

REQUESTED BY: CITY MANAGER, SCOTT BAUER

DATE OF FIRST READING: 4-16-2024 WAIVE RULES?  YES  NO  
FINAL ACTION DATE: 4-16-2024 VOTE:  YES  NO

SUSPENSION OF TWO  
READING RULE:

YES	NO
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>ABSENT</u>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>6</u>	<u>0</u>

DENISE LINGO  
ROBERT PARSONS  
JOE ROETTING  
KISHA DOSA  
CORDEL GEORGE  
PAUL YOUNG III  
PEGGY RISSEL  
TOTALS

ADOPTION OF  
ORDINANCE:

YES	NO
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>ABSENT</u>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>6</u>	<u>0</u>

### ORDINANCE NO. 24-2041

#### AN ORDINANCE VACATING AN ALLEY LOCATED BETWEEN 7401 BERNARD AVENUE AND 7367 BERNARD AVENUE

**WHEREAS**, Ohio Revised Code Section 723.05 allows a legislative authority of a municipal corporation to vacate or narrow a street or alley, or any part thereof, as long as there is good cause for such vacation and narrowing and it is not detrimental to the general interest; and

**WHEREAS**, the Council of the City of Mt. Healthy finds there is good cause for the vacation of the alley which exists between 7401 Bernard Avenue and 7367 Bernard Avenue which contains no underground public utilities.

**NOW THEREFORE**, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MT. HEALTHY, STATE OF OHIO:

**Section 1.** The City Council of the City of Mt. Healthy finds there is good cause to hereby vacate the east/west alley located between 7401 Bernard Avenue and 7367 more particularly described and shown as detailed in Exhibit "A" attached hereto.

**Section 2.** The City Council of the City of Mt. Healthy finds that such vacation is of the east/west alley located between 7401 Bernard Avenue and 7367 more particularly described and shown as detailed in Exhibit "A" attached hereto will not be detrimental to the general interest of the City.

**Section 3.** That Council finds and determines that all formal actions relative to the passage of this Ordinance were taken in an open meeting and that all deliberations of Council which resulted in the passage of this Ordinance were taken in meetings open to the public, in full compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

**J. T. KING & CO. INC.**  
**CIVIL ENGINEERS-LAND SURVEYORS**

9200 Montgomery Road, Suite 21-B

Cincinnati, Ohio 45242-7714

Telephone (513) 793-7667

www.jtking.com

Principal:  
J. Timothy King, PE-PS

Lee C. Nordloh, PS  
Emeritus

February 23, 2024

Mr. Roger Bruckner  
7367 Bernard Avenue  
Cincinnati OH 45231

Subj: VACATION PLAT & LEGAL DESCRIPTIONS

Ref: PLEASANT STREET

Job No.: 24034-S

Mr. Bruckner:

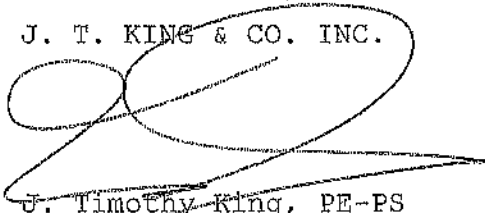
Enclosed for your use and as per your request are two (2) prints of our Vacation Plat for a portion of Pleasant Street. Also enclosed are one (1) copy each of the two (2) Legal Descriptions associated with this Plat.

We have the field work scheduled for the last week of February.

Should you have any questions regarding this matter, please feel free to contact me at your convenience. Thank you.

Sincerely,

J. T. KING & CO. INC.



J. Timothy King, PE-PS  
President

JTK/cr

Encl: documents

File: BRUCKNER, ROGER, 7367 BERNARD AVENUE, 24034-S.BLL



Passed this 16<sup>th</sup> day of April, 2024.

Stan Bittner  
President of Council

Attest: Sara Edwards  
Clerk of Council

Approved this 16<sup>th</sup> day of April, 2024.

James Moody  
Mayor

Approved as to form:



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Scott A. Sollmann (0081476)  
5300 Socialville Foster Rd., Suite 200  
Mason, OH 45040  
(513) 707-4249  
City of Mt. Healthy Law Director