

ORDINANCE 2019-53

AN ORDINANCE TO VACATE A PORTION OF ALLEY LOCATED BETWEEN DEFIANCE STREET AND NORTH BLACKHOOFF IN THE CITY OF WAPAKONETA, OHIO.

FIRST READ	SECOND READ	THIRD READ	SUSPEND ADOPT			
10-21-19	11-4-19	11-18-19	YES	NO	YES	NO
			J NEUMEIER			
			D LEE			
			B WURST			
			C DOLL			
			R METZ			
			T CAMPBELL			
			C DUNLAP			
			TOTAL			

WHEREAS, a petition, discussion, and fees were received by the City of Wapakoneta to vacate a portion of a north/south alley in the City as described in attachment "A" incorporated herein; and

WHEREAS, the petition was reviewed by Streets & Alleys Committee of the Wapakoneta City Council which has recommended such vacation, except for public utility purposes; and

WHEREAS, the Wapakoneta City Council held a public hearing on this vacation request on November 18, 2019 at 7:15 p.m.; and

WHEREAS, in the opinion of the City Council of Wapakoneta, there is good cause for vacation and that such vacations will not be detrimental to the general interests of the public.

NOW, THEREFORE, BE IT ORDAINED by the City of Wapakoneta, State of Ohio, County of Auglaize, to wit:

SECTION ONE

THAT the Council of the City of Wapakoneta finds that there is good cause for vacating that portion of the alley as described on attached Exhibit "A" and that such vacation will not be detrimental to the general interests of the public.

SECTION TWO

THAT, the portion of alley described on attached Exhibit "A" be, and the same hereby is, vacated, except that the City of Wapakoneta retains rights of ingress and egress and reserves unto the City, its successors and/or assigns an easement for utility purposes for existing utilities and the improvement, maintenance, repair and/or further installation of utilities thereon. Said vacated alley shall not have any physical obstructions installed upon it, such as fences, trees, landscaping, buildings, gardens, or etc.

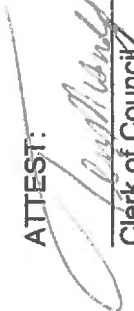
SECTION THREE

THAT the Clerk of Council prepare a certified copy of this ordinance for recording with the office of the Recorder of Auglaize County, Ohio.

SECTION FOUR

THAT this ordinance shall be in force from and take effect from and after the earliest period allowed by law.

ATTEST:


Clerk of Council


President of Council

APPROVED:


Mayor

APPROVED AS TO FORM:


City Law Director

PASSED THIS 18th DAY OF

November, 2019

THIS IS TO CERTIFY THAT THE FOREGOING ORDINANCE/RESOLUTION WAS PUBLISHED IN THE WAPAKONETA DAILY NEWS, A
NEWSPAPER OF GENERAL CIRCULATION IN AUGLAIZE COUNTY, OHIO AND APPEARED IN ITS ISSUES OF 11-22-19
AND 11-29-19.


CLERK OF COUNCIL

EXHIBIT "A"

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

Beginning at the southeast corner of Lot 178 of Ayer's North Addition to the City of Wapakoneta, Ohio; thence north along the east property line of said Lot 178 to the northeast corner of said Lot 178; thence east with the north line of said Lot 178 extended to the northwest corner of Lot 179 of Ayer's north Addition to the City of Wapakoneta, Ohio; thence south along the west property line of said Lot 179 to the southwest corner of Lot 179; thence west along the north right-of-way line of Harrison Street to the southeast corner of Lot 178 of Ayer's North Addition to the City of Wapakoneta, Ohio, which was the PLACE OF BEGINNING.

