

PUBLIC ROAD PETITION

Columbus, Ohio

November 14, 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 vacating of a portion of an 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 Mifflin and being a portion of an alley, 16' in width, located in Tuxedo Park Subdivision of record in Plat Book 7, Page 424, Recorder's Office, Franklin County, Ohio, and being more particularly described as follows in Tract 1, 2 and 3.

Tract 1 - Being a portion of the first alley, east of Temple Avenue 16' in width, located in said Tuxedo Park, said vacation is to begin on the south right of way line of Milford Avenue, Projected easterly and proceed southerly to the north right of way of Melrose Avenue, projected easterly and there to terminate.

Tract 2 - Being a portion of the first alley east of Temple Avenue, 16' in width, located in said Tuxedo Park, said vacation is to begin on the south right of way line projected easterly, of Melrose Avenue and proceed southerly to the north right of way line, projected easterly, of the first alley south of Melrose Avenue, and there to terminate.

Tract 3 - Being that portion of the alley, 16' in width, that is adjacent to the south line of Lot No. 18 and the north line of Lot No. 90, of said Subdivision, beginning on their east lines and proceeding westerly to their west lines and there to terminate.

The following persons signed said petition: Gay E. Rawlins; Evelyn R. Rawlins; Charles E. Rawlins; Geneva L. Rawlins; Norita F. Elliston; Leola F. Corne; William Corne; Lawrence E. Smith; George Bowman; Sam Rinella; Edward Dallas; R. Allen; G.B. Allen; David Donohoe; Susan O. Donohoe; Mrs. Gladys Cotterman; Ezra A. Sykes; Audrey Sykes; Richard T. Cunningham and S. Paul.

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November 14, 1978

REQUEST TO VACATE A PORTION OF THREE (3)
ALLEYS MIFFLIN TOWNSHIP, FILED BY GEORGIA
L. RAWLINS, REFERRED TO THE FRANKLIN
COUNTY ENGINEER FOR CHECKING -

On motion of Mr. Cooper, seconded by Mr. Dorrian, the request filed November 14, 1978, by Georgia L. Rawlins, for the vacation of a portion of three (3) Alleys, located in Mifflin 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 J. Dorrian and Harold M. Cooper.

* * * * *

November 20, 1978

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

Re: Vac. of a portion of three (3) Alleys, "Tuxedo Park Subdivision",
Mifflin Township, Franklin County, Ohio.

Gentlemen:-

I have checked the attached petition filed by Georgia L. Rawlins, for the vacation of a portion of three (3) Alleys, "Tuxedo Park Subdivision", Mifflin 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

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Cont'd. - Vac. of a Por. of Three (3) Alleys, "Tuxedo Park Subdivision", Mifflin Twp.

November 30, 1978

Mr. & Mrs. Charles E. Rawlins
2550 Mil ord Avenue
Columbus, Ohio 43211

Dear Mr. & Mrs. Rawlins:

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 three (3) Alleys, "Tuxedo Park Subdivision", Mifflin Township, Franklin County, Ohio.

The final hearing will be held in the Office of the Board of County Commissioners on Thursday, December 21, 1978, at 9:00 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
BOARD OF COUNTY COMMISSIONERS

cc. The above letter was also sent to the following persons - Mr. & Mrs. Harvey Burnett; Mr. & Mrs. Burnell E. Stewart; Mr. & Mrs. Gary E. Rawlins; Mifflin Twp. Trustees, c/o Aloha Baugh, Clerk/ and Department of Natural Resources.

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November 29, 1978

PETITION FILED FOR VACATION OF A PORTION OF
THREE (3) ALLEYS, "TUXEDO PARK SUBDIVISION",
MIFFLIN TOWNSHIP, FRANKLIN COUNTY, OHIO, VIEW -
THURSDAY, DECEMBER 14, 1978, AT 9:00 A.M. -
HEARING THURSDAY, DECEMBER 21, 1978, AT 9:00 A.M.

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

WHEREAS, Georgia L. Rawlins, filed a petition with the Board of County Commissioners, Franklin County, Ohio, requesting said Board to vacate a portion of three (3) Alleys, "Tuxedo Park Subdivision", Mifflin 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 Mifflin and being a portion of an alley, 16' in width, located in Tuxedo Park Subdivision of record in Plat Book 7, Page 424, Recorder's Office, Franklin County, Ohio and being more particularly described as follows in Tract 1, 2 and 3.

