

AN ORDINANCE AMENDING ORDINANCE 15-2004 WHICH ADOPTED A POLICY AND SET PROCEDURES FOR THE VACATION OF VILLAGE STREETS, ALLEYS, AND RIGHT-OF-WAYS

WHEREAS, on April 19, 2004 Village Council approved Ordinance 15-2004 which established a policy and set the procedures for the vacation of Village streets, alleys, and right-of-ways in Brewster, and

WHEREAS, Brewster Village Council desires that the policy and the procedures for such vacations be modified to provide a better approach to the processing of said vacations.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF BREWSTER, THAT:

SECTION 1: The language in Section 150.01 of the Brewster Codified Ordinances shall be modified to reflect the following:

150.01 - THE POLICY AND PROCEDURE FOR THE VACATION OF ALLEYS, STREETS AND RIGHT-OF-WAYS:

(A) The Policy and Procedures for the Vacation of Alleys, Streets, and Right-of-ways attached hereto, is hereby adopted as the official policy and procedures to be followed in the cases of property owners requests for the vacation of Alleys, Streets, and Right-of-ways

(B)

1. For each alley, street and right-of-way vacation petition for which no notice is required in accordance with Ohio Revised Code Section 723.06, a non-refundable fee of \$ 50.00 shall be collected from the petitioner, to compensate the Village for its expenses in processing the petition.
2. For each alley, street and right-of-way vacation petition for which notice is required in accordance with Ohio Revised Code Section 723.07, a non-refundable fee of \$ 1050.00 shall be collected from the petitioner, to compensate the Village for its expenses in processing the petition.
3. The foregoing non-refundable fees may be modified by Brewster Village Council by Motion from time to time to reflect the true cost of processing the vacation petition.

(C) The petitioner is responsible for completing and for the expenses of the required drawings, surveying, deed preparation, recording, and legal documentation in the event that the petition is approved by Brewster Village Council and the alley, street, or right-of-way is to be vacated. The petitioner shall complete the foregoing steps and have the vacation recorded with the Stark County Recorder within six (6) months after approval by Village Council, or the vacation shall be null and void.

SECTION 2: This ordinance shall be in full force and effect at the earliest date provided by law.

Mayor Michael E. Schwab

ATTEST:

Village Clerk Treasurer K. Kris King

CERTIFICATE

I, K. Kris King, hereby certify that the above is a true copy of an ordinance passed at a regular meeting of the Brewster Village Council held on September 18, 2017

Clerk K. Kris King

I, K. Kris King, Clerk of the Council of the Village of Brewster, State of Ohio, do hereby certify that there is no newspaper printed in said municipality and that publication of the foregoing ordinance was duly made by posting true copies thereof at five of the most public places in said corporation as determined by Council as follows: Office of Brewster Utilities, Belloni's IGA, Brewster Federal Credit Union, Post Office and Brewster Laundromat.

Clerk K. Kris King

Brewster, Ohio