

PUBLIC ROAD PETITION

Columbus, Ohio

June 29, 1978

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 vacation of a portion of a public Alley on the line hereinafter described; and make application to you to institute and order proper proceedings in the premises for vacating such Alley the same not being a road on the State Highway System.

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

Situated in the State of Ohio, County of Franklin, Township of Prairie and being an Alley, 15 feet in width of record in Plat Book 16, Page 4, Rome Manor Subdivision", and being more particularly described as follows:

Being a portion of the first Alley (15' in width) east of Evergreen Terrace (50' in width) said vacation is to begin at the north right of way line of Owen Street and proceed northerly to the south right of way line of Mt. Royal Avenue and there to terminate.

The following persons signed said petition: Howard Maynard; Oliver & Katherine E. Hahn Jr.; Eleanor Volk; John H. & Brenda Joyce Caldwell; Robert and Clara Sylvester; Harold C. & Margaret Volk; Daniel E. & Sharon Kahler; Robert Hamilton; Lewis D. & Inez Ward; Judith Maynard; West Side Free Will Baptist Church; Charles R. & Jean E. Stenger etc. (Other names are not readable).

* * * * *

July 11, 1978

REQUEST TO VACATE A PORTION OF AN ALLEY
PRAIRIE TOWNSHIP, FILED BY MRS. OLIVER HAHN,
REFERRED TO THE FRANKLIN COUNTY ENGINEER
FOR CHECKING.

On motion of Mr. Cooper, seconded by Mr. Southwick, the request filed July 11, 1978, by Mrs. Oliver Hahn, for the vacation of a portion of an alley, located in Prairie Township, (as described in attached petition), be and it hereby is referred to the Franklin County Engineer's Office for sufficiency of signatures and accuracy of signatures.

Voting Aye thereon: Michael Dorrian and Jack Foulk.

* * * * *

July 18, 1978

Board of County Commissioners
Franklin County Administration Bldg.
410 South High Street
Columbus, Ohio 43215

Re: Vac. of a portion of an Alley, "Rome Manor Subdivision",
Prairie Township, Franklin County, Ohio.

Gent

I have checked the attached petition filed by Mrs. Oliver Hahn, for the vacation of a portion of an Alley, "Rome Manor Subdivision", Prairie Township, Franklin County, Ohio, and find that the petition contains sufficient number of signatures. Also the signatures are accurate.

Respectfully submitted,

Cletus E. McPherson, P.E.
Franklin County Engineer

By Joseph J. Gatto II
R/W Supervisor

CEM:JJG:cd

* * * * *

July 20, 1978

Prairie Twp. Trustees
Mr. Wilbur Riebel, Supt.
6200 Johnson Rd.
Galloway, Ohio 43119

Dear Sir:'

In compliance with Section 5553.05 of the Revised Code of Ohio, please be advised that the Board of County Commissioners has adopted a resolution to proceed with the proposed vacation of a portion of an Alley, "Rome Manor Subdivision", Prairie Township, Franklin County, Ohio.

The final hearing will be held in the Office of the Board of County Commissioners on Tuesday, August 15, 1978, at 9:15 A.M.

It will not be necessary to attend the hearing if you have no objections to the proposed vacation.

Respectfully submitted,

Barbara J. Carter, Clerk, Bd. of Co. Commr's

Cont'd. - Vac. of a Por. of an Alley, Rome Manor Subdivision", Prairi Twp.

cc. Copies of the above letter was also sent to the following:
 J.R. & J.A. James; Nell Maynard; Westside Free Will Baptist Church; C. H. & R. Griffith;
 Eleanor Volk; Joyce & James Pemberton; Annabelle Ross; W. E. & S.R. Johnston; W.M. & C. Slone;
 J. H. & B. J. Caldwell; Virginia C. Allen; Citizen Savings Loan, c/o Oliver E. Hahn;
 Winona Niemann, et al (5); Mr. Geo. W. Cameron; D. & D.K. White; William E. & Wanda L. Burns;
 Faye L. Wolfenberger; and Bureau of Natural Resources

* * * * *

July 18, 1978

PETITION FILED FOR VACATION OF A PORTION OF AN ALLEY
 "ROME MANOR SUBDIVISION", PRAIRIE TOWNSHIP, FRANKLIN
 COUNTY, OHIO, VIEW - TUESDAY, AUGUST 8, 1978, AT
 9:30 A.M. HEARING - TUESDAY, AUGUST 15, 1978, AT
 9:15 A.M.

