

## ORDINANCE NO. 546.

By Mr. Phelps.

To vacate York Avenue from College Avenue to Bexley Drive.

WHEREAS, on August 15, 1873 there was filed in the office of the Recorder of Franklin County, Ohio, and recorded in Plat Book No. 2, Page 278, the Plat of Edward Livingston's Heirs' Subdivision, showing York Avenue extending from College Avenue to Bexley Drive, and

WHEREAS, ever since the filing of said plat, the ground provided for York Avenue between College Avenue and Bexley Drive has never been used as a street, but has been occupied by private individuals, and

WHEREAS, said ground was subsequently platted over, and made into lots June 30th, 1892, and recorded by the plat of George N. Tussing's Subdivision, filed for record in the office of the Recorder of Franklin County, Ohio, in Plat Book 5, page 75, and

WHEREAS, by ordinance No. 296, passed August 23, 1921, the Council of the Village of Bexley approved and accepted the plat of Bexley Drive Subdivision No. 3, which plat did not show or provide for York Avenue or any street as a continuation of York Avenue from College Avenue to Bexley Drive, and

WHEREAS, this body is satisfied that if a street exists at any such location it should be vacated for the reason that it is doubtful, if any claim could be made that such a street exists and for a further reason that such a street is not needed for the public use and that there is good cause for its vacation and that its vacation will not be detrimental to the general interest, and should be made, NOW THEREFORE,

BE IT RESOLVED, by the Council of the Village of Bexley, State of Ohio;

Section 1. That any and all right, title and interest, which the public or the Village of Bexley might have in York Avenue between College Avenue and Bexley Drive, be and the same hereby is vacated.

Section 2. That this ordinance be and remain in force from and after the earliest period allowed by law.

Passed December 9, 1924.

Attest:

S. W. Frederick,

Clerk

S. E. Ludwig,

Mayer

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