

North Canton City Council
Street and Alley Committee

ORDINANCE 45 - 2021

An ordinance authorizing the vacation of a portion of Alley Number 37 from the North Right-Of-way of Church Street SW North to Alley Number 8, a portion of Alley Number 61 from the North Right-Of-Way of Church Street SW North to the North line of City Lot Number 606, and all of Alley Number 8 from the West Right-Of-Way of South Main Street West to Alley Number 37 located within the corporate limits of the City of North Canton.

WHEREAS, on June 7, 2021, the Office of City Council received complete and proper petitions executed by all persons owning lands abutting said alleys requesting the vacation of said alleys, granting their consent for the proposed division of lands to be vacated, and thereby waiving the requirement for publication of notice as specified in Ohio Revised Code Sections 723.06 and 723.07; and

WHEREAS, City Council has submitted the vacation request to the North Canton Planning Commission for comment and has duly held a public hearing before City Council on June 14, 2021; and

WHEREAS, City Council is hereby satisfied that there is good cause for such vacation as requested and that such vacation shall not be detrimental to the general interest of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That a portion of Alley Number 37 from the North Right-Of-way of Church Street SW North to Alley Number 8, a portion of Alley Number 61 from the North Right-Of-Way of Church Street SW North to the North line of City Lot Number 606, and all of Alley Number 8 from the West Right-Of-Way of South Main Street West to Alley Number 37 located within the corporate limits of the City of North Canton be, and is hereby, vacated in accordance with the vacation plat attached hereto and incorporated herein as "Exhibit A".
- Section 2. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, it shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 3. That this ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Passed in Council this 28th day of June, 2021.

Attest: Benjamin R. Young
Benjamin R. Young, Clerk of Council

Stephan B. Wilder
Stephan B. Wilder, Mayor

Signed on: June 28, 2021

REVISIONS

--	--	--	--	--	--	--

Gelb Surveying, LLC
PROFESSIONAL LAND SURVEYING SERVICES
1876 Vanover Dr #4320
North Canton, OH 44705
PH: 330-703-1616

VACATION PLAT
LOCATED IN THE CITY OF NORTH CANTON
STARK COUNTY, OHIO
ALLEY NO. 37, ALLEY NO. 61 & ALLEY NO. 8

DRAWN BY: JED
DATE: JUNE 2021
SHEET: 1 OF 1
PROJECT: 21144

VACATION PLAT
of
A PORTION OF ALLEY No. 37
From the North Right-Of-Way of Church Street SW
North to the Alley No. 8

A PORTION OF ALLEY No. 61
From the North Right-Of-Way of Church Street SW
North to the North line of City Lot Number 606
ALL OF ALLEY No. 8
From the West Right-Of-Way of South Main Street
West to Alley No. 37

**AS LOCATED IN THE CITY OF NORTH CANTON,
STARK COUNTY, OHIO**

I HEREBY CERTIFY THAT THIS IS A CORRECT PLAT OF THE VACATION OF A PORTION OF ALLEY No. 37, A PORTION OF ALLEY No. 61 AND ALL OF ALLEY No. 8 IN THE CITY OF NORTH CANTON, OHIO AS SHOWN HEREON THIS _____ DAY OF _____ 20____. CERTIFICATION OF OWNERSHIP OF PROPERTIES ARE BASED ON PUBLIC RECORDS AS OF DATE OF THIS SURVEY.

JEROLD E. GELB
REGISTERED SURVEYOR NO. 67725

I HEREBY CERTIFY THAT THE VACATION OF A PORTION OF ALLEY No. 37, A PORTION OF ALLEY No. 61 AND ALL OF ALLEY No. 8 AS DESCRIBED ABOVE, IN THE CITY OF NORTH CANTON, OHIO WAS VACATED BY ORDINANCE No. _____ THIS _____ DAY OF _____ 20____ AND IS RECORDED IN _____ ORDINANCE RECORD BOOK Vol. _____ PAGE _____

