

IN THE COUNCIL OF THE VILLAGE OF NEW CONCORD, OHIO

ORDINANCE NO. G-8-08-1

AN ORDINANCE VACATING VARIOUS VILLAGE STREETS AND ALLEYS DESCRIBED HEREIN INCLUDING: COLLEGE PLACE, NORTH LAYTON DRIVE FROM HIGH STREET TO SOUTH STREET AND 200 FEET OF AN UNNAMED ALLEY RUNNING EAST FROM NORTH LAYTON DRIVE. THIRD READING

WHEREAS, the Village of New Concord has received a petition signed by Muskingum College to vacate portions of North Layton Drive, College Place and adjacent alleys; and

WHEREAS, Muskingum College is the only adjoining property owner and has agreed in writing to accept ownership, and;

WHEREAS, vacation of said streets and alleys are consistent with the general interest of the Village and appropriate for the health, safety and welfare of residents of the Village of New Concord.

NOW, THEREFORE, be it ordained by the Council of the Village of New Concord, Ohio that:

Section 1. North Layton Drive, College Place, and the adjacent alley described as set forth herein be and hereby are vacated effective immediately upon the terms and conditions herein set forth;

STREET AND ALLEY VACATIONS

College Place (30' R/W):

The portion of the street to be vacated consists of an area 30 feet wide, bounded on the east by the west line of Layton Drive and extending west for 260 feet to the east line of lands owned by Muskingum College and identified as Muskingum County parcel number 66-27-04-36-000 , containing 0.18 acres, more or less.

Layton Drive (40' R/W):

The portion of the street to be vacated consists of an area 40 feet wide, bounded on the south by the north line of High Street and extending north for 270 feet to the terminus of Layton Drive at the south line of lands owned by Muskingum College (DR 561-393) and identified as Muskingum County parcel number 66-28-02-10-000 and the south line of College Alley, containing 0.24 acres, more or less.

16.5 Foot Alley:

The portion of the un-named alley to be vacated consists of an area 16.5 feet wide, bounded on the west by the east line of Layton Drive and extending east for 166 feet to the west line of Muskingum County parcel number 66-28-02-08-000 extended south, containing 0.06 acres, more or less.

12 Foot Alley:

The portion of the un-named alley to be vacated as depicted in the Re-Plat of E. Morrison Giffen's First Addition to New Concord as recorded in Muskingum County Plat Book 5, Page 61 and consists of an area 12 feet wide, bounded on the north by the south line of South Street and extending south for approximately 338.5 feet to the terminus of said alley, containing 0.09 acres, more or less.

College Alley (12' R/W):

The portion of the alley to be vacated as depicted in the Re-Plat of E. Morrison Giffen's First Addition to New Concord as recorded in Muskingum County Plat Book 5, Page 61, consists of an area 12 feet wide, bounded on the south by the north line of Layton Drive and extending north for approximately 334 feet to the terminus of said alley, containing 0.09 acres, more or less.

College Place (0.18 ac.)

Layton Drive (0.24 ac.)

16.5 Foot Alley (0.06 ac.)

12 Foot Alley: (0.09 ac.)

College Alley: (0.09 ac.)

Total Acreage: (0.66 ac.)

Exceptions

The Village of New Concord reserves easements for all existing utilities, including any water, sewer or other utility lines in the vacated area, and/or to install operate, maintain, repair and replace utilities, and for fire department access, and or public walking paths.

Section 2. That the Village reserves as easement for fire and medical emergency access, to install, operate, maintain, repair and replace walking paths and any water, sewer or other utility lines in the vacated area.

Section 3. That the Mayor or Clerk of this Village be, and there hereby are authorized to approve the plat of the street vacation herein and that such plats shall be submitted to the Muskingum County Engineer for approval, transferred in the office of the County Auditor, and recorded in the Office of the County Recorder pursuant to R.C. 711.39.

Section 4. That this Ordinance shall be in full force and effect at the earliest date permitted by law.

PASSED: August 11, 2008

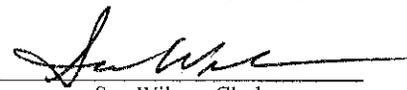

Al Chaffee, President of Council

APPROVED: August 11, 2008


R. Gregory Adams, Mayor

ATTEST: 
Sue Wilson, Clerk/Treasurer

I hereby certify that the above legislation was posted per Ordinance No. L-1-84-1.


Sue Wilson, Clerk