

WAYNE COUNTY TAX MAP
Initials Scip FILE# 2024-4121
DATE 11/15/2024
IDENT. FB.001

1ST READING - 9/19/24
2ND READING - 10/14/24

ORDINANCE NO. 2024-10

**PARTIAL VACATION OF MCARTHUR STREET, WITHOUT PETITION,
IN THE VILLAGE OF FREDERICKSBURG, WAYNE COUNTY, OHIO**

The Council of the Village of Fredericksburg, Wayne County, Ohio ["Council"] met in regular session on the 9th day of September 2024, with the following members present:

WHEREAS, pursuant to R.C. 723.05, when, in the opinion of the legislative authority, there is good cause for vacating or narrowing a street or alley, or any part thereof, and that such vacation or narrowing will not be detrimental to the general interest, it may, by ordinance and without petition therefor, vacate or narrow such street or alley or any part thereof. The original ordinance or a certified copy thereof shall be recorded in the official records of the county recorder; and

WHEREAS, in the past, the Council, upon landowners' petitions has ordained (Ordinance No. 619 & Ordinance No. 305-4) to partially vacate McArthur Street between Clay Street south to Water Street, Village of Fredericksburg, Wayne County, Ohio (hereinafter called as "Northern McArthur Street"), however, such vacations were never recorded; and

WHEREAS, upon the aforementioned Ohio Revised Code's authorization the Council is now intending to correct the previous course of actions regarding Northern McArthur Street as good cause exists to such.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Village of Fredericksburg, Wayne County, Ohio, the following:

Section 1. The Council is of the opinion that vacating Northern McArthur Street won't be detrimental to the general interest due to the two separate past intentions of the Council and the existence of other good cause.

Section 2. The Council, without petition and via this Ordinance, hereby vacated McArthur Street between Clay Street south to Water Street, Village of Fredericksburg, Wayne County, Ohio as depicted in Exhibit A attached hereto and incorporated herein by reference which vacation operates as a revocation of the acceptance thereof by the Council but the right of way and easement therein of any lot owner shall not be impaired by such order.

Section 3. The Council hereby directs its Fiscal Officer to record a certified copy of this Ordinance with the Wayne County Recorder's Office.

Section 4. It is hereby declared that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of the Council which resulted in passage of this Ordinance were taken in meetings open to the public, in full compliance with the requirements of Ohio Revised Code Section 121.22.

This Conveyance has been examined and the
Grantor has complied with Section 319.202
Of the Revised Code.

FEE \$
EXEMPT

RUSSELL ROBERTSON, County Auditor

AMT. PD \$3.00 DATE 11/15/24
RUSSELL ROBERTSON, AUDITOR

JoAnna Hatten DEPUTY
JoAnna Hatten

202400010915 11/15/2024 11:13 AM
Filed for Record in WAYNE County, Ohio
Jane Carmichael Rec Fees: \$50.00
VACT OR Vol 34 Pgs 194 - 197

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Section 5. All the above recitals are hereby incorporated into this Ordinance.

First Reading: 9/9/2024

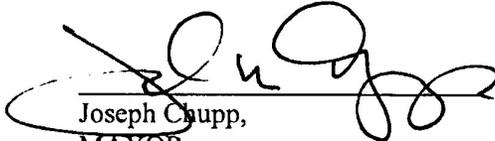
Second Reading: 10/14/2024

Third Reading: 11/11/2024

Upon the Third Reading, MELISSA SIDLE moved to adopt the foregoing Ordinance. BARB YUTZY moved to second the motion. On the roll being called the vote resulted as follows:

| | |
|---------------|---------------|
| Lucas Martin | <u>YES</u> |
| Jenny Reed | <u>YES</u> |
| Emma Pfeifer | <u> </u> |
| Melissa Sidle | <u>YES</u> |
| Jean Spencer | <u> </u> |
| Barb Yutzy | <u>YES</u> |

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



 Joseph Chupp,
 MAYOR

ATTEST:

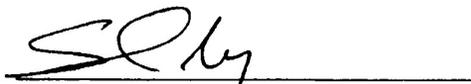


 Shawn McKelvey
 FISCAL OFFICER

CERTIFICATION OF PUBLICATION

I, Shawn McKelvey, Fiscal Officer of the council of the Village of Fredericksburg, Ohio do hereby certify that I have posted copies of this Ordinance in five (5) public places as selected by the Council of the Village of Fredericksburg for a period of not less than fifteen (15) days prior to the effective date thereof.

Date: 11/11/2024

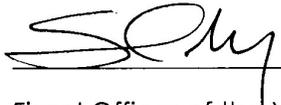


 Shawn McKelvey
 FISCAL OFFICER

CERTIFICATE

I, Shawn McKelvey, Fiscal Officer of the Village of Fredericksburg in said County, and in whose custody the files, journals, and records are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing Resolution 2024-10 is taken and copied from the original Resolution 2024-10 now on file with said Village, that the foregoing Resolution 2024-10 has been compared by me with the said original and that the same is a true and correct copy thereof.

Witness my signature, this 11th day of November, 2024



Fiscal Officer of the Village of Fredericksburg
Wayne County, Ohio



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BK 34 PG 197