

VACATION - TWO ALLEYS IN THE DELTA ADDITION, MIFFLIN TOWNSHIP

July 27, 1988

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

Re: Vacation of two alleys in Mifflin Township

Honorable Board:

I have checked the attached petition filed by Richard L. Levine, Esq., for the vacation of two alleys in the Delta Addition, Mifflin Township, Franklin County, Ohio, and find that the petition contains sufficient number of valid signatures.

Respectfully submitted,

John Circle, P.E., P.S.
Franklin County Engineer

By: Joseph J. Gatto, II
Real Estate Administrator

JC:JJG:cmc

* * * * *

August 2, 1988

PETITION FILED FOR VACATION OF
TWO ALLEYS IN THE DELTA ADDITION,
MIFFLIN TOWNSHIP, FRANKLIN COUNTY, OHIO,
VIEW - AUGUST 23, 1988 AT 9:30 A.M.,
HEARING - AUGUST 30, 1988 AT 9:30 A.M.
FRANKLIN COUNTY ENGINEERING

WHEREAS, Richard L. Levine, Esq. filed a petition with the Board of County Commissioners, Franklin County, Ohio, requesting said Board to vacate two alleys in the Delta Addition, 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 located in Delta Addition as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Book 17, Pages 110 and 111, all records herein described are located in the Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

Tract No. 1

Being all of an alley (20 feet in width), said alley's north right-of-way line is bounded by the south property lines of Lots Numbers 9, 10, 11, 12, 13 and said alley's south right-of-way line is bounded by the north property line of Lot Number 14 of the above mentioned Delta Addition, said alley vacation begins on the east right-of-way line (projected northerly and southerly) of Mildred Avenue (30 feet in width);

Thence easterly for an approximate centerline distance of 175.3 feet to the west right-of-way line (projected northerly and southerly) of the first alley (20 feet in width) west of Westerville Pike and there to terminate.

Tract No. 2

Being all of an alley (20 feet in width) said alley's north right-of-way line is bounded by the south property line of Lot Number 16 of the above mentioned Delta Addition and said alley's south right-of-way line is bounded by the north property line of the Schottenstein Stores Corp. 2.75 acre tract of land of record in Deed Volume 2635, Page 474, said alley vacation begins on the east right-of-way line (projected northerly and southerly) of Mildred Avenue (30 feet in width);

VACATION - TWO ALLEYS IN THE DELTA ADDITION, MIFFLIN TOWNSHIP, Cont'd.

Thence easterly for an approximate centerline distance of 90.7 feet to the west right-of-way line (projected northerly and southerly) of the first alley (20 feet in width) west of Westerville Pike and there to terminate.

This description was prepared in the Office of the Franklin County Engineer by Vincent L. Volpi, Registered Surveyor No. 5462, from available records and not a field survey; now therefore, upon motion of Commissioner Foulk, seconded by Commissioner Tracy,

BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

Section 1) That August 23, 1988 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 August 30, 1988 at 9:30 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.

Section 2) That notice of the time and place for both such view and hearing will be given by publication once a week for two consecutive weeks in 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: Roger W. Tracy and Jack Foulk.

NOTICE OF INTENTION TO VACATE
TWO ALLEYS IN MIFFLIN TOWNSHIP,
FRANKLIN COUNTY, OHIO.

NOTICE is hereby given that it is the intention of the Board of County Commissioners of Franklin County, Ohio, to vacate two alleys in Mifflin Township, Franklin County, Ohio, the said vacation being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, Township of Mifflin, and being located in Delta Addition as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Book 17, Pages 110 and 111, all records herein described are located in the Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

Tract No. 1

Being all of an alley (20 feet in width), said alley's north right-of-way line is bounded by the south property lines of Lots Numbers 9, 10, 11, 12, 13 and said alley's south right-of-way line is bounded by the north property line of Lot Number 14 of the above mentioned Delta Addition, said alley vacation begins on the east right-of-way line (projected northerly and southerly) of Mildred Avenue (30 feet in width);

Thence easterly for an approximate centerline distance of 175.3 feet to the west right-of-way line (projected northerly and southerly) of the first alley (20 feet in width) west of Westerville Pike and there to terminate.

Tract No. 2

Being all of an alley (20 feet in width) said alley's north right-of-way line is bounded by the south property line of Lot Number 16 of the above mentioned Delta Addition and said alley's south right-of-way line is bounded by the north property line of the Schottenstein Stores Corp. 2.75 acre tract of land of record in Deed Volume 2635, Page 474, said alley vacation begins on the east right-of-way line (projected northerly and southerly) of Mildred Avenue (30 feet in width);

VACATION - TWO ALLEYS IN THE DELTA ADDITION, MIFFLIN TOWNSHIP, Cont'd.

