

Farquhar Av.

ORDINANCE NO. 3605

Received
NOV 13 1995

VACATING A STREET

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILMINGTON,
STATE OF OHIO:

Section 1. Council finds that a Petition to Vacate Street was presented to the Planning Commission by Erik Parker, Glenda Parker, Richard Bracht and Sue Babb. Said Planning Commission has recommended that the following described street be vacated:

Farquhar Avenue Extended, described as follows:

Starting at a point at the southeast corner of the Assembly of God Church property (pipe found on accompanying Exhibit A) and extending on a line N 5° 00' E 416.00 feet to a point at the northeast corner of the Assembly of God Church property (pipe found), then extending on a line S 87° 00" E. 14.0' to a point, then extending along a line S 5° 21' 28" W 416.10 feet, then extending along a line N 87° 00' W. 11.4 feet back to the point of origin. The described property contains 0.121 acres, more or less.

Section 2. Council held a public hearing on said street vacating on September 7, 1995.

Section 3. Council finds that there is good cause for vacating said street, that it will not be detrimental to the general interest, and that the said vacation of the street should occur.

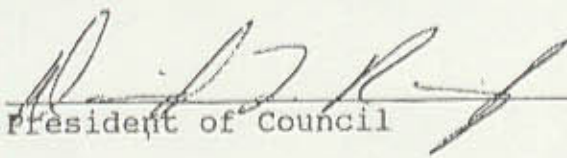
Section 4. Said street is hereby vacated.

Section 5. The City Engineer is hereby instructed to notify the County Tax Map Office of said street vacation by sending that Office a copy of this ordinance.


Section 6. The Clerk of Council is directed to notify the Auditor of Clinton County of the vacation, by sending her a copy of this ordinance.

Section 7. That this ordinance shall be in full force and effect from and after the earliest period allowed by law.

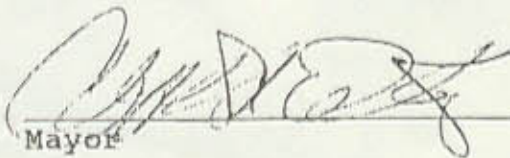
Passed this 5th day of October, 1995.


President of Council

ATTEST:


Clerk of Council

Approved by me this 5th day of October, 1995.


Mayor

OFFICE OF THE
PROSECUTING ATTORNEY
CLINTON COUNTY, OHIO



William E. Peelle
PROSECUTING ATTORNEY
CLINTON COUNTY, OHIO

March 26, 1996

Assistant Prosecutors:

Richard W. Moyer

Cathleen Chaney

Chad L. Carey

Deborah S. Quigley

Geoffrey J. Bradley

Thayne D. Gray

Margaret Watters
Tax Map Department
46 S. South Street
Wilmington, Ohio 45177

RE: Vacation of Farquar Avenue
Extension

Investigator:

William R. Hidy

Dear Peggy:

You recently asked this office to advise you how the property which formerly lay in the now vacated Farquar Avenue extension should be allocated on the Auditor's tax records.

After having reviewed the relevant statutory provisions and case decisions, I have determined that the former Farquar Avenue extension should be allocated to the adjoining property owners up to the center line of the former street. None of the former street should be allocated to the Wilmington City Schools Board of Education which owns the property where the former street deadends.

If you have any further questions concerning this matter, do not hesitate to contact me.

