

ORDINANCE NO. 79- 11
AN ORDINANCE VACATING AN ALLEY

Whereas, a petition by persons owning a lot in the immediate vicinity of Park Street, was duly presented to Council praying that the alley be vacated, and

Whereas, notice of the pendency and prayer of said petition has been given as required by law, and

Whereas, Council, upon hearing, is satisfied that there is good cause for the vacation as prayed for, and that it will not be detrimental to the general interest, and ought to be made provided that the City reserve an easement for utility purposes, now therefore,

Be It Ordained by the Council of the City of Wapakoneta, Ohio, to-wit:

SECTION 1. That part of an alley be vacated as being described as follows:

Situate in the City of Wapakoneta, County of Auglaize, and State of Ohio, and to-wit:

A certain alley running east and west immediately adjacent to part of outlot 38, outlot 39, and part of outlot 138, extending from Park Street to the right of way of the B & O Railroad in the City of Wapakoneta, Ohio

SECTION 2. Provided that the City of Wapakoneta reserve an overhead utility easement over the above-described alley, including, but not limited to; wires, poles, anchor cables, and appurtenances, with the right to access for maintenance, repairs and replacement.

SECTION 3. A copy of this Ordinance shall be certified by the clerk of this Council to the Auglaize County Auditor and the Auglaize County Recorder.

SECTION 4. This Ordinance shall take effect and be in force from and after the shortest period allowed by law.

Adopted this 2nd day of May, 1979.

Attest:

Patricia A. Thuman
Clerk - acting

Amelia C. Wofford
President of Council

William V. Lutz
Mayor