

DATE: FEBRUARY 21, 2012

CLERK: MARY BETH BAILEY

MASSILLON CITY COUNCIL  
CITY OF MASSILLON, OHIO  
GLENN E. GAMBER, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 19 - 2012

BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE vacating a portion of State Avenue NW, and declaring an emergency.

WHEREAS, there has been filed with this Council by the owners of all of the lots and lands bounding and abutting upon the alley hereinafter described, a petition requesting that a portion thereafter described be vacated, and

WHEREAS, upon hearing, the Council hereby find that there is good cause for such vacation and that it will not be detrimental to the general interest of this community and that such vacation should be made.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

A request to vacate a 15' wide by 53.92' long public alley lying west of 3<sup>rd</sup> Street NW and north of State Avenue NW, and running in a northerly direction approximately 54' north of State Avenue NW. At its February 8<sup>th</sup>, 2012 meeting the City Planning Commission recommended approval of the following alley vacation request which was also part of a replat of lots No. 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2650, 2651, 10532, 10533, and 9730. The vacation and replat will create a parcel of approximately 5.334 acres in size. There is an existing house and garage structure on this property. The property is zoned I-1 General Industrial. This vacation plat is on file in the City Engineer's Office. The said vacation is hereby approved, adopted and confirmed.

Section 2:

. This Ordinance is hereby declared to be an emergency measure for the immediate preservation of the health, safety, and welfare and for the continued efficient operation of the City of Massillon, Ohio, the portion of the street to be vacated is no longer needed for municipal purposes. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS 19<sup>th</sup> DAY OF March 2012

APPROVED:

Mary Beth Bailey  
MARY BETH BAILEY, CLERK OF COUNCIL

Glenn E. Gamber  
GLENN E. GAMBER, PRESIDENT

APPROVED:

March 20, 2012

Katherine Catazaro Perry  
KATHERINE CATAZARO PERRY, MAYOR

I hereby certify that the foregoing ordinance  
is a true copy of the original, as passed by  
the Council of the City of Massillon, Ohio,  
and approved as noted thereon:

Mary Beth Bailey  
Clerk of Council

Date 3/19/12

15' wide Alley

to be  
vacated



STATE NW

3RD

NW