

ORDINANCE NO. 2004-131

VACATING APPROXIMATELY .0699 ACRES OF AN ALLEY SOUTH OF FIFTH STREET BETWEEN LOTS 291/292 AND 304

WHEREAS, Beverly Barr has submitted a petition for the vacation of .0699 acres of an alley which is 184.5 feet long and 16.5 feet wide which is south of Fifth Street between lots 291/292 and 304, as described on Exhibit "A" attached hereto, and

WHEREAS, the City of Mason has determined that this real estate is no longer needed for municipal purposes, and

WHEREAS, easements for all existing utilities will be retained in the area of the vacation as described in Exhibit "A".

WHEREAS, this Council is satisfied that there is good cause for vacating the alley and it will not be detrimental to the general interests and ought to be vacated.

BE IT ORDAINED by the Council of the City of Mason, Ohio, six members elected thereto concurring:

Section 1. That the .0699 acres of an alley which is 16.5 feet wide and 184.5 feet long that is located south of Fifth Street between Lots 291/292 and 304, described in the attached "Exhibit "A", which is included herein by reference, be and the same is hereby vacated with title thereto vesting according to law. Exhibit "A" attached hereto vacation plat as submitted to the Planning Commission and approved on October 5, 2004, is hereby approved, subject to the conditions as set forth by the Planning Commission.

Section 2. That the Mayor and Clerk are hereby authorized and directed to execute and cause delivery of any and all documents, if any, which are necessary to properly vest the property in successor owners.


Section 3. That the Clerk is hereby directed to certify a copy of this Ordinance to the County Auditor and the County Recorder.

Section 4. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed this 8th day of November 2004.

Attest:


Clerk of Council


Mayor

11/02/2004