

ORDINANCE NO. 61-40

By Mr. O. F. Rehn

To vacate Fulton Street from Euclaire Avenue to Montrose Avenue.

Whereas, on the 30th day of July, 1940, a petition by persons owning lots in the immediate vicinity of Fulton Street from Euclaire Avenue to Montrose Avenue was duly presented to Council praying that said street between the points named be vacated, which petition requested, consented and agreed that the City reserve a ten foot easement therein for the purposes herein-after contained; and notice of the pendency and prayer of said petition has been given as required by law by posting the same in three or more public places, being the places where ordinances are posted for six weeks ending September 18th, 1940, there being no newspaper published in the corporation, and

Whereas, Council upon hearing is satisfied that there is good cause for such vacation as prayed for, that it will not be detrimental to the general interests, and ought to be made,
NOW, THEREFORE:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEILEY, STATE OF OHIO:

Section 1. That Fulton Street from Euclaire Avenue to Montrose Avenue be and the same is hereby vacated; reserving, however, to the City, and public and quasi public corporations now or hereafter holding franchises and permits from the City for the supplying of water, gas, electricity, and telephone service, all necessary easements in, under and over a strip ten feet in width, the center line of which is the center line of said street, for the purpose of sewers, mains, poles, wires and conduits, and for maintaining and keeping them in repair so far as the City may deem to be necessary to supply its inhabitants with public utility service, sewers and drains; provided further that no permanent structure shall be erected over the easement herein reserved.

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

Passed October 8, 1940.

F. H. Bonnet
F. H. Bonnet
President of Council

S. W. Roderick
Attest S. W. Roderick
Clerk

Approved October 8, 1940.

W. A. Schneider
W. A. Schneider
Mayor

I, S. W. Roderick, Auditor of the City of Bexley, Ohio, do hereby certify that there is no newspaper published in said municipality and that publication of the foregoing ordinance was duly made by posting true copies thereof at five of the most public places in said corporation as determined by the Council as follows: Main Street and Parkview Avenue, Main Street and College Avenue, Main Street and Drexel Avenue, Broad Street and Drexel Avenue and Parkview Avenue and Clifton Avenue each for a period of fifteen days commencing on the 9th day of October, 1940.

S. W. Roderick
S. W. Roderick
Auditor of the City of Bexley.