

ORDINANCE NO. 2022- 4110

**AN ORDINANCE TO VACATE THE PORTION OF AN ALLEY ABUTTING
OUTLOT 34-60-00-0402-01 AND INLOT 34-50-00-6417-00 IN THE
CITY OF FREMONT, STATE OF OHIO.**

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

SECTION 1. Pursuant to R.C. 711.39 and 723.04 Council finds a petition was signed by the trustees of the property to vacate a portion of an alley which abuts Outlot 34-60-00-0402-01 and Inlot 34-50-00-6417-00 in the City of Fremont, State of Ohio. See attached Exhibit A.

SECTION 2. The Fremont Planning Commission approved said petition on March 8th, 2022.


SECTION 3. Council further finds there is good cause for the vacation of parts of said street and alley as described in Section 1. In addition, the vacation of said parts of the street will not be detrimental to the general interests of the City of Fremont.


SECTION 4. The portion of the alley abutting Outlot 34-60-00-0402-01 and Inlot 34-50-00-6417-00 in the City of Fremont, State of Ohio shall be vacated.

SECTION 5. The City Engineer is hereby instructed to vacate the plats pursuant to Section 4 of this Ordinance. Further, the Clerk of Council is instructed to endorse this action and cause said plats to be recorded with the Recorder of Sandusky County, Ohio.

SECTION 6. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Revised Code of Ohio.

SECTION 7. This ordinance shall take effect and be in force from and after its passage and publication according to law.