Thence easterly for an approximate centerline distance of 90.7 feet to the west right-of-way line (projected northerly and southerly) of the first alley (20 feet in width) west of Westerville Pike and there to terminate.

This description was prepared in the Office of the Franklin County Engineer by Vincent L. Volpi, Registered Surveyor No. 5462, from available records and not a field survey.

NOTICE is hereby given that August 23, 1988 at 9:30 A.M. at the place of said proposed vacation was fixed as the time and place for viewing thereof and August 30, 1988 at 9:30 A.M. at the Office of the Board of County Commissioners was fixed as the time and place for final hearing thereon.

By order of the Board of County Commissioners of Franklin County, Ohio.

Sharon Bice, Clerk
BOARD OF COUNTY COMMISSIONERS

PUBLISHED - August 9, 1988 and August 16, 1988.

Please furnish two (2) Copies of Proof of Publication and Mail to -
Franklin County Engineer's Office, 970 Dublin Road, Columbus, Ohio 43215

August 23, 1988

VACATION OF TWO ALLEYS IN THE DELTA
ADDITION, MIFFLIN TOWNSHIP, FRANKLIN
COUNTY, OHIO, VIEWED - ENGINEER TO FILE
REPORT BY AUGUST 30, 1988 AT 9:30 A.M.
FRANKLIN COUNTY ENGINEERING

WHEREAS, a petition was filed with this Board by Richard L. Levine, Esq. praying for the vacation of two alleys in the Delta Addition, Mifflin Township, Franklin County, Ohio, and

WHEREAS, on the 2nd day of August, 1988, said Board of County Commissioners did fix the 23rd day of August, 1988 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 30th day of August, 1988 at 9:30 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 of the viewing and final hearing was published in a newspaper of general circulation in said County, and

WHEREAS, the Board of County Commissioners of Franklin County, Ohio, did on the 23rd day of August, 1988, meet on the line of said proposed vacation, as described in resolution of 2nd day of August, 1988, and heard all of the proof offered by parties interested in the affected thereby, does find that the vacation of two alleys in the Delta Addition, 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 upon motion of Commissioner Foulk, seconded by Commissioner Teater,

BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

That the Engineer of Franklin County, Ohio, be and 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 30th day of August, 1988 at 9:30 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 Commissioners.

Voting Aye thereon: Roger W. Tracy, Dorothy S. Teater and Jack Foulk.

VACATION - TWO ALLEYS IN THE DELTA ADDITION, MIFFLIN TOWNSHIP, Cont'd.

August 24, 1988

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

Re: Vacation of two alleys in Mifflin Township

Honorable Board:

Pursuant to your order of August 23, 1988, I have made a survey and plat, which I hereby submit for the vacation of two alleys in the Delta Addition, Mifflin Township, Franklin County, Ohio, showing the proposed vacation of the following:

Situated in the State of Ohio, County of Franklin, Township of Mifflin, and being located in Delta Addition as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Book 17, Pages 110 and 111, all records herein described are located in the Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

Tract No. 1

Being all of an alley (20 feet in width), said alley's north right-of-way line is bounded by the south property lines of Lots Numbers 9, 10, 11, 12, 13 and said alley's south right-of-way line is bounded by the north property line of Lot Number 14 of the above mentioned Delta Addition, said alley vacation begins on the east right-of-way line (projected northerly and southerly) of Mildred Avenue (30 feet in width);

Thence easterly for an approximate centerline distance of 175.3 feet to the west right-of-way line (projected northerly and southerly) of the first alley (20 feet in width) west of Westerville Pike and there to terminate.

Tract No. 2

Being all of an alley (20 feet in width) said alley's north right-of-way line is bounded by the south property line of Lot Number 16 of the above mentioned Delta Addition and said alley's south right-of-way line is bounded by the north property line of the Schottenstein Stores Corp. 2.75 acre tract of land of record in Deed Volume 2635, Page 474, said alley vacation begins on the east right-of-way line (projected northerly and southerly) of Mildred Avenue (30 feet in width);

Thence easterly for an approximate centerline distance of 90.7 feet to the west right-of-way line (projected northerly and southerly) of the first alley (20 feet in width) west of Westerville Pike and there to terminate.

