

ORDINANCE NO. 3043

AN ORDINANCE VACATING A PORTION OF A DEDICATED PUBLIC ALLEY RUNNING NORTH AND SOUTH BETWEEN WEST LIVINGSTON AVENUE AND BROWN STREET KNOWN AS THE JEFFERY ALLEY VACATION AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ohio Revised Code Section 723.05, the Village of Crestline has decided to vacate the following described public right of way; and

WHEREAS, all of the owners of property adjacent to the said dedicated alley to be vacated have heretofore signed a written petition requesting such vacation; and

WHEREAS, in a meeting held July 10, 2012, the Village of Crestline Planning Commission has heretofore approved such vacation; and

WHEREAS, Village Council is satisfied that there is good cause for such vacation and that such vacation will not be detrimental to the general interest and ought to be made.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CRESTLINE, OHIO:

SECTION 1. THAT this Council hereby finds and determines that there is good cause for the vacation of the hereinafter-described alley and that it will not be determined to the general interest, and therefore does hereby vacate the following described alley and revokes its dedication to this Village:

Being fifteen (15) feet in width and three hundred twenty (320) feet in length and running in generally northerly direction from West Livingston Avenue to Brown Street between Inlots 670, 663, 664, and 669.

SECTION 2. That it is hereby determined that this Ordinance is an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the residents of this Village and for the further reason that the immediate vacation of this alley will allow economic development in this Village and shall therefore go into immediate effect provided it receives a two-thirds (2/3) vote of all members elected to this Council, otherwise it shall go into effect in thirty (30) days if passed by a majority vote of Council.

DATE: _____

Aye _____ Nay _____ Abstain _____

David Sharrock, Mayor

Attest:

Annette Johnston, Clerk of Council

Approved as to form:

Harry M. Welsh, Law Director