

VILLAGE OF GEORGETOWN, OHIO

ORDINANCE NO. 1232

**ORDINANCE VACATING ALLEY BETWEEN EAST NORTH STREET AND
EAST PLUM STREET AND DECLARING AN EMERGENCY**

WHEREAS, Pursuant to Ohio Revised Code Section §723.04, the Village of Georgetown (the “Village”) wishes to vacate the alley as depicted on the attached Exhibit A and such vacation will not be detrimental to the general interests of the Village; and

WHEREAS, a Vacation Plat attached as Exhibit B has been prepared showing the vacation of the alley; and

WHEREAS, the owner of the Properties that will receive the vacated land as depicted on Exhibit B have consented to this vacation of the alley in the documents attached as Exhibit C; and

WHEREAS, such vacation will not alter, eliminate nor change the Village’s right of way, sidewalks, easements and/or any utilities located within such area to be vacated as set forth in Ohio Revised Code Section 723.041 and 723.08.

BE IT ORDAINED by the Council of the Village of Georgetown, Brown County, Ohio, a two-thirds majority of all members thereof concurring as follows:

Section 1. The alley located on the Properties as more fully depicted in the attached Exhibit A are ordered vacated as depicted on Exhibit B subject to Ohio Revised Code Section 723.041, all subject to the Village’s right of way, sidewalks, easements and/or any utilities located within such areas to be vacated as set forth in Ohio Revised Code Section 723.04 and 723.08.

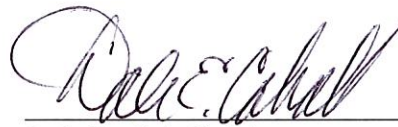
Section 2. The Mayor and/or the Clerk is hereby directed to file the Vacation Plat attached as Exhibit B with the Brown County Auditor’s Office and a certified copy of this Ordinance with attachments with the Brown County Recorder’s Office.

Section 3. Council hereby finds and determines that all formal actions relative to the passage of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4. That this Ordinance is hereby declared to be an emergency measure for the preservation of the public peace, health, safety and general welfare of the Village. The reason for such necessity is that this will allow for the timely sale of one of the parcels. Therefore, provided this emergency Ordinance receives the affirmative vote of two-thirds of all members

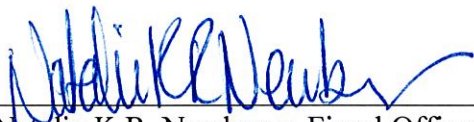
elected to Council, this Ordinance shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

PASSED AND ADOPTED at a legally convened meeting of Council held on the 8th day of November, 2018.