Jamie Hafford
President of Council


PASSED: 4-21-2022
Effective date: 4-21-2022
YEAS: 6 NAYS: 0

Robert Gross

Stephanie L. Martin, City Council Clerk

Robert Gross

Daniel R. Sanchez, Mayor

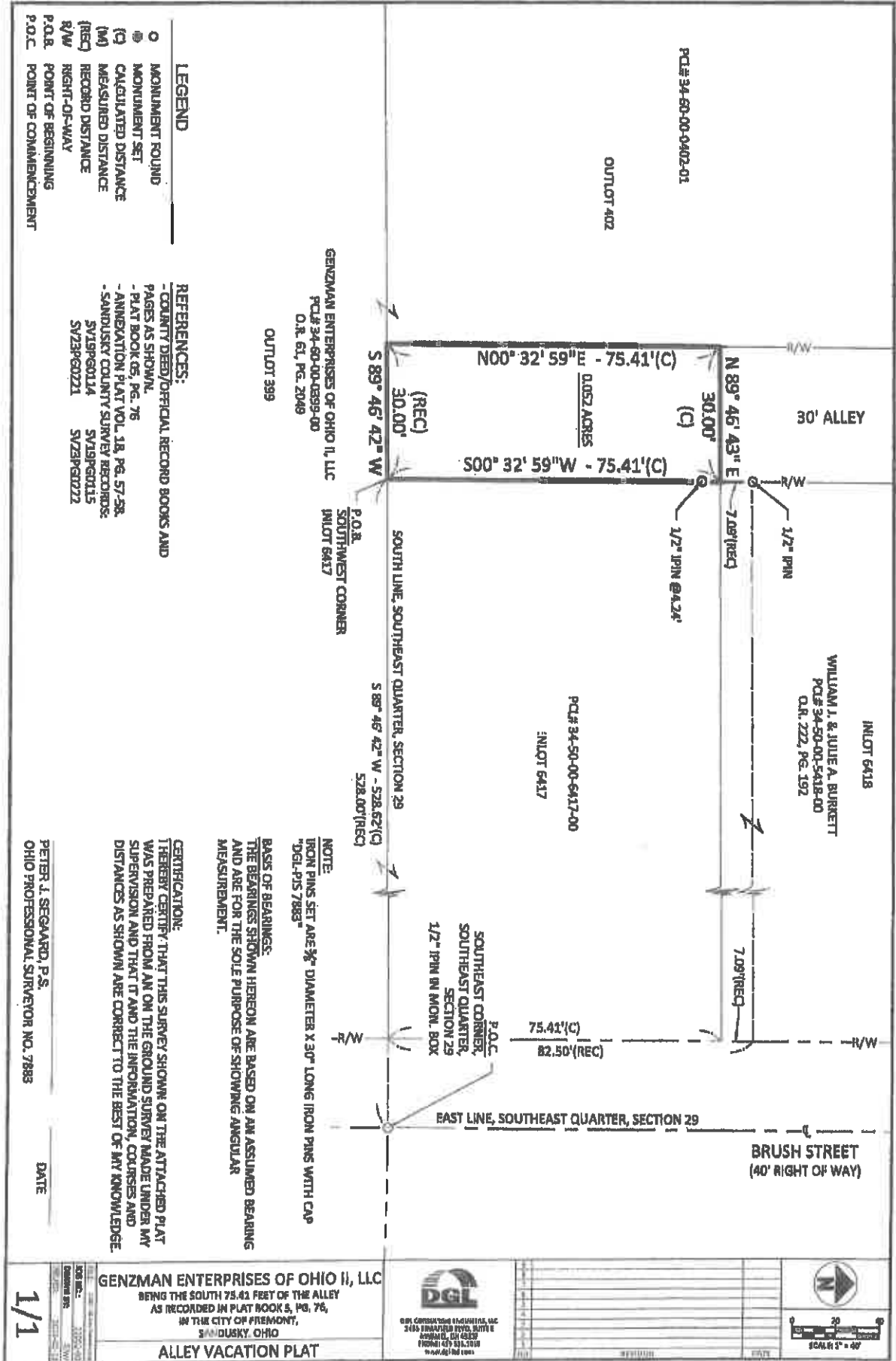
ORDI1294

Approved as to form:

J

James F. Melle, Director of Law
City of Fremont, Ohio

Proposed Vacations





LEGAL DESCRIPTION
For: Genzman Enterprises of Ohio II, LLC

Alley Vacation-0.052 Acres

A parcel of land being a South part of an Alley (30 feet wide) as recorded in Plat Book 05, Page 76 of the Sandusky County Records, in the city of Fremont, Sandusky County, Ohio and being further bounded and described as follows:

Commencing from a 1/2-inch Iron pin in a monument box found marking the Southeast corner of the Southeast Quarter of Section 29, Town 5 North, Range 15 East, also being the Southeasterly corner of Inlot 6417 in the City of Fremont, and being on the centerline of Brush Street (40 feet right of way);

Thence Westerly along the South line of the Southeast Quarter of said Section 29, also being the Southerly line of said Inlot 6417, South 89 degrees 46 minutes 42 seconds West, a distance of 528.62 feet to a point marking the Southwesterly corner of said Inlot 6417, also being the Southeasterly right of way corner of said Alley and the **True Point of Beginning** of the Parcel herein described;

1. Thence continuing Westerly along the South line of the Southeast Quarter of said Section 29, also being the Southerly right of way line of said Alley, South 89 degrees 46 minutes 42 seconds West, a distance of 30.00 feet to the Southwesterly right of way corner of said Alley, also being the Southeasterly corner of Outlot 402 in the City of Fremont;
2. Thence Northerly along the Westerly right of way line of said Alley, also being the Easterly line of said Outlot 402, North 00 degrees 32 minutes 59 seconds East, a distance of 75.41 feet to the intersection of the Westerly extension of the Southerly line of lands now or formerly owned by William J. & Julie A. Burkett through Official Record 222, Page 192 of the Sandusky County Records;
3. Thence Easterly along the Westerly extension of the Southerly line of said Burkett lands, North 89 degrees 46 minutes 43 seconds East, a distance of 30.00 feet to the Southwesterly corner of said Burkett lands, also being on the Easterly right of way line of said Alley, and being on the Westerly line of said Inlot 6417;
4. Thence Southerly along the Easterly right of way line of said Alley, also being the Westerly line of said Inlot 6417, South 00 degrees 32 minutes 59 seconds West, a distance of 75.41 feet to the **True Point of Beginning**, passing over a 1/2-inch Iron pin found at a distance of

4.24 feet, containing in all 0.052 acres of land more or less, subject however to all legal highways and prior easements of record.

The above legal description is based on public and private records and is not based on a land survey, by DGL Consulting Engineers, LLC. and was written and prepared by Peter J. Seggaard, Ohio Professional Surveyor #7883.

NOTE: The bearings in this legal description are based upon an assumed meridian and are used only for the purpose of describing angular measurements.

Date: _____

Peter J. Seggaard, P.S.
Ohio Professional Surveyor #7883
DGL Consulting Engineers, LLC
3455 Briarfield Blvd, Suite E
Maumee, Ohio 43537
Phone: (419)535-1015, Ext 221