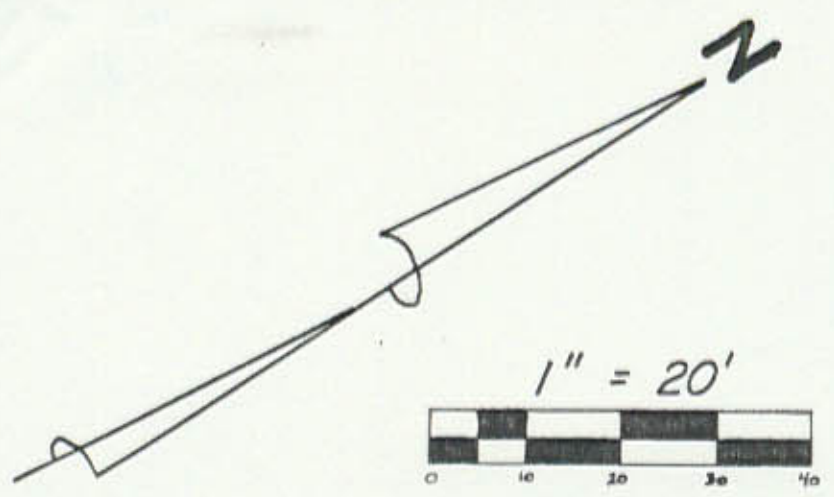
Very truly yours,

Thayne D. Gray

TDG/111

69 NORTH SOUTH STREET, SUITE 200, WILMINGTON, OHIO 45177

PHONE: (513) 382-4559 FAX: (513) 382-6278



ASSEMBLY OF
GOD CHURCH
DB. 162 PG. 18
1.10 AC.

BOARD OF EDUCATION
OF WILMINGTON CITY
SCHOOL DISTRICT

PAVED

CHURCH
BUILDING

ASSEMBLY OF
GOD CHURCH
OR. 49 PG. 456
0.442 AC.

PAVED

FRAME
GARAGE

LOCUST

FARQUHAR
AVENUE

STREET

ERIK LEIGH &
GLENDA FAYE PARKER
D.B. 264 PG. 260

Parkers Prop.
0.32 ac.

