 feet more or less southerly, said point being the north east corner of a 20 foot alley; thence easterly to the west right-of-way line of Eagle Avenue.
20 foot alley; from the south west corner of Lot No. 13 and the north west corner of Lot No. 29; thence easterly to the west right-of-way line of Eagle Avenue.

The petition praying for the vacation of said streets and alley is on file in your office bearing a sufficient number of signatures of abutting property owners.

Utilities that are now within these streets and alley and the easement granted by the sub-dividers for utilities is not to be vacated through this 50 foot Avenue (Heiman Ave.), this 60 foot Avenue (Glendower Ave.) and this 20 foot alley sought to be vacated.

I am of the opinion that the proposed vacation of the aforesaid Streets and alley, with the exception above stated will be of no inconvenience to the general public and I, therefore, recommend the said vacation as shown on the accompanying plat.

"Respectfully submitted, (signed) Guy Elbin, County Engineer."

and

WHEREAS, the Board of County Commissioners of Franklin County, Ohio, finds that the public utility and welfare do not require said parts of Heiman Avenue, Glendower Avenue and a 20 foot alley, Marion Township; and that the vacation thereof would not inconvenience the public; now, therefore

BE IT RESOLVED, By the Board of County Commissioners of Franklin County, Ohio, that Friday, December 31, 1954, at 10 O'clock A.M., eastern standard time be, and the same is hereby, fixed as the time and the office of this Board, the place for hearing and considering claims for compensation and damages in said matter, and all claims shall be filed in writing with the Board on or before the time of said hearing, and

BE IT FURTHER RESOLVED, that any and all claims allowed shall be assessed against the abutting property owners affected by said vacation, and

BE IT FURTHER RESOLVED, that decision on said vacation is hereby deferred until claims for compensation and damages are heard and determined.

Voting Aye thereon: C. P. Lauderbaugh, Harry T. Vigor and Henry A. Koontz.

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December 31, 1954

PRAYER OF PETITION TO VACATE PARTS OF HEIMAN AVENUE,
GLENOWER AVENUE AND A 20 FOOT ALLEY IN MARION
TOWNSHIP: GRANTED.

This being the day and hour set for the purpose of considering claims for compensation and damages that may be filed in the matter of the petition of Martha J. Solt, et al., for the vacation of parts of Heiman Avenue, Glendower Avenue and a 20 foot alley in Marion Township, same came on and the Board of County Commissioners of Franklin County, Ohio, finds that there were no claims filed, and Mr. Koontz offered the following resolution and moved the adoption of the same, which was duly seconded by Mr. Lauderbaugh:

BE IT RESOLVED, By the Board of County Commissioners of Franklin County, Ohio, that parts of Heiman Avenue and a 20 foot Alley in Marion Township, Franklin County, Ohio, as recommended by the County Engineer be vacated, and as described in his report and shown on the plat submitted by him on December 23, 1954; be and the same hereby is declared vacated, excepting however, utilities that are now within this Avenue and the easement granted by the subdividers of utilities, which are not vacated.

Voting Aye thereon: C. P. Lauderbaugh and Henry A. Koontz.

Absent and not voting: Harry T. Vigor.

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