

ORDINANCE NO.: 2019-05
SPONSOR: MAYOR NEUGEBAUER
INTRODUCED: MARCH 26, 2019 **ASSIGNED TO:** _____

AN ORDINANCE VACATING MT. PLEASANT ROAD, AND DECLARING AN EMERGENCY.

WHEREAS, Revised Code §723.05 permits a City to vacate a street or alley, upon a finding by the legislative authority that such vacation will not be detrimental to the general interest; and

WHEREAS, at its regularly scheduled meeting on February 20, 2019, the City of Green Planning and Zoning Commission made a favorable recommendation of the plat to vacate Mt. Pleasant Road by a vote of 5 - 0; and

WHEREAS, the southern portion of Mt. Pleasant Road is in the process of being vacated by Stark County; and

WHEREAS, the vacated Mt. Pleasant Road will revert to the ownership of the Akron Canton Regional Airport Authority and facilitate the development of a hanger/office complex for Castle Aviation, which was reviewed by the Planning & Zoning Commission at the March 20, 2019 meeting; and

WHEREAS, an easement will remain over the vacated right-of-way for existing utilities; and

WHEREAS, the Planning and Zoning Commission filed with the Clerk of Council a copy of the proposed plat to vacate Mt. Pleasant Road; and

WHEREAS, the vacation of this roadway will not landlock the abutting property, which will maintain access through a public right-of-way.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, AND STATE OF OHIO, THAT:

SECTION ONE:

Green City Council approves the Vacation Plat, attached as Exhibit "A". Green City Council specifically finds and determines that the vacation of Mt. Pleasant Road will not be detrimental to the general interest of the City of Green.

SECTION TWO:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in open meeting of this Council and any deliberations of this City and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION THREE:

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety, and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take

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effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: _____

Molly Kapeluck, Clerk of Council

Bob Young, Council President

APPROVED: _____, 2019

Gerard M. Neugebauer, Mayor

ON ROLL CALL:	Babbitt	Dyer	Humphrey	Shaughnessy
	Speight	Yeargin	Young	

Suburbanite publication on _____ and _____

Molly Kapeluck, Clerk of Council

03/21/2019 Approved as to form and content by William Chris, Interim Director of Law _____