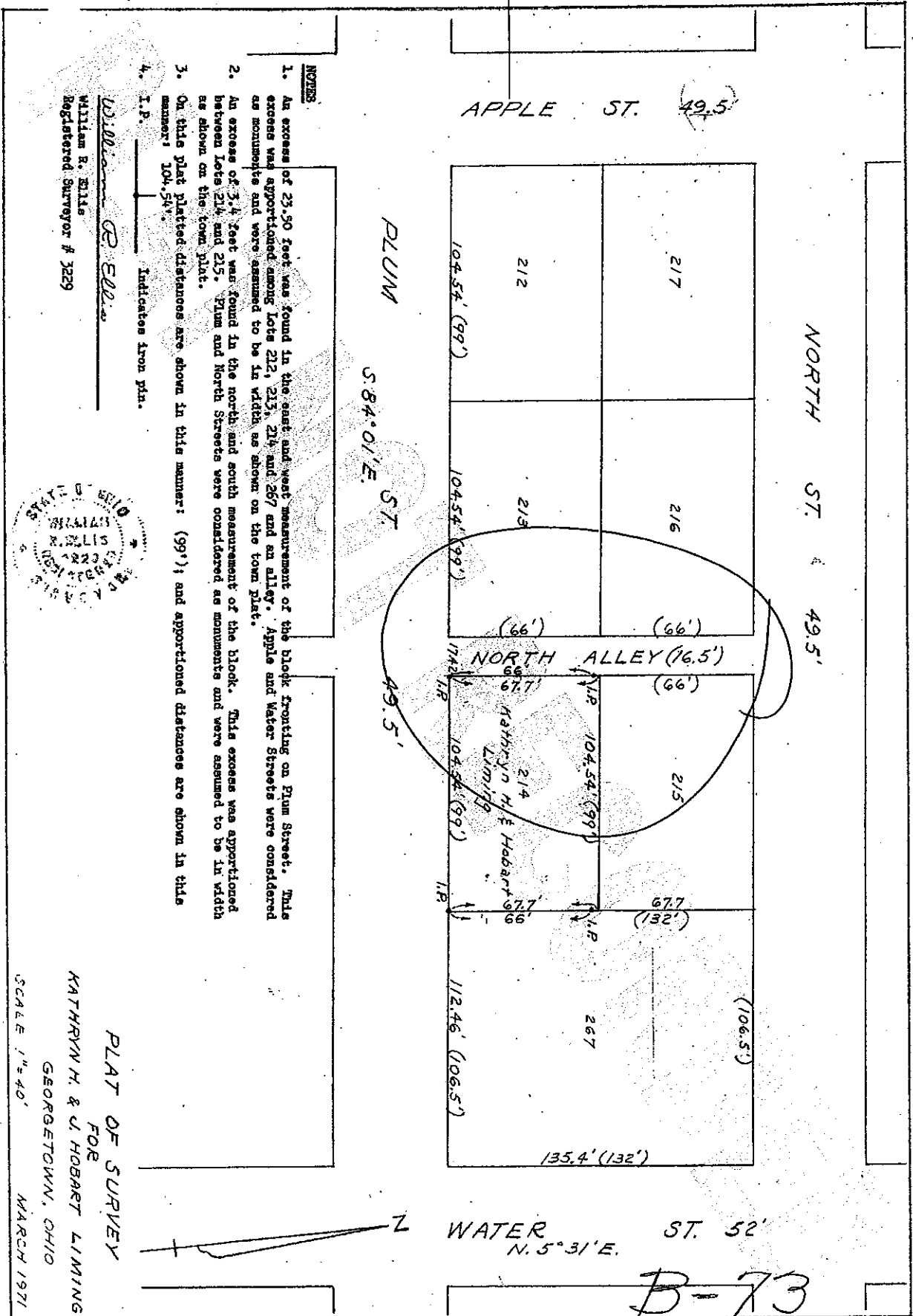


Dale E. Cahall, Mayor

ATTEST:



Natalie K.R. Newberry, Fiscal Officer



NOTES:

1. An excess of 23.50 feet was found in the east and west measurement of the block fronting on Plum Street. This excess was apportioned among lots 212, 213, 214 and 217 and an alley. Apple and Water Streets were considered as monuments and were assumed to be in width as shown on the town plat.
2. An excess of 3.4 feet was found in the north and south measurement of the block. This excess was apportioned between lots 214 and 215. Plum and North Streets were considered as monuments and were assumed to be in width as shown on the town plat.
3. On this plat platted distances are shown in this manner: (99') and apportioned distances are shown in this manner: 104.54'
4. I.P. Indicates iron pin.

W. Williams
 William R. Ellis
 Registered Surveyor # 3229



PLAT OF SURVEY
 FOR
 KATHRYN H. & E. HOBART
 GEORGETOWN, OHIO
 MARCH 1971

SCALE 1"=40'

B-73

Exhibit "B"

Repat - Vacate

Exhibit "C"

CONSENT TO VACATION OF ALLEY

Whereas, the Village of Georgetown wishes to vacate the alley currently platted on the attached Exhibit A, I hereby consent to such alley vacation pursuant to Ohio Revised Code 723.041.

In witness whereof, Garry W. Scott and Linda K. Scott have hereunto set their hands this

7 day of ~~October~~, 2018.
NOVEMBER

GARRY W. SCOTT

Garry W. Scott

LINDA K. SCOTT

Linda K. Scott

Exhibit "C"

CONSENT TO VACATION OF ALLEY

Whereas, the Village of Georgetown wishes to vacate the alley currently platted on the attached Exhibit A, I hereby consent to such alley vacation pursuant to Ohio Revised Code 723.041.

In witness whereof, Michael S. Moore and Connie E. Moore have hereunto set their hands this 11th day of ~~October~~^{November}, 2018.

MICHAEL S. MOORE



CONNIE E. MOORE



Exhibit "C"

CONSENT TO VACATION OF ALLEY

Whereas, the Village of Georgetown wishes to vacate the alley currently platted on the attached Exhibit A, I hereby consent to such alley vacation pursuant to Ohio Revised Code 723.041.

In witness whereof, Joellyn Waits has hereunto set her hand this 7 day of ~~October~~ ^{November},
2018.

JOELLYN WAITS

