

# RECORD OF ORDINANCES

Ordinance No. 2007-21Passed NOVEMBER 6, 2007

## AN ORDINANCE CONFIRMING AND RATIFYING THE JANUARY 7, 1919 VACATION OF A PART OF SUMMIT STREET (NOW KNOWN AS MCKINLEY STREET) AND A PART OF ORCHARD STREET, AND DECLARING IT AN EMERGENCY.

**WHEREAS**, on January 7, 1919, the Council of the Village of Brookville passed an ordinance that provided for vacation of Summit Street (now known as McKinley Street) from the rear of Lot No. 129 to the intersection of Summit and Orchard Streets, and that part of Orchard Street between a line connecting the south part of Lot No. 135 to a line connecting the north part of Lot No. 147 to the north part of Lot No. 128. A copy of a summary of the minutes from the January 7, 1919 meeting is attached hereto as Exhibit "A"; and

**WHEREAS**, a copy of this Ordinance passed on January 7, 1919 has not been found in the records of the City of Brookville and Montgomery County, Ohio; and

**WHEREAS**, Montgomery County Engineering has requested that this Ordinance No. 2007-21 be passed to provide an official record of said street vacation and an ordinance number for said street vacation; and

**WHEREAS**, Ordinance No. 2007-21 is now passed to confirm and ratify the action taken by the Council of the Village of Brookville on January 7, 1919.

### **NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROOKVILLE, OHIO THAT:**

#### **SECTION I:**

The Council hereby ratifies and confirms the January 7, 1919 vacation of a part of Summit Street (now known as McKinley Street) from the rear of Lot No. 129 to the intersection of Summit and Orchard Streets and that part of Orchard Street between a line connecting the south part of Lot No. 135 to a line connecting the north part of Lot No. 147 to the north part of Lot No. 128, said vacated area being more particularly described in Exhibit "B" attached hereto and incorporated herein by reference.

#### **SECTION II:**

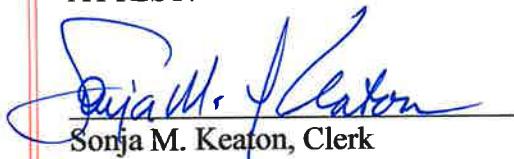
A certified copy of this Ordinance and plat of this street vacation shall be filed with the office of the Montgomery County Recorder, and a copy of this Ordinance shall be submitted to the office of the Montgomery County Auditor.

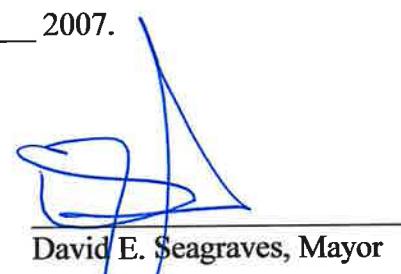
#### **SECTION III:**

This Ordinance is hereby declared to be an emergency measure to preserve the public peace, health, safety and welfare of the citizens of the City of Brookville to authorize the immediate vacation of this street and thereby permit the Brookville Local Schools to proceed with re-platting of their Hill Street property. This Ordinance shall take effect immediately upon passage of this Ordinance as provided by the Charter of the City of Brookville.

PASSED this 6th day of November 2007.

ATTEST:

  
Sonja M. Keaton, Clerk

  
David E. Seagraves, Mayor

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

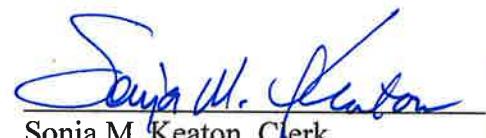
Form No. 30043

Ordinance No. 2007-21

Passed NOVEMBER 6, 20 07

## CERTIFICATE

The undersigned, Clerk of the City of Brookville, Ohio, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 2007-21, passed by the Council of the City of Brookville, Ohio, on the 6th day of November 2007.



Sonja M. Keaton, Clerk

## CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2007-21 was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the 7th day of November 2007 to the 7th day of December 2007, both days inclusive.



Sonja M. Keaton, Clerk

Jan., 1919

The school Question: It has come to my notice several times this week that there is some talk of another school house in B. As a taxpayer, I am in favor of building a good one this time.

To the Residents of the B. Consolidated District: From the B. of Ed. We have 478 pupils. The Normal School is being held in the rest room at the new building. We have manual training, domestic science and art. We need a new building since the new district was formed. A new building can be erected for about \$50,000. We need a new building or at least a temporary building of 4 rooms. What should we do?

