

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

WAYNE COUNTY TAX MAP
Initials SDP FILE# 2024-4123
DATE 11/15/2024
IDENT. FB.001

ORDINANCE NO. 2024-11

**VACATION OF THE SO-CALLED BALLPARK ALLEYS 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, it has come to the Council's attention that certain alleys, hereinafter called as the "Ballpark Alleys" in the Village of Fredericksburg, depicted in Exhibit A attached hereto and incorporate herein as such, have not been in use for public travel and certain portions thereof are sitting on the existing softball field and being used for recreational activities.

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 the aforementioned Ballpark Alleys won't be detrimental to the general interest due to (1) they are not being used for public travel and (2) certain portions thereof are sitting on the existing softball field being used for recreational activities.

Section 2. The Council, without petition and via this ordinance, hereby determined to vacate the Ballpark Alleys as depicted in Exhibit A 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.

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

202400010916 11/15/2024 11:13 AM
Filed for Record in WAYNE County, Ohio
Jane Carmichael Rec Fees: \$50.00
VACT OR Vol 34 Pgs 198 - 201

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 \$5.00 DATE 11/15/24
RUSSELL ROBERTSON, AUDITOR
JoAnna Hatter DEPUTY
JoAnna Hatter



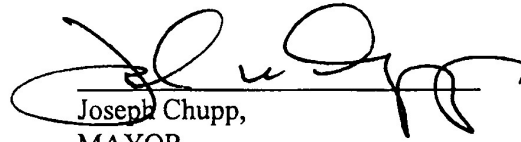
202400010916
BK 34 PG 199

First Reading: 9/9/2024
Second Reading: 10/14/2024
Third Reading: 11/11/2024

Upon the Third Reading, LUCAS MARTIN moved to adopt the foregoing Ordinance. MELISSA SIDLE 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:

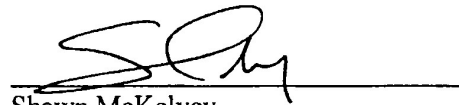


Shawn McKelvey
FISCAL OFFICER

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

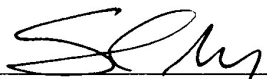


Shawn McKelvey
FISCAL OFFICER

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 2024-11 is taken and copied from the original Resolution 2024-11 now on file with said Village, that the foregoing Resolution 2024-11 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



202400010916
BK 34 PG 201