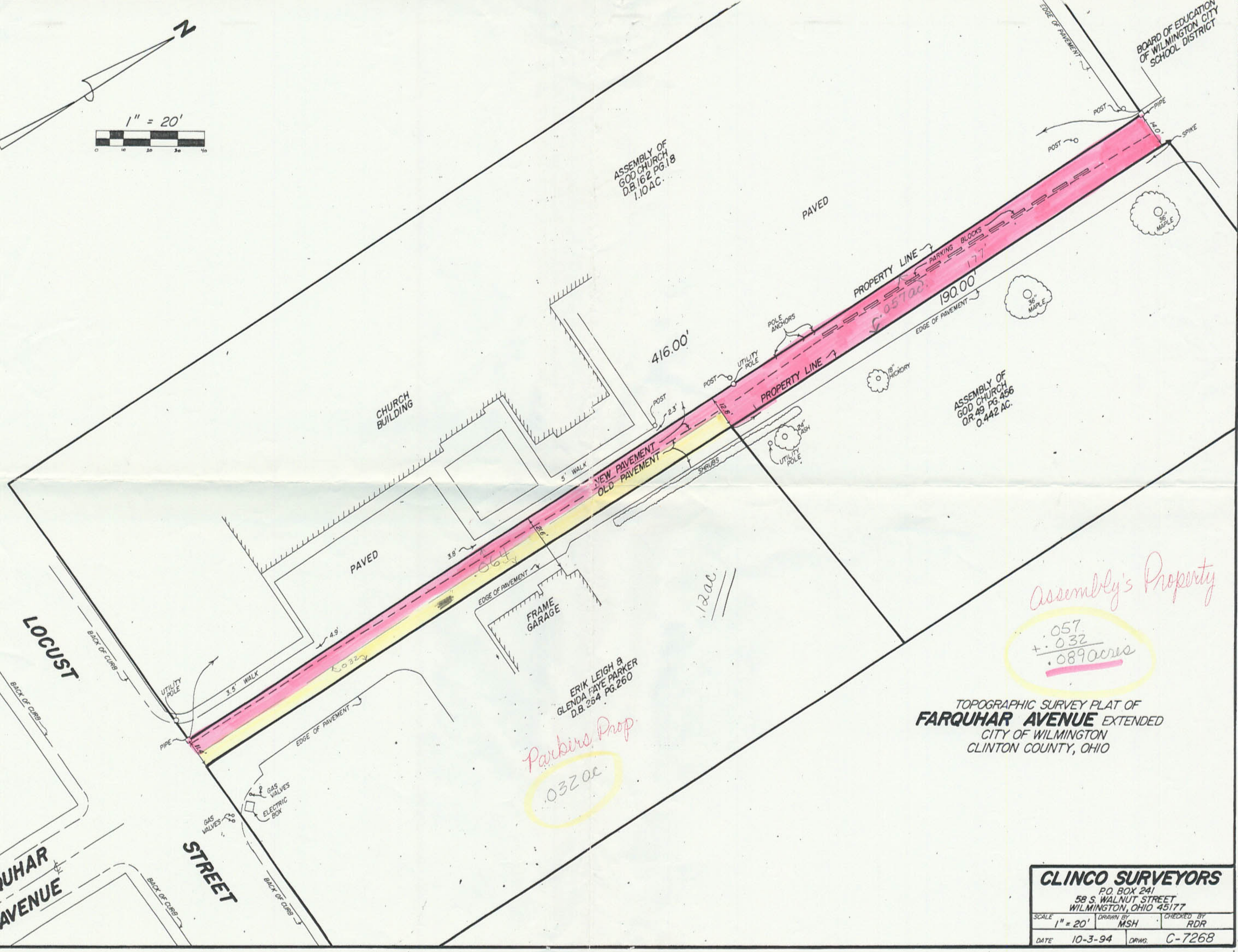
Assembly's Property

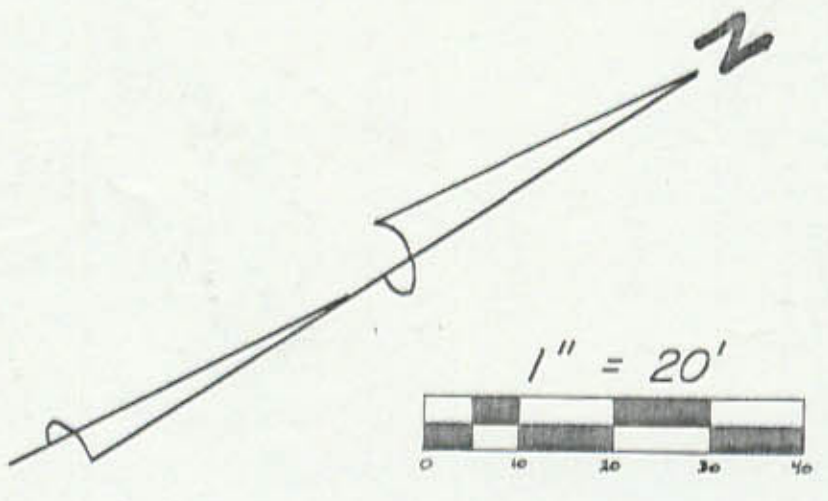
0.057
+ 0.032
0.089 acres

TOPOGRAPHIC SURVEY PLAT OF
FARQUHAR AVENUE EXTENDED
CITY OF WILMINGTON
CLINTON COUNTY, OHIO

CLINCO SURVEYORS
P.O. BOX 241
58 S. WALNUT STREET
WILMINGTON, OHIO 45177

SCALE 1" = 20'	DRAWN BY MSH	CHECKED BY RDR
DATE 10-3-94	DRWG. C-7268	





ASSEMBLY OF
GOD CHURCH
D.B. 162 PG. 18
1.10 AC.

BOARD OF EDUCATION
OF WILMINGTON CITY
SCHOOL DISTRICT

ASSEMBLY OF
GOD CHURCH
OR 49 PG. 456
0.442 AC.