Tract 1 - Being a portion of the first alley east of Temple Avenue 16' in width, located in said Tuxedo Park, said vacation is to begin on the south right of way line of Milford Avenue, projected easterly and proceed southerly to the north right of way of Melrose Avenue, projected easterly, and there to terminate.

Tract 2 - Being a portion of the first alley east of Temple Avenue, 16' in width, located in said Tuxedo Park, said vacation is to begin on the south right of way line projected easterly of Melrose Avenue and proceed southerly to the north right of way line, projected easterly, of the first alley south of Melrose Avenue, and there to terminate.

Tract 3 - Being that portion of the alley, 16' in width, that is adjacent to the south line of Lot No. 18 and the north line of Lot No. 90, of said Subdivision, beginning on their east lines and proceeding westerly to their west lines and there to terminate.

therefore

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that Thursday, December 14, 1978 at 9:00 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 Thursday, December 21, 1978, at 9:00 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: Harold M. Cooper and Jack Foulk.

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Cont'd. - Vac. of a Por. of Three (3) Alleys, "Tuxedo Park Subdivision", Mifflin Twp.

December 14, 1978

VACATION OF A PORTION OF THREE(3) ALLEYS,
"TUXEDO PARK SUBDIVISION", MIFFLIN TOWNSHIP,
FRANKLIN COUNTY, OHIO, VIEWED - ENGINEER TO FILE
REPORT BY THURSDAY, DECEMBER 21, 1978, AT 9:00 A.M.

In the matter of the resolution of November 29, 1978, adopted by the Board of County Commissioners for vacation of a portion of three (3) Alleys, "Tuxedo Park Subdivision, Mifflin 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 14th day of November, 1978, a petition was filed with this Board by Georgia L. Rawlins, praying for the vacation of a portion of three (3) Alleys, "Tuxedo Park Subdivision", Mifflin Township, Franklin County, Ohio, and

WHEREAS, on the 29th day of November, 1978, said Board of County Commissioners did fix the 14th day of December, 1978, at 9:00 A.M., on the line of said proposed vacation, as the time and place for viewing thereof and did further fix the 21st day of December, 1978, at 9:00 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 vacation, and

WHEREAS, legal notice by publication in the Columbus Citizen Journal, a newspaper published in 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 14th day of December, 1978, meet on the line of said proposed vacation, as described in resolution of November 29, 1978, and heard all of the proof offered by parties interested in and affected thereby, does find that the vacation of a portion of three (3) Alleys, Tuxedo Park Subdivision, Mifflin 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 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 21st day of December, 1978, at 9:00 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, Harold M. Cooper and Jack Foulk.

* * * * *

December 21, 1978

Board of County Commissioners
Franklin County Administration Bldg.
410 South High Street
Columbus, Ohio 43206

Re: Vac. of a portion of three (3) Alleys, "Tuxedo Park
Subdivision, Mifflin Township, Franklin County, Ohio.

Gentlemen:-

Pursuant to your order of December 14, 1978, I have made a survey and plat, which I hereby submit, of a vacation of a portion of three (3) Alleys, "Tuxedo Park Subdivision", Mifflin Township, Franklin County, Ohio, showing the proposed vacation of the following described Alleys:-

Situated in the State of Ohio, County of Franklin, Township of Mifflin and being a portion of an Alley, 16' in width, located in Tuxedo Park Subdivision of record in Plat Book 7, Page 424, Recorder's Office, Franklin County, Ohio and being more particularly described as follows in Tract 1, 2 and 3.

Tract 1 - Being a portion of the first alley, east of Temple Avenue 16' in width, located in said Tuxedo Park, said vacation is to begin on the south right of way line of Milford Avenue, projected easterly and proceed southerly to the north right of way of Melrose Avenue, projected easterly, and there to terminate.

Tract 2 - Being a portion of the first alley east of Temple Avenue, 16' in width, located in said Tuxedo Park, said vacation is to begin on the south right of way line projected easterly, of Melrose Avenue and proceed southerly to the north right of way line, projected easterly, of the first alley south of Melrose Avenue, and there to terminate.

Cont'd. -Vac. of a Por. of three (3) Alleys, "Tuxedo Park Subdivision", Mifflin Twp.

m Tract 3 - Being that portion of the alley, 16' in width, that is adjacent to the south line of Lot No. 18, and the north line of Lot No. 90, of said Subdivision, beginning on their east lines and proceeding westerly to their west lines and there to terminate.

The petition praying for the vacation of a portion of three (3) Alleys is on file in your Office.

