



ORDINANCE NO. 7-2021

AN ORDINANCE VACATING A 50 FT. RIGHT-OF-WAY AND A 16 FT. ALLEY RIGHT-OF-WAY IN THE WRIGHT AND MANNIX ADDITION TO THE VILLAGE OF ANSONIA, DARKE COUNTY, OHIO AND REPEALING ORDINANCE NO. 3-2020.

The Village of Ansonia previously adopted Ordinance No. 3-2020, and recorded the same in the Darke County Recorder's Office, Miscellaneous Volume 546, Page 2465, on March 10, 2021, which contained a scrivener's error; this Ordinance 7-2021 is adopted and recorded to correct such error.

Whereas, the Village of Ansonia has been petitioned, as required by ORC 723.04, by property owner in the immediate vicinity of the 50 ft. Right-of-Way and 16 ft. alley Right-of-Way praying that the 50 ft. Right-of-Way and 16 ft. alley Right-of-Way be vacated; and

Whereas, the exception to public notice as specified in ORC 723.06 has been met; and

Whereas, the Council of the Village of Ansonia, Ohio, is satisfied that there is good cause for vacating the 50 ft. Right-of-Way and a 16 ft. alley, that it will not be detrimental to the general interests, and that it should be made.

Now, therefore, be it ordained by the Council of the Village of Ansonia, Ohio, that:

SECTION ONE

This Council declares that the Right-of-Way that runs East and West on the South side of lots 378,379,380 and on the North side of lots 393,394 and 395 in the Wright & Mannix subdivision to the Village of Ansonia, also an 16 ft. alley Right-of-Way running east and west from the Northwestern corner of lot 378 running to the Southwestern corner of lot 395 and east of the corporation line in the Wright & Mannix subdivision to the Village of Ansonia, as shown on the attached map marked Exhibit "A", shall be vacated. Said Right-of-Ways are presently unimproved and the petitioner owns all the parcels of land adjacent to the Right-of-Ways.

Said right of ways shall revert to and be wholly owned by the property owner who abuts such Right-of-Ways and who owns the property from which the Right-of-Ways was taken originally.

SECTION TWO

In Consideration for vacating the referenced Right-of-Way, the property owner herein and all subsequent owners of said property, agree to install and maintain a 17-foot-wide concrete driveway from Schlemmer Street westward 90-feet to the eastern property line of the vacated Right-of-Way and further agree to maintain (mow the grass) the remaining unimproved Right-of-Way west of Schlemmer street

SECTION THREE

This Ordinance shall take effect and be in force at the earliest period allowed by law.

TRANSFER NOT NECESSARY Adopted this 7 day of September, 2021.

SEP 15 2021
Carol Lynn
Carol Lynn
AUDITOR DARKE COUNTY, OHIO
Bea Keith
Attest:

Ted Adkins
Ted Adkins, Mayor

Approved as to form:

Travis L. Flichman
Travis L. Flichman, Solicitor

Julie Kimmel
Julie Kimmel, Clerk-Treasurer