

# RECORD OF ORDINANCE

Date Presented 4/25/2023

Sponsor Mayor Sandine Ordinance No. 22-23 Date Passed May 30, 2023

**AN ORDINANCE VACATING PART OF PLUM ALLEY, NORTH OF WEST NORTH STREET AND SOUTH OF THE CORPORATION LINE, RUNNING GENERALLY NORTH AND SOUTH BETWEEN LOTS 139 AND 140;**

**Whereas**, this Council finds that a petition signed by the owners of all the property abutting upon said street has been presented to this Council praying that said alley be vacated, and

**Whereas**, Council further finds that there is good cause for such vacation of said street as prayed for, that such vacation of the alley will not be detrimental to the general interest and ought to be made, and

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF LITHOPOLIS, FAIRFIELD COUNTY, STATE OF OHIO;**

**Section 1.** That Plum Alley running generally north and south between lots 139 and 140 be hereby vacated on the condition that the owners of the property abutting thereupon shall convey to the Village of Lithopolis, easements for the construction, maintenance and operation of various public utilities, publicly owned and otherwise and said easement shall be reserved by the Village into perpetuity.

**Section 2.** The Village Administrator is hereby instructed to prepare a vacation plat of said alley and the Fiscal Officer is instructed to endorse upon such plat, the action of this Council in vacating such alley and to cause said plat to be recorded in the office of the Recorder of Fairfield County, Ohio.

**Section 3.** The Fiscal Officer is directed to notify the Auditor of Fairfield County of the vacation, by sending him a copy of this ordinance.

**Section 4.** This ordinance shall go into effect at the earliest date provided by law.

Attest/Date: Jacinta Flowers  
Clerk

Signed/Date: [Signature]  
Mayor

Approved as to form: [Signature]  
Jon M. Browning

First Reading 4/25/23 Second Reading 5/9/23

Revised Second Reading \_\_\_\_\_ Third Reading 5/30/23

VOTE FOR 4 AGAINST 0