

ORDINANCE NO. 18-02-06

AN ORDINANCE VACATING ALLEYS IN MILLER AND
OTHERS ADDITION

WHEREAS, Section 723.05 of the Ohio Revised Code empowers Council for the Village of Sherwood, Ohio to vacate alleys for good cause and that such vacation will not be detrimental to the general interest; and

WHEREAS, Council for the Village of Sherwood, Ohio there are a number of unimproved alleys and streets in the Village of Sherwood, Ohio for which there is good cause to vacate; and

WHEREAS, Council for the Village of Sherwood, Ohio has determined there is good cause to vacate the following described alleys and that such vacations are not detrimental to the general interest:

A 12' wide east-west alley lying between Lots 58 and 71 and Lots 59 and 70 commencing on the easterly right-of-way line of Inman Street to the westerly right-of-way line of Rock Street and a 12' wide north-south alley lying between Lots 57, 58, 59, 60 and Lots 69, 70, 71 and 72 commencing on the southerly right-of-way line of Pearl Street to the northerly right-of-way line of Maple Street in Miller and Others Addition in the Village of Sherwood, Ohio, and

A 12' wide east-west alley lying between Lots 42 and 55 and Lots 43 and 54 commencing on the easterly right-of-way line of Rock Street to the westerly right-of-way line of Harrison Street and a 12' wide north-south alley lying between Lots 41, 42, 43 and 44 and Lots 53, 54, 55 and 56 commencing on the southerly right-of-way line of Pearl Street to the northerly right-of-way line of Maple Street in Miller and Others Addition in the Village of Sherwood, Ohio.

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

SECTION 1. In accordance with Section 723.05 of the Ohio Revised Code, there is good cause to vacate the following described alleys and that such vacations are not detrimental to the general interest, and:

A 12' wide east-west alley lying between Lots 58 and 71 and Lots 59 and 70 commencing on the easterly right-of-way line of Inman Street to the westerly right-of-way line of Rock Street and a 12' wide north-south alley lying between Lots 57, 58, 59, 60 and Lots 69, 70, 71 and 72 commencing on the southerly right-of-way line of Pearl Street to the northerly right-of-way line

of Maple Street in Miller and Others Addition in the Village of Sherwood, Ohio, and

A 12' wide east-west alley lying between Lots 42 and 55 and Lots 43 and 54 commencing on the easterly right-of-way line of Rock Street to the westerly right-of-way line of Harrison Street and a 12' wide north-south alley lying between Lots 41, 42, 43 and 44 and Lots 53, 54, 55 and 56 commencing on the southerly right-of-way line of Pearl Street to the northerly right-of-way line of Maple Street in Miller and Others Addition in the Village of Sherwood, Ohio.

SECTION 2. In accordance with Section 723.041 of the Ohio Revised Code, any affected public utility located on, over, or under the portion of the alleys affected by such vacation shall be deemed to have a permanent easement in the vacated portion of such alleys for the purpose of maintaining, operating, reconstructing, and removing said utility facilities and for purposes of access to said facilities.

SECTION 3. Upon vacation of an alley by the Village of Sherwood, Ohio, abutting lot owners, as to that portion of the alley abutting their properties, are vested with a fee simple interest in one-half of the width of the strip of land that formerly comprised the alley.

SECTION 4. A copy of this ordinance shall be sent by ordinary U.S. by the Fiscal Officer to all property owners of record that abut the vacated street as of the date of passage of this ordinance.

SECTION 5. A copy of this ordinance shall be delivered by the Fiscal Officer to the County Auditor with a list of all property owners of record that abut the vacated alleys as of the date of passage of this ordinance.

SECTION 6. A certified copy of this ordinance shall be filed by the Fiscal Officer with the County Recorder.

SECTION 7. This Ordinance shall be effective on the earliest date permitted by law.

Date Passed: _____

MAYOR

ATTEST:

FISCAL OFFICER

1st reading 2/19/18

CERTIFICATION

I, the undersigned Fiscal Officer of the Village of Sherwood, Ohio, do hereby certify that the foregoing is a true and accurate copy of the Ordinance passed by the Council of the Village of Sherwood, Ohio, on the date set forth therein.

Dawn Buskirk, Fiscal Officer

Date

MILLER & OTHERS ADDITION

SHERKWOOD

Baltimore

OHIO

AND

Chicago

Railroad.



Notes and references:

This plat is situated in that part of the NW 1/4 of Sec. 20, T. 20 N., R. 20 W., S. 2 E., of E. 1/2 of Sec. 20, T. 20 N., R. 20 W., S. 2 E. Lot 19 is 66 feet wide by 132 feet long excepting 1-2-3-4-5-6-7 and 8 the rest of which is under the title. Lots 19 and 20 are 66 feet wide except 19 and 20 which are 20 feet wide. All lots are 12 feet wide. 15 feet wide with this plat and title and references are correct.

Edw. Wright, Surveyor.

We the undersigned owners of the land on which the same is situated of Miller and others Addition is allowed to be situated hereby acknowledge the said plat and title and references to be correct and also directed to the Public the use of all lands and other indicated therein.

John Appleton
Robertson

Edw. Wright

The State of Ohio. On the 17 day of June, 1870 before me a Notary Public in and for the said County of Brown and personally appeared Edw. Miller, John Appleton and John Appleton owners of the above described land and acknowledged the same to be their free and voluntary act and deed for the use and purpose herein expressed this 17th day of January 1871.

Edw. A. Appleton

Received and Recorded March 20th 1871.

W. E. Carpenter

Transcribed May 1st 1872.

Edw. Wright

Edw. Wright

Scale 1 Inch = 100 Feet.