CLERK OF COUNCIL
BENJAMIN R. YOUNG

APPROVED AND GIVEN LOT NUMBERS THIS _____ DAY OF _____ 20____

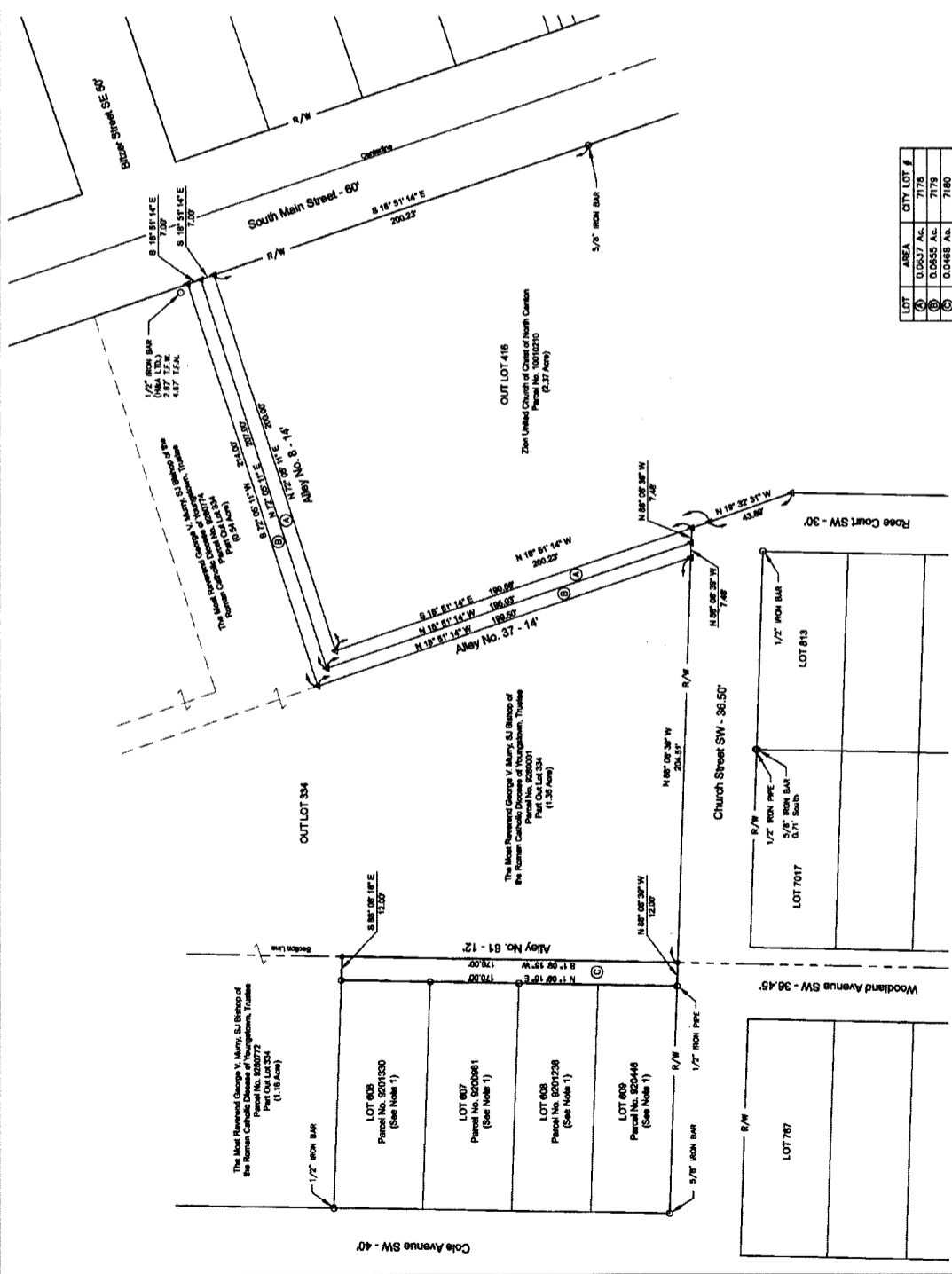
NORTH CANTON CITY ENGINEER
ROBERT GRAHAM, PE

ENTERED FOR TRANSFER THIS _____ DAY OF _____ 20____

STARK COUNTY AUDITOR
ALAN HAROLD

RECEIVED FOR RECORD THIS _____ DAY OF _____ 20____
RECORDED IN _____

STARK COUNTY RECORDER
JAMIE WALTERS



LOT	AREA	CITY LOT #
①	0.0637 AC.	7175
②	0.0655 AC.	7179
③	0.0468 AC.	7180

NOTE 1:
NORTH CANTON CITY LOTS No. 606, 607, 608 & 609 ARE ALL OWNED BY THE MOST REVEREND GEORGE V. MURPHY, SJ BISHOP OF THE ROMAN CATHOLIC DIOCESE OF TOUNGSTOWN, TRUSTEE.

UTILITY NOTE:
IN COMPLIANCE WITH SECTION 723.041 OF THE OHIO REVISED CODE, AN EASEMENT FOR UTILITIES IS RESERVED TO THE CITY OF NORTH CANTON, OHIO FOR ANY UNLAWFULLY LOCATED UTILITY WITHIN THE LIMITS OF A VACATED PUBLIC ROADWAY.

LEGEND OF SYMBOLS AND ABBREVIATIONS

- R/W — RIGHT-OF-WAY LINE
- 5/8" IRON BAR WITH GEB CAP SET
- IRON BAR/PIPE FOUND AS NOTED
- ▲ MAG SPIKE SET
- △ MAG SPIKE FOUND

PERTINENT DOCUMENTS
R.L.No. 2003/0760068801
R.L.No. 2019/04630015104

REFERENCE DIRECTION
THE STARK COUNTY GEODETIC REFERENCE SYSTEM POINTS USED AS REFERENCE STATIONS TO ESTABLISH THE DATUM ARE DESIGNATED AS NAD 83 & NAD 2011.

ALL BEARINGS SHOWN ARE REFERENCED TO GRID NORTH. ALL DIMENSIONS SHOWN ARE GROUND DISTANCES. TO OBTAIN A GRID DISTANCE, MULTIPLY THE GROUND DISTANCE BY THE PROJECT COMBINED FACTOR OF 0.99989929.