

RECORD OF ORDINANCES

Ordinance No. 15-13

Passed March 25, 2013

ORDINANCE 15-13

AN ORDINANCE VACATING AN ALLEY BETWEEN THE J.S. SCOTT ADDITION OF FAIRVIEW AND JOSEPH VERITY ADDITION TO THE VILLAGE (NOW CITY) OF NELSONVILLE.

WHEREAS, pursuant to *Ohio Revised Code §723.05*, the legislative authority of a municipal corporation is authorized to vacate a street or alley when there is good cause shown and there is no detriment to the general interest; and

WHEREAS, pursuant *Ohio Revised Code §723.06*, petitioners Russell M. Barrows and Anna Mae Barrows request waiver of the notification requirement otherwise provided in *Ohio Revised Code §723.07* and pray the legislative authority vacate an alley between the J.S. Scott Addition of Fairview and Joseph Verity Addition to the Village (now City) of Nelsonville, Ohio.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NELSONVILLE, ATHENS COUNTY, OHIO AS FOLLOWS:

1. Pursuant to *Ohio Revised Code §723.05*, an alley seven (7) feet in width between Lot 777 of the J.S. Scott Addition of Fairview and Lot 461 of the Joseph Verity Addition to the Village (now City) of Nelsonville, Ohio is hereby vacated to Russell M. Barrows and Anna Mae Barrows, their heirs, successors or assigns and in accordance with EXHIBIT "A" attached hereto and incorporated herein by reference.
2. Pursuant to *Ohio Revised Code §723.041*, the City of Nelsonville retains in perpetuity a permanent easement for the purpose of maintaining, operating, renewing, reconstructing, or removing utility facilities whether publicly or privately owned.
3. The Clerk of Council is hereby directed to file a certified copy of this ordinance with the Athens County Auditor and Athens County Recorder
4. This ordinance shall become effective the earliest date provided by law.

Duly enacted by Council upon second reading this 25th day of March, 2013.

4/18/13
ex
pd

NELSONVILLE CITY COUNCIL

[Signature]
President of Council

[Signature]
Clerk of Council

Vacated Alley
Add to Dup

First Reading: 03/11/13
Second Reading: 03/25/13

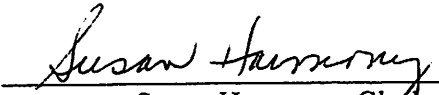
PO3-00500003-001

Vac Alley E-16
7x140

Between Lots 461 + 777

CLERK'S CERTIFICATION

I, Susan Harmony, Clerk of Nelsonville City Council, certify that the attached Ordinance, **ORDINANCE 15-13, AN ORDINANCE VACATING AN ALLEY BETWEEN THE J.S. SCOTT ADDITION OF FAIRVIEW AND JOSEPH VERITY ADDITION TO THE VILLAGE (NOW CITY) OF NELSONVILLE**, is a true and correct copy as passed by the Nelsonville City Council on March 25, 2013.



Susan Harmony, Clerk
Nelsonville City Council

EXHIBIT "A"

TO BE VACATED
7 FT. RAMP
ALLEY

Incorporated City of
Nelsonville
18-132
10.63AC.