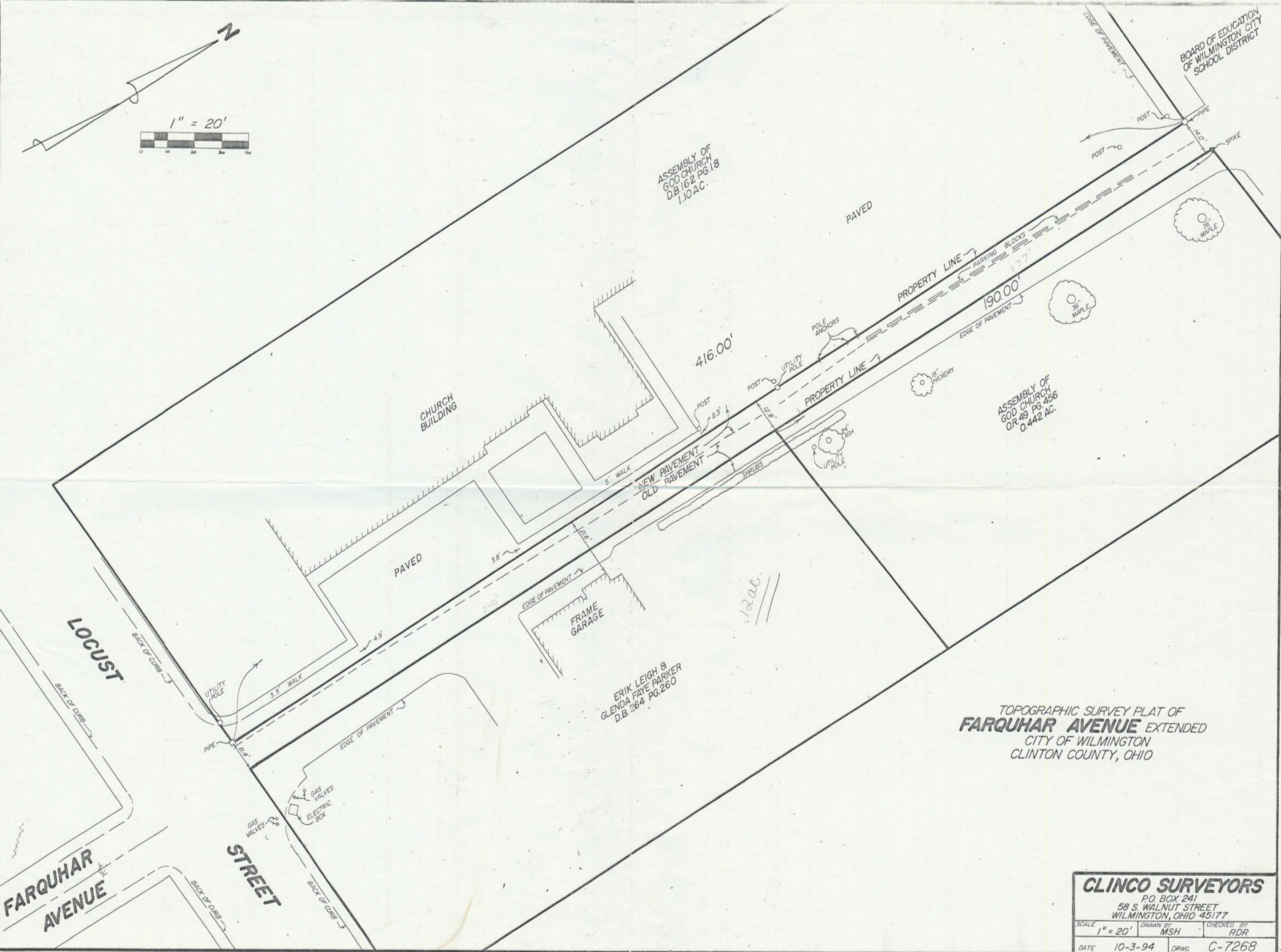
ERIK LEIGH &
GLENDA FAYE PARKER
D.B. 264 PG. 260

1.2 AC.

TOPOGRAPHIC SURVEY PLAT OF
FARQUHAR AVENUE EXTENDED
CITY OF WILMINGTON
CLINTON COUNTY, OHIO

CLINCO SURVEYORS
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58 S. WALNUT STREET
WILMINGTON, OHIO 45177

SCALE 1" = 20'	DRAWN BY MSH	CHECKED BY RDR
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ORDINANCE

(*Amended*)

3606