

RESOLUTION NO. 11-15

DECLARING COUNCIL'S INTENTION TO VACATE A CERTAIN
ALLEY LOCATED IN THE CITY OF ASHLAND, OHIO

WHEREAS, Council is considering whether certain alleys located in the City of Ashland, Ohio, are no longer necessary for the public use, and that the vacation thereof will not be detrimental to the general interest; now therefore,

BE IT RESOLVED by the Council of the City of Ashland, State of Ohio, 5 members thereto concurring:

Section 1. That Council's intention be and hereby is to vacate certain alleys located in the City of Ashland, Ohio, described as follows:

two certain 12 foot wide alleys, situated between Lot Nos. 489A and 441, North Ashland, and a 0.867 acre parcel; being an east-west alley, beginning 100 feet east from the east right of way line of Cottage Street (60') to the east line of Lot No. 441, North Ashland; and a north-south alley from the north line of Lot No. 441, North Ashland, to the north line of Lot No. 489A, North Ashland;

Section 2. That the vacation is to be subject to the right of the City to use all or any part of said alleys for the construction, operation, and maintenance of any existing public utility, and the right of private utility companies including, but not limited to, gas, electric, cable and telephone, to use all or any part of said alley for the operation and maintenance of existing facilities, and if any costs in using said alley as aforesaid are incurred by said City or private utility companies at any time, which costs are greater than would otherwise be, as a result of the erection of buildings or any other structures or obstructions thereon, said costs shall be borne by the property owner or owners of said property of said alleys.

Section 3. That the Board of Revision of Assessments shall hold a hearing for the purpose of considering objections to the vacating of said alleys on Tuesday, the 19th day of May, 2015, at 7:10p.m., in the Council Chambers, Municipal Building, 206 Claremont Avenue, Ashland, Ohio.

Section 4. That the Clerk of Council shall cause notice of said intention to vacate and said hearing of objection to be served in accordance with Section 105 of the Charter of the City of Ashland, Ohio, upon those abutting owners who have not signed petitions waiving said notice.

Section 5. That this Resolution shall take effect and be in force from and after the earliest period allowed by Law.

Passed: April 7, 2015

Stephen L. Stuart
Stephen L. Stuart, President of Council

Attest: Elizabeth A. McClurg
Elizabeth A. McClurg, Interim Clerk of Council

Approved: Glen P. Stewart
Glen P. Stewart, Mayor

Approved as to form and correctness:

Richard P. Wolfe
Richard P. Wolfe, Director of Law

Date: April 7, 2015

100 Feet

RECREATION VACATION

490A NA

490A NA

#715

489 NA

489A NA

#703

100'

0.567 AC

VINE ST (40')

