

ORDINANCE F-08

AN ORDINANCE VACATING THE HEREINAFTER DESCRIBED ALLEYS THAT ORRVILLE CITY COUNCIL HAS DETERMINED WILL NOT BE DETRIMENTAL TO THE GENERAL INTEREST, AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance B-08 was passed by the Council of the City of Orrville, Ohio, on January 22, 2008;

WHEREAS, a public hearing was held on said ordinance prior to its passage on January 22, 2008, in accordance with law, at which hearing the Safety-Service Director for the City of Orrville thoroughly and accurately described in detail the alleys to be vacated by testimonial description and diagram;

WHEREAS, in Section 1 of Ordinance B-08, the boundary description of the first of two alleys vacated (“Alley No. 1”) stated that the alley was “...known as being a north-south alley running between Lots 378 and 381, and Lots 70 and 72, and parallel to North Main Street and North Vine Street”;

WHEREAS, although there was, and is, no question as to the alleys to be vacated based upon information presented at prior Council meetings and at the public hearing held prior to the passage of Ordinance B-08, a more detailed and accurate description is appropriate for the purpose of recording the alley vacation with the Wayne County Recorder’s Office;

WHEREAS, the more detailed and accurate description for Alley No. 1 is, in pertinent part, as follows: “...known as being a north-south alley running between Lots 379, 380 and 381 on the west side of the alley, and Lots 70, 71 and 72 on the east side of the alley”;

NOW THEREFORE BE IT ORDAINED by the Council of the City of Orrville, Ohio:

Section 1: This Council hereby finds that the hereinafter described alleys should be vacated, that there is good cause for the vacation of said alleys, and that vacation of said alleys shall not be detrimental to the general interest:

Alley No. 1: Situated in the City of Orrville, County of Wayne, and State of Ohio, and known as being a north-south alley running between Lots 379, 380 and 381 on the west side of the alley, and Lots 70, 71 and 72 on the east side of the alley, and parallel to North Main Street and North Vine Street.

Alley No. 2: Situated in the City of Orrville, County of Wayne and State of Ohio, and known as being an east-west alley running between Lots 72 and 3398, and parallel to West High Street.

Section 2: That all prior legislation inconsistent herewith is repealed and replaced by this Ordinance; and

Section 3: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of said City, and for the

further reason that it is necessary to record the above-described alley vacations as soon as possible in order to prevent construction delays of a project beneficial to the City of Orrville, and therefore, this Ordinance shall be effective immediately after its passage and approval by the Mayor.

Passed this _____ day of _____ 2008.

President of Council

Attest:

Clerk of Council
Approved:

Mayor

Date _____