

ORDINANCE NO. 42-98

AN ORDINANCE CHANGING THE NAME OF A CERTAIN STREET (A PORTION OF INDUSTRIAL DRIVE) PURSUANT TO THE PROVISIONS OF ORC 723.05

Whereas, the construction of the overpass over U.S. Rt. 24 in the vicinity of Independence and Industrial Drive and the vacation and construction of certain portions of streets related thereto, there now exist two (2) streets within the corporation limits that have the same name to wit: Industrial Drive; and,

Whereas, in order to eliminate confusion for members of the motoring public and therefore provide a more rational scheme of traffic control, a name change in an existing street is required; and,

Whereas, O. R.C. 723.05 authorizes the legislative authority of a municipal corporation to change the name of any such street, when such condition exists, so as to leave only one (1) to be designated by the original name; **Therefore**,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:

Section 1. That, the newly constructed portion of the street from the point where Independence Drive intersects Industrial Drive heading northeast until it intersects County Road 12, shall be changed from the name of "Industrial Drive" to "Independence Drive"; moreover, "Industrial Drive" from St. Rt. 424 heading north to the end of the corporate limits shall continue to be named "Industrial Drive".

Section 2. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Ordinance were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

Section 3. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

Section 4. That, upon passage, this Ordinance shall take effect at the earliest time permitted by law.

Passed:

May 18, 1998

Michael J. DeWit
Michael J. DeWit, Council President


Approved:

5/18/98

Donald M. Stange
Donald M. Stange, Mayor

VOTE ON PASSAGE 6 Yea 0 Nay 0 Abstain

Attest:


Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 42-98 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, 19 _____; & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances Of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.

Gregory J. Heath, Clerk/Finance Director

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