Letter from a patron of the school: Need for indoor toilets in a new building or in the basement of the old.

SOSIAH

School Notes: Board Members: Jesse Fuls, Clarence Somers, H.C. Roller, Charles Prass, Herman S. Fox (3 from the country and 2 from town).

Number of teachers is 18. Largest number of pupils in one room 75. Number in the Normal school is 10. Number of children hauled to school each day 220.

School Wagon Accident:

Yesterday evening a traction car struck the school wagon driven by Ora Lentz at the Salem Street crossing. The body of the wagon was injured but otherwise little damage was done.

School board visited schools at West Manchester, New Paris, Brandt, Tippecanoe City (Best), we feel we need a building costing at least \$70,000 to \$80,000.

Letter from Ralph Baker, Sophomore, description of old school building, and need for new one.

NEW McKELEY

Ord.: Summit Street from the rear of lot No. 129 to the intersection of Summit and Orchard Streets and that part of Orchard street between a line connecting the south part of lot No. 135 to a line connecting the north part of lot No. 147 to the north part of lot No. 128, be and the same is hereby vacated.

WAS IT SANFORD &amp; MARSHALL BLACK

HECK  
MARCH  
1960

New Post Office Location: The Post Office Department has ordered a new location for the B. Post Office and it will be changed to a room in the Citizens Bank Building. The Citizens Bank has remodeled the rooms in the building opening on Mulberry street, next to the Star Office, and has installed a complete set of fixtures. The new office presents a handsome appearance and B. can take pride in its post office. The new quarters will be opened to the public next Sat, Feb. 1.

Kenneth Moorehead, son of Daniel, of Clayton is numbered among the missing since Oct.

Melvin Stauffer is very ill at his home on Maple Street.

Elevator Sold: The grain elevator of Albert Schlientz has been sold by that gentleman to John A. Klepinger, of Vandalia.

Pastime Theatre: Yesterday, war pictures meant tragedy. Today, they mean entertainment, come and see "America's Answer".

Oyster supper in the room adjoining Wolfe's Bakery.

Two cases of smallpox are reported in B. One case is Arthur Norris, living on Pyrmont St. near the bridge. The other case is Mrs. Burns, living near the power house.

Shower for Mrs. Josephine (Somers) Hepner.

CHESTER ARTHUR HAM

Feb., 1919

MICHAEL

Pioneer Lady Passes Away-Mrs. Catherine Hay, mother of A.E., Arthur, Allen dies at 75.

EARL

Letter from 1911 Graduate calls for need for 90,000. new school building. (William Heaton on Maple)

NO RECORD?

Letter from Supt.: Some people think that the material of the old school building should be used in the construction of one large building to accommodate all the children. The law forbids the tearing down of building unless provision is made for the school to continue while the new building is being erected. This could not be done. Such argument means a new location- nothing else. The old buildings are too valuable to tear down. The board plans to erect a Modern High School Building that will accommodate 350 pupils, and an auditorium for about 900. All the argument seems to favor our present location.

School Exhibit to be held in the room formerly occupied by the McCabe Tin Shop. Levi Zumbrun has kindly donated us the use of this room.

300 visited the manual training and domestic science display on Market St.

Board of Ed. plans to use the old building for the grade school and the new building if passed for the high school.

Oct. 1

To see Geo. W. Brumbaugh in regard to a dumping ground.

Oct. 15 63

Nov. 6

Held on this date because of election held on Nov. 5 in the council room.

Nov. 19

Dec. 3

Pet. by the school board to council to take such action to vacate that portion of Orchard st  
which lies between the lots now owned by the board of Education. So that said part of said st.  
y became a part of the school play ground. To officially accept Maple st.

Dec. 17

O. E. Baker resigns. A. A. Michael put in. Ira Pierson Marshall paid 25. and Fire Marshall  
25. same.

Dec. 26

Detrick paid 5,332.90 for Maple st improvement.

Jan. 7, 1919

Isaac N. Hay made st. comm. Ord. to vacate a portion of Orchard and Summit.

Jan. 21

Feb. 4

Suggestion of Theo. Detwiler that a change be made in the grade on Sycamore at or near Oak st.  
H. L. Steck paid 2.25 for 3 bales of fodder for Art Norris. Fire run to Pat Sipe paid to Robt.  
Lucas, Cliff Lock, Robt. Lehman 450 cents each.

## **Exhibit B**

