

## ORDINANCE NO. 2014-056

**AN ORDINANCE VACATING CERTAIN ALLEYS AND A PORTION OF WEST FOULKE AVENUE BETWEEN MOREY AVENUE AND CORY STREET (HEREINAFTER REFERRED TO AS THE UNIVERSITY OF FINDLAY FOULKE STREET/ALLEY VACATION) AND DECLARING AN EMERGENCY.**

WHEREAS, petitions have been presented to Council for vacating portions of certain alleys/streets as set forth herein, and;

WHEREAS, Council upon approval and recommendation of such vacations by the Planning Commission of the City of Findlay, Ohio, are satisfied that they will not be detrimental to the general interest and ought to be made, and;

WHEREAS, Ordinance No. 2014-045 through 2014-049 of the Codified Ordinances of the City of Findlay, Ohio received their first reading during the May 20, 2014 City Council meeting. Council is now desirous of combining the aforementioned ordinances into one ordinance, hereinafter referred to as the University of Findlay Foulke Street/Alley vacation, and as a result thereof Ordinance Nos. 2014-045 through 2014-049 are no longer needed.

BE IT ORDAINED by the Council of the City of Findlay, Ohio, two-thirds (2/3) of all members elected thereto concurring:

SECTION 1: That the following described street be and the same hereby is vacated:

Situated in the City of Findlay, County of Hancock and State of Ohio:

Being a portion of West Foulke Avenue between Morey Avenue and Cory Street in the Howard Addition.

SECTION 2: That the following described alley be and the same hereby is vacated:

Situated in the City of Findlay, County of Hancock and State of Ohio:

Being the alley running north and south between West Trenton Avenue and West Foulke Avenue, being the first alley east of Morey Avenue in the Howard Addition.

SECTION 3: That the following described alley be and the same hereby is vacated:

Situated in the City of Findlay, County of Hancock and State of Ohio:

Being the alley running north and south between West Trenton Avenue and West Foulke Avenue, being the second alley east of Morey Avenue in the Howard Addition.

SECTION 4: That the following described alley be and the same hereby is vacated:

Situated in the City of Findlay, County of Hancock and State of Ohio:

Being the alley running north and south between West Trenton Avenue and West Foulke Avenue, being the second alley West of Cory Street in the Howard Addition.

SECTION 5: That the following described alley be and the same hereby is vacated:

Situated in the City of Findlay, County of Hancock and State of Ohio:

Being the alley running north and south between West Trenton Avenue and West Foulke Avenue, being the first alley west of Cory Street in the Howard Addition.

SECTION 6: That Ordinance Nos. 2014-045 through 2014-049, inclusive, of the City of Findlay, Ohio be and the same are hereby incorporated herein.

SECTION 7: That the aforesaid vacations are hereby made subject to the preservation of the public utilities right-of-way, in accordance with the provisions of Ohio Revised Code Section 723.041 including an easement is reserved for all sanitary and/or storm sewer lines in said vacated right-of-way.

SECTION 8: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Ohio, and for the further reason so that the University of Findlay may commence its project construction during this construction season.

WHEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

*James P. Slough*  
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PRESIDENT OF COUNCIL  
*Lydia McHalep*  
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MAYOR

PASSED June 17, 2014

ATTEST Debbie DeVore  
CLERK OF COUNCIL

APPROVED June 17, 2014