Mr. Cooper offered the following preamble and resolution and moved the adoption of the same which was duly seconded by Mr. Southwick.

WHEREAS, Mrs. Oliver Hahn, filed a petition with the Board of County Commissioners, Franklin County, Ohio, requesting said Board to vacate an Alley (portion), "Rome Manor Subdivision", Prairie Township, Franklin County, Ohio, the general route and termini thereof, to be as follows:

Situated in the State of Ohio, County of Franklin, Township of Prairie and being an Alley, 15 feet in width of record in Plat Book 16, Page 4, "Rome Manor Subdivision", and being more particularly described as follows:

Being a portion of the first Alley (15' in width) east of Evergreen Terrace (50' in width) said vacation is to begin at the north right of way line of Owen Street and proceed northerly to the south right of way line of Mt. Roayl Avenue and there to terminate.

therefore

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that Tuesday August 8, 1978 at 9:30 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 Tuesday, August 15, 1978, at 9:15 A.M., is hereby fixed as the time and date for the final hearing of said petition and proposed vacation, in the Office of the Board of County Commissioners, at the County Administration Building, 410 South High Street, Columbus, Ohio 43215; and

BE IT FURTHER RESOLVED, that notice of the time and place for both such view and hearing be given by publication once a week for two consecutive weeks in the Columbus Citizen Journal, a newspaper published in and having a general circulation in Franklin County, Ohio, where the proposed vacation is located, and that said notice in addition to the date and place of such view and place and time of the final hearing, shall state briefly the character of the proposed vacation.

Voting Aye thereon: Michael J. Dorrian, Harold M. Cooper and Jack Foulk.

* * * * *

August 8, 1978

VAVATION OF A PORTION OF AN ALLEY, "ROME
 MANOR SUBDIVISION," PRAIRIE TOWNSHIP,
 FRANKLIN COUNTY, OHIO, VIEWED - ENGINEER
 TO FILE REPORT BY TUESDAY, AUGUST 15,
 1978, AT 9:15 A.M.

In the matter of the resolution of July 18, 1978, adopted by the Board of County Commissioners for vacation of a portion of an Alley, "Rome Manor Subdivision", Prairie Township, Franklin County, Ohio, Mr. Cooper offered the following preamble and resolution and moved the adoption of the same, which motion was duly seconded by Mr. Foulk.

WHEREAS, on the 11th day of July, 1978, a petition was filed with this Board by Mrs. Oliver Hahn, praying for the vacation of a portion of an Alley, "Rome Manor Subdivision", Prairie Township, Franklin County, Ohio; and

WHEREAS, on the 18th day of July, 1978, said Board of County Commissioners did fix the 8th day of August, 1978, at 9:30 A.M., on the line of said proposed vacation, as the time and place for viewing thereof and did further fix the 15th day of August, 1978, at 9:15 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 vacation; and

WHEREAS, legal notice by publication in the Columbus Citizen Journal, a newspaper published and of general circulation in said County was given of the time and place for 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 8th day of August, 1978, meet on the line of said proposed vacation, as described in resolution of July 18, 1978, and heard all of the proof offered by parties interested in and affected thereby, does find that the vacation of a portion of an Alley, "Rome Manor Subdivision", Prairie Township, Franklin County, Ohio, is of sufficient importance to require that the Engineer of Franklin County, Ohio, be instructed and directed to make a survey and plat thereof; now 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 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

Cont'd. - Vac. of a Por. of an Alley, "Rome Manor Subdivision", Prairie Township.

at the termini of each right of way line 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 vacation may be discernible to the property owners and on or before the 15th day of August, 1978, at 9:15 A.M., said report shall set forth an 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: Michael J. Dorrian and Jack Foulk

* * * * *

August 15, 1978

Board of County Commissioners
Franklin County, Ohio

Re: Vac. of a portion of an Alley, "Rome Manor Subdivision",
Prairie Twp., Franklin County, Ohio.