#637

441 NA

10' EASEMENT

440 NA

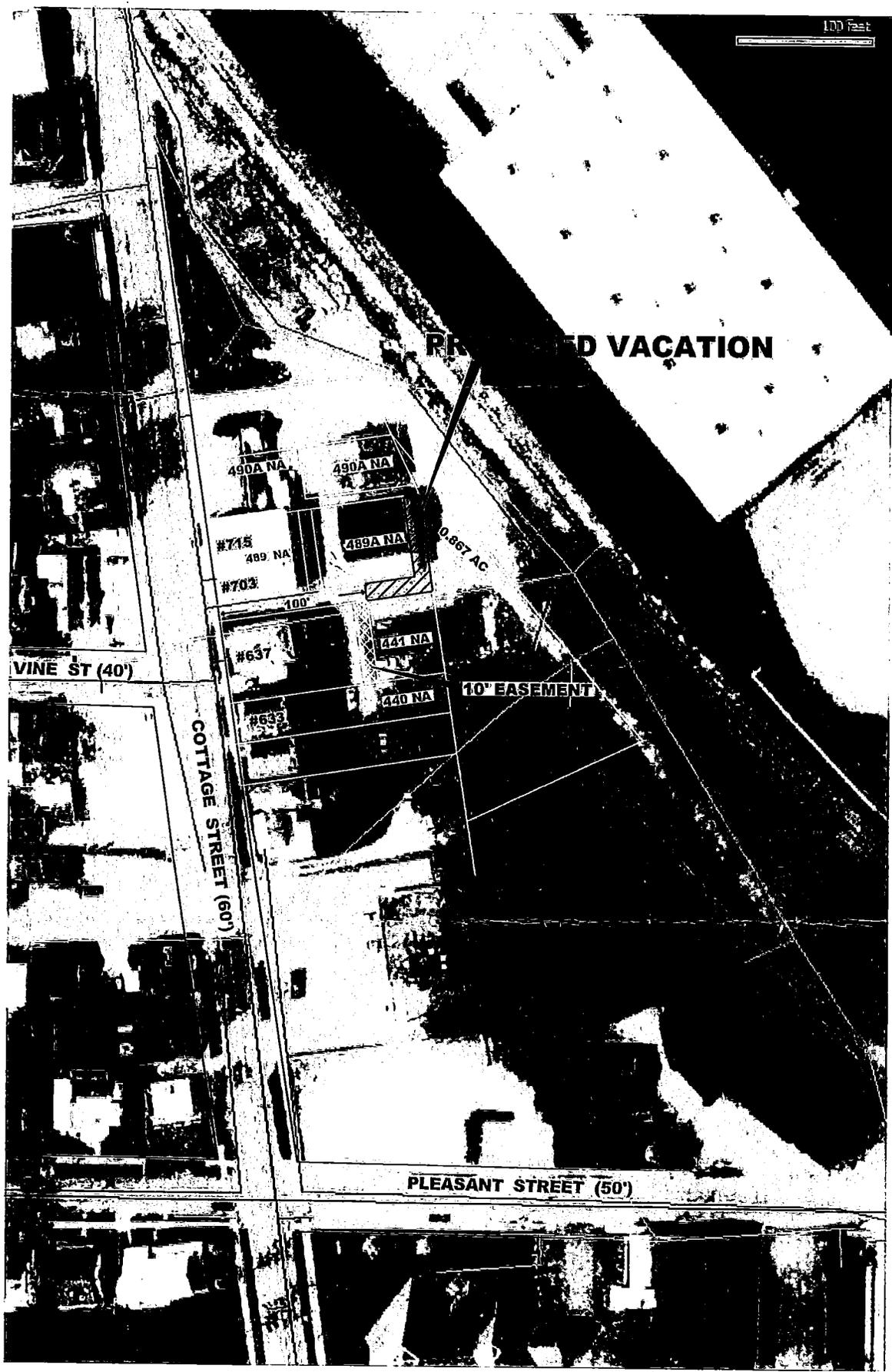
#633

COTTAGE STREET (60')

PLEASANT STREET (50')

N

1" = 100'



**CHECK LIST FOR ALLEY AND/OR STREET
WHICH HAS BEEN PETITIONED TO BE VACATED**

Name: JOHN SIDLO A: M FIRE
 Address: P.O. BOX 331 715 COTTAGE
 Phone: 419-289-0585
 Date: 12-29-14
 Petition returned: 3-3-15

Letters and copy of petition and map sent to and received from:

| | Sent | Reply Received | Approved | Disapproved | No Objection |
|---------------------|---------------|----------------|----------------|-----------------------|----------------------------|
| Police Department | <u>3-3-15</u> | | | | |
| Fire Department | <u>"</u> | | <u>3-23-15</u> | | |
| City Engineer | <u>"</u> | | <u>✓</u> | | |
| Water Department | <u>"</u> | | | | |
| Street & Sanitation | <u>"</u> | | <u>3-9-15</u> | | |
| Sewer Department | <u>"</u> | | | | |
| Columbia Gas Co. | <u>"</u> | | | | |
| Verizon | <u>"</u> | <u>3-12-15</u> | <u>3-12-15</u> | | |
| Ohio Edison Co. | <u>"</u> | | <u>3-6-15</u> | <u>HAS FACILITIES</u> | <u>RETAIN RIGHT OF WAY</u> |
| Armstrong Cable | <u>"</u> | | <u>3-9-15</u> | | |

Recommendation of City Engineer: _____

Property owners names checked at Court House: ³⁻³⁻¹⁵ Date: 12-29-14 By: LJB

Petition to Clerk of Council thru Mayor's office for submission to City Council: _____

Recommendation of Council's Street and Alley Committee: _____

_____ Date: _____

Resolution Number: _____ Date: _____ Hearing Date: _____

Ordinance Number: _____ Date: _____ Vacation Denied: _____

Ordinance Recorded: Vol. _____ Page. _____ Date: _____

Comments: _____
