

VILLAGE OF YELLOW SPRINGS, OHIO
ORDINANCE 2025-05

**APPROVING A RIGHT OF WAY VACATION REQUEST TO VACATE ONE ALLEY OFF OF
LIVERMORE STREET**

Whereas, the Village has received a petition from Antioch College Corporation to vacate the right of way of an alley along Livermore Street; and

Whereas, Planning Commission for the Village of Yellow Springs conducted a public hearing on said petition on January 14, 2025 in accordance with the Village of Yellow Springs Codified Ordinances Section 1224.02; and

Whereas, Planning Commission and Village Staff have recommended approval of the petition to vacate the identified alley segment,

NOW, THEREFORE, COUNCIL FOR THE VILLAGE OF YELLOW SPRINGS, OHIO HEREBY ORDAINS THAT:

Section 1. Village Council shall hold first reading of this Ordinance on February 3, 2025. Following first reading, Village Council directs the Clerk of Council to advertise this Ordinance and a public hearing regarding same at least ten days prior to second reading and public hearing which is scheduled for February 18, 2025. Village Council also directs the Clerk to send written notification of this Ordinance to all abutting property owners prior to second reading.

Section 2. The Village does hereby vacate any interest it has or may have had in the subject right of way as set forth in Exhibit "A" and depicted in Exhibit "B" attached hereto and incorporated herein.

Section 3. The Clerk of Council shall cause this vacation to be officially recorded at the Greene County Recorder's Office thirty days after adoption of this Ordinance. The Village Manager is authorized to execute any documents to effect the vacation of the alley as described above.

Section 4. This ordinance shall take effect and be in full force at the earliest date permitted by law.

Signed: _____

Gavin DeVore Leonard, Vice President of Council

Passed: 3-3-2025

Attest: _____

Judy Kintner, Clerk of Council

Roll Call:

Stokes_RECUSED_

DeVore Leonard_Y__

Housh_Y_

Brown_ABSENT__

Gustafson_Y__

EXHIBIT A to
Ordinance 2025-05
LEGAL DESCRIPTION

SITUATE IN SECTION 20, TOWN 4, RANGE 8, VILLAGE OF YELLOW SPRINGS,
GREENE COUNTY, OHIO AND BEING MORE FULLY DESCRIBED AS FOLLOWS:

Beginning at a Mag nail found at the northeast corner of Lot 10 of the Antioch College Corp. Plat as shown on Plat Book 37, Page 169B-177B and being at the intersection of the south right- of-way line of an existing 15-foot alley and the west right-of-way line of Livermore Street;

thence, North $86^{\circ}03'51''$ West, 150.00 feet, along the south right-of-way line of said existing 15- foot alley and the north line of said Lot 10 to a point;

thence, North $03^{\circ}56'09''$ East, 15.00 feet, to a point at the southwest corner of Lot 9 of said Antioch College Corp. Plat and being on the north right-of-way line of said existing 15-foot alley;

thence, South $86^{\circ}03'51''$ East, 150.00 feet, along the south line of said Lot 9 and the north right- of-way line of said existing 15-foot alley to a point on the west right-of-way line of Livermore Street;

thence, South $03^{\circ}56'09''$ West, 15.00 feet, along the west right-of-way line of Livermore Street to the place of beginning.

Containing 0.052 acres more or less and all being subject to any legal highways and easements of record. The bearings are based on NAD 83 CORS 2011 adjustment, Ohio South Zone, ODOT VRS CORS Network.



Wesley D. Goubeaux, PS #8254

A handwritten signature in blue ink, appearing to read "Wesley D. Goubeaux", written over a horizontal line.

The above description was prepared by Wesley D. Goubeaux, Ohio Professional Surveyor Number 8254, based on a field survey performed under his direct supervision and dated December 13, 2024. For a pictorial representation, see attached Exhibit "B".

12/13/2024

Exhibit B to Ordinance 2025-05