Gentlemen:-

Pursuant to your order of August 8, 1978, I have made a survey and plat, which I hereby submit of a Vacation of a portion of an Alley, "Rome Manor Subdivision", Prairie Township, Franklin County, Ohio, showing the proposed vacation of the following described Alley:

Situated in the State of Ohio, County of Franklin, Township of Prairie and being an Alley, 15 feet in width of record in Plat Book 16, Page 4, "Rome Manor Subdivision", and being more particularly described as follows:

Being a portion of the first Alley (15' in width) east of Evergreen Terrace (50' in width) east of Evergreen Terrace (50' in width) said vacation is to begin at the north right of way line of Owen Street and proceed northerly to the south right of way line of Mt. Royal Avenue and there to terminate.

The petition praying for the vacation of said portion of an Alley is on file in your Office.

Utilities that are now within this Alley and the Easement granted by the subdividers for utilities is not to be vacated through the portion of said Alley sought to be vacated.

I am of the opinion that the vacation of the aforementioned 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,

Cletus E. McPherson, P.E.
Franklin County Engineer

CEM:JJG:cd

* * * * *

August 15, 1978

PRAYER OF PETITION TO VACATE A PORTION OF AN ALLEY,
"ROME MANOR SUBDIVISION", PRAIRIE TOWNSHIP, FRANKLIN
COUNTY, OHIO.

In the matter of the petition filed July 11, 1978, by Mrs. Oliver Hahn, for the vacation of a portion of an Alley, "Rome Manor Subdivision", Prairie Township, Franklin County, Ohio, Mr. Cooper offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Foulk.

WHEREAS, on the 8th day of August, 1978, the Board of County Commissioners of Franklin County, Ohio, by resolution duly adopted direct the Engineer of Franklin County, Ohio, to make a report in writing to this Board on or before 9:15 A.M. of Tuesday, August 15, 1978, relative to the petition for the vacation of a portion of an Alley, "Rome Manor Subdivision", Prairie Township, Franklin County, Ohio, said report to be made in manner and form set forth and required by Section 5553.04 of the Ohio Revised Code; and

WHEREAS, Cletus McPherson, County Engineer did on the 15th day of August, 1978, report thereon in writing which report contained the following recommendation, to-wit:

"August 15, 1978, Board of County Commissioners Franklin County, Ohio.
Re: Vac. of a portion of an Alley, "Rome Manor Subdivision", Prairie
Township, Franklin County, Ohio, Gentlemen:-

Pursuant to your order of August 8, 1978, I have made a survey and plat, which I hereby submit of a Vacation of a portion of an Alley, "Rome Manor Subdivision", Prairie Township, Franklin County, Ohio, showing the proposed vacation of the following described Alley:

Situated in the State of Ohio, County of Franklin Township of Prairie and being an Alley, 15 feet in width of record in Plat Book 16, Page 4, "Rome Manor Subdivision", and being more particularly described as follows:

Being a portion of the first Alley (15' in width) east of Evergreen Terrace

Cont'd. - Vac. of a portion of an Alley, "Rome Manor Subdivision", Prairie Twp.

(50' in width) said vacation is to begin at the north right of way line of Owen Street and proceed northerly to the south right of way line of Mt. Royal Avenue and there to terminate.

The petition praying for the vacation of said portion of an Alley is on file in your Office.

Utilities that are now within this Alley and the Easement granted by the Subdividers for utilities is not to be vacated through the portion of said Alley sought to be vacated.

I am of the opinion that the vacation of the aforementioned 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, Cletus E. McPherson, P.E., Franklin County, Engineer.

and

WHEREAS, no objection to the vacation of a portion of an Alley, "Rome Manor Subdivision" Prairie Township, Franklin County, Ohio, was filed, no claims for compensation or damages on account thereof was filed.

WHEREAS, the Board of County Commissioners of Franklin County, Ohio, finds that the utilities that are now within the said Alley and the Easement granted by the subdividers for utilities is not to be vacated through the said Alley sought to be vacated; therefore

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that the vacation of a portion of an Alley, "Rome Manor Subdivision", Prairie Township, Franklin County, Ohio, as recommended by the County Engineer to be vacated, and as described in his report and shown on the subdividers plat, be and the same is hereby declared vacated, excepting however, the utilities that are now within this said Alley and the Easement granted by the owners, present or past for utilities.

Voting Aye thereon: Harold M. Cooper and Jack Foulk.

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