This description was prepared in the Office of the Franklin County Engineer by Vincent L. Volpi, Registered Surveyor No. 5462, from available records and not a field survey.

The petition praying for the vacation of two alleys in the Delta Addition, Mifflin Township, Franklin County, Ohio, is on file in your Office.

Utilities that now within this part of the vacation and Easements granted by the subdividers for utilities are not to be vacated.

It is my recommendation that two alleys in the Delta Addition, Mifflin be vacated.

Respectfully submitted,

John Circle, P.E., P.S.
Franklin County Engineer

JC:JGG:cmc

VACATION - TWO ALLEYS IN THE DELTA ADDITION, MIFFLIN TOWNSHIP, Cont'd.

August 30, 1988

PRAYER OF PETITION TO VACATE
TWO ALLEYS IN THE DELTA ADDITION,
MIFFLIN TOWNSHIP, FRANKLIN COUNTY, OHIO -
GRANTED.
FRANKLIN COUNTY ENGINEER

WHEREAS, Richard L. Levine, Esq. has petitioned for the vacation of two alleys in the Delta Addition, Mifflin Township, Franklin County, Ohio;

WHEREAS, on August 23, 1988, 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 30th of August, 1988, relative to the petition for the vacation of two alleys in the Delta Addition, Mifflin 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, John Circle, County Engineer did on August 30, 1988, report thereon in writing which report contained the following recommendation, to-wit:

Situated in the State of Ohio, County of Franklin, Township of Mifflin, and being located in Delta Addition as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Book 17, Pages 110 and 111, all records herein described are located in the Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

Being all of an alley (20 feet in width), said alley's north right-of-way line is bounded by the south property lines of Lots Numbers 9, 10, 11, 12, 13 and said alley's south right-of-way line is bounded by the north property line of Lot Number 14 of the above mentioned Delta Addition, said alley vacation begins on the east right-of-way line (projected northerly and southerly) of Mildred Avenue (30 feet in width);

Thence easterly for an approximate centerline distance of 175.3 feet to the west right-of-way line (projected northerly and southerly) of the first alley (20 feet in width) west of Westerville Pike and there to terminate.

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Thence easterly for an approximate centerline distance of 90.7 feet to the west right-of-way line (projected northerly and southerly) of the first alley (20 feet in width) west of Westerville Pike and there to terminate.

This description was prepared in the Office of the Franklin County Engineer by Vincent L. Volpi, Registered Surveyor No. 5462, from available records and not a field survey. Respectfully submitted, John Circle, P.E., P.S., Franklin County Engineer; and

WHEREAS, no objections to the vacation of two alleys in the Delta Addition, Mifflin Township, Franklin County, Ohio, was filed, no claims for compensation or damages on account thereof was filed.

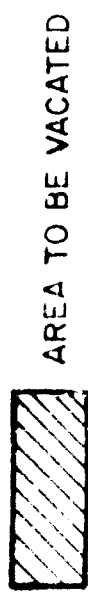
WHEREAS, the Board of County Commissioners of Franklin County, Ohio, finds that the utilities are now within the said vacation, and the easement granted by the subdividers for utilities are not to be vacated through the area sought to be vacated, therefore upon motion of Commissioner Teater, seconded by Commissioner Foulk,

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO,

That the vacation of two alleys in the Delta Addition, 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 the said portion of the above mentioned vacation and the easement granted by the owners, present or past for utilities.

Voting Aye thereon: Roger W. Tracy, Dorothy S. Teater and Jack Foulk.

VACATION PLAT OF TWO ALLEYS IN MIFFLIN TWP.
 SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN,
 TOWNSHIP OF MIFFLIN AND BEING LOCATED IN DELTA ADDITION AS
 THE SAME ARE NUMBERED AND DELINEATED UPON THE RECORDED
 PLAT THEREOF, OF RECORD IN PLAT BOOK 17, PAGE 110 AND 111
 RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO



1" = 80'
SCALE

COUNTY COMMISSIONER 8-30-88 DATE
Robert S. Leaker
 COUNTY COMMISSIONER
 COUNTY COMMISSIONER 8-20-88 DATE
John J. ...
 COUNTY COMMISSIONER
 COUNTY COMMISSIONER 8/24/88 DATE
John ...
 COUNTY ENGINEER
 COUNTY ENGINEER 8/24/88 DATE
John ...
 CHIEF DEPUTY COUNTY ENGINEER

LOCATION MAP, NO SCALE