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

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

* * * * *

December 21, 1978

PRAYER OF PETITION TO VACATE A PORTION
OF THREE (3) ALLEYS, "Tuxedo PARK S B-
DIVISION", MIFFLIN TOWNSHIP, FRANKLIN
COUNTY, OHIO - GRANTED.

In the matter of the petition filed, November 14, 1978, by Georgia L. Rawlins, for the vacation of a portion of three (3) Alleys, "Tuxedo Park Subdivision", Mifflin 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 29th day of November, 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 9:00 A.M. of Thursday, December 21, 1978, relative to the petition for the vacation of a portion of three (3) Alleys, "Tuxedo Park Subdivision", Mifflin Township, Franklin County, Ohio, said report to be made in manner and form set forth and required by Section 553.04 of the Ohio Revised Code; and

WHEREAS, Cletus McPherson, County Engineer, did on the 21st day of December, 1978, report thereon in writing which report contained the following recommendation, to-wit:

"December 21, 1978, Board of County Commissioners, Franklin County Administration Bldg., 410 South High Street, Columbus, Ohio 43206.
Re: Vacation of a portion of three (3) Alleys, "Tuxedo Park Subdivision", Mifflin Township, Franklin County, Ohio. Gentlemen:-

Pursuant to your order of December 14, 1978, I have made a survey and plat, which I hereby submit, of a vacation of a portion of three (3) Alleys, "Tuxedo Park Subdivision", Mifflin Township, Franklin County, Ohio, showing the proposed vacation of the following described Alleys:

Situated in the State of Ohio, County of Franklin, Township of Mifflin and being a portion of an alley 16' in width, located in Tuxedo Park Subdivision of record in Plat Book 7, Page 424, Recorder's Office, Franklin County, Ohio and being more particularly described as follows in Tract 1, 2 and 3.

Tract 1 - Being a portion of the first alley, east of Temple Avenue 16' in width, located in said Tuxedo Park, said vacation is to begin on the south right of way line of Milford Avenue, projected easterly and proceed southerly to the north right of way of Melrose Avenue, projected easterly and there to terminate.

Tract 2 - Being a portion of the first alley east of Temple Avenue, 16' in width, located in said Tuxedo Park, said vacation is to begin on the south right of way line projected easterly, of Melrose Avenue and proceed southerly to the north right of way line, projected easterly, of the first alley south of Melrose Avenue, and there to terminate.

Tract 3 - Being that portion of the alley, 16' in width, that is adjacent to the south line of Lot No. 18, and the north line of Lot No. 90, of said Subdivision, beginning on their east lines and proceeding westerly to their west lines and there to terminate.

The petition praying for the vacation of a portion of three (3) Alleys is on file in your Office.

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

4506 0401

Wedge ST

1978 0010 020

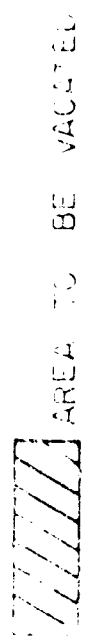
③ Three

VACATION PLAT OF ALLEYS IN

TUXEDO PARK PLAT BOOK 7 PG. 424

MIFFLIN TWP.

BRIDGE VIEW P.U.D. SEC. I PLAT BOOK 48 PG. 18



1"-60'

