

**ORDINANCE NO.:** 2021-02  
**SPONSOR:** MAYOR NEUGEBAUER  
**INTRODUCED:** FEBRUARY 09, 2021      **ASSIGNED TO:** \_\_\_\_\_

**AN ORDINANCE VACATING MARATHON ALLEY.**

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 January 20, 2021, the City of Green Planning and Zoning Commission made a favorable recommendation of the plat to vacate Marathon Alley by a vote of 4-1; and

WHEREAS, a utility easement will be established in place of the vacated alley to permit legal access to any existing or proposed utility lines within the easement area; and

WHEREAS, the Planning and Zoning Commission filed with the Clerk of Council a copy of the proposed plat to vacate Marathon Alley; and

WHEREAS, the vacation of this alley will not land lock any abutting property owner and all abutting property owners will maintain access to a public right-of-way; and

WHEREAS, the current, abutting property owners to Marathon Alley, to wit: Wilma J. Teague, Trustee and PNC Bank, have provided written notice approving the vacation plat; and

WHEREAS, legal notice of the vacation of this alley has been published in a newspaper of general circulation.

**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 Marathon Alley 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.

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**Ordinance 2021-02**

ADOPTED: \_\_\_\_\_

\_\_\_\_\_  
Nichole Baldinger, Clerk of Council

\_\_\_\_\_  
Rocco Yeargin, Council President

APPROVED: \_\_\_\_\_, 2021

\_\_\_\_\_  
Gerard M. Neugebauer, Mayor

ENACTED EFFECTIVE: \_\_\_\_\_, 2021

ON ROLL CALL:	Babbitt	Brandenburg	DeVitis	France
	Meager	Shaughnessy	Yeargin	

*Suburbanite* publication on \_\_\_\_\_ and \_\_\_\_\_

\_\_\_\_\_  
Nichole Baldinger, Clerk of Council

02/04/2021 Approved as to form and content by Lisa Carey Dean, Director of Law \_\_\_\_\_