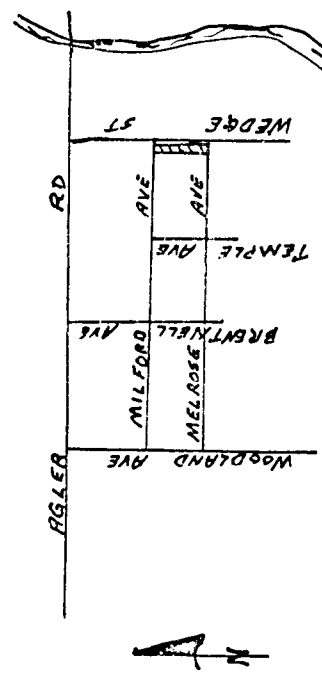
Michael J. Durian
CITY COMMISSIONER

Arnold M. Crapanz 12-21-78
CITY COMMISSIONER

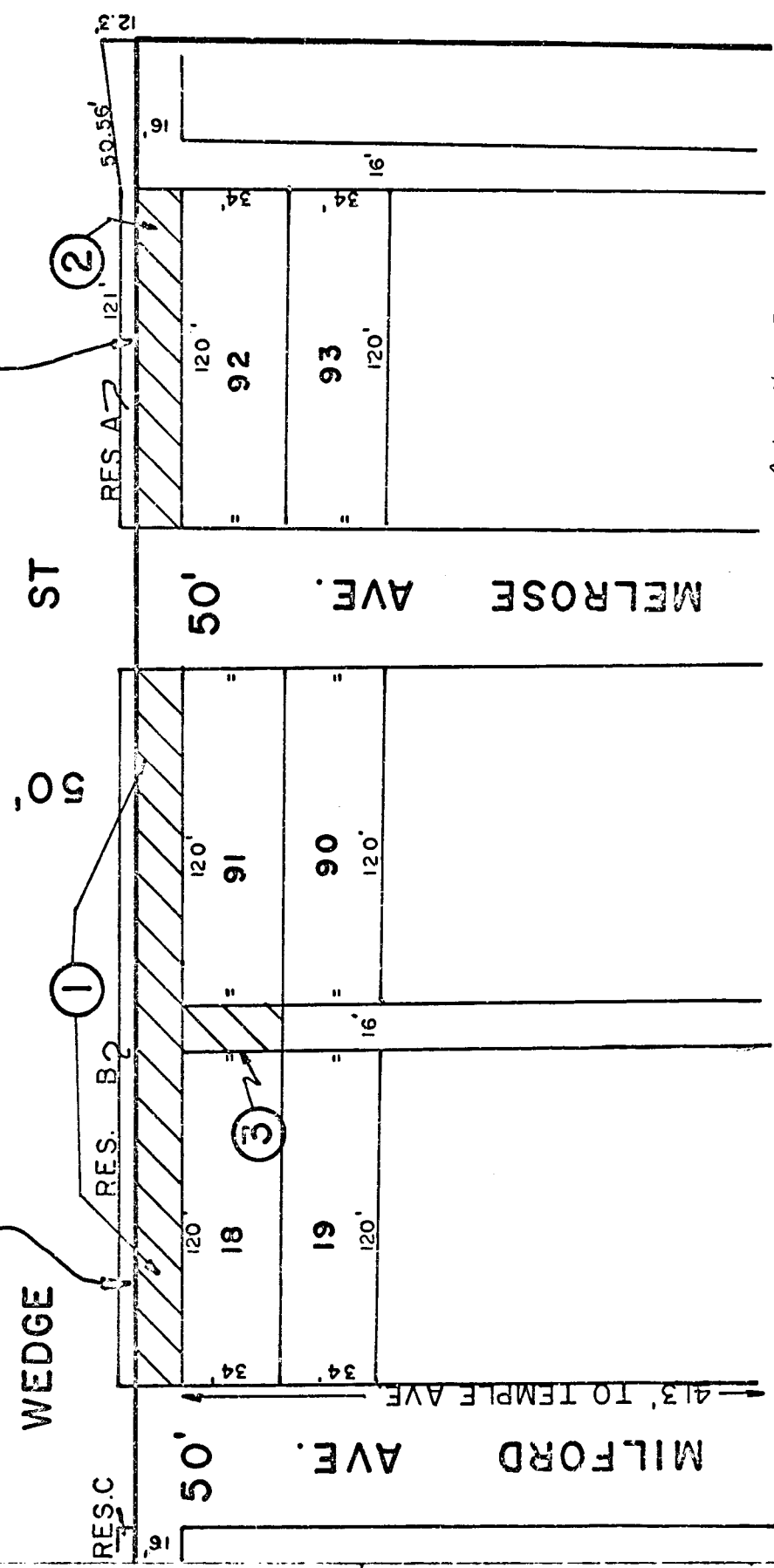
Jack Pratt 12/21/78
CITY COMMISSIONER

Robert J. Smith 12-20-78
CITY ENGINEER

LOCATION: MAP NO SCALE



BJ 9/22/78



R.R. # 23

Pg. 113-117

Granted - 12-21-78

N-136

R.M.



Cont'd. - Vac. of a Por. of three (3) Alleys, "Tuxedo Park Subdivision", Mifflin Twp.

I am of the opinion that the vacation of the aforementioned Alleys 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 three (3) Alleys, Tuxedo Park Subdivision, Mifflin 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 Alleys and the easement granted by the subdividers for utilities is not to be vacated through the said Alleys 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 three (3) Alleys, "Tuxedo Park Subdivision", Mifflin Township, Franklin County, Ohio, as recommended by the County Engineer to be vacated, and as described in his report and shown on the submitted plat, be and the same is hereby declared vacated, excepting however, the utilities that are now within this said portion of Alleys and the easement granted by the owners, present or past, for utilities.

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

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