

City of Cincinnati

CHM
AWG/EESW

An Ordinance No. 174 - 2022

AUTHORIZING the City Manager to execute a plat entitled *E-0036-Q Vacation Plat* to release and quitclaim a portion of a public utility easement held by the City of Cincinnati for the use and benefit of Greater Cincinnati Water Works for a water main and associated appurtenances located in and upon certain real property located in the Saunders Subdivision in Hyde Park.

WHEREAS, pursuant to (i) a plat recorded in Plat Book 150, Pages 15-16, Hamilton County, Ohio Recorder's Office, (ii) a plat recorded in Plat Book 171, Pages 8-9, Hamilton County, Ohio Recorder's Office, and (iii) an instrument recorded in Deed Book 3684, Page 512, Hamilton County, Ohio Recorder's Office, the City of Cincinnati is the holder of a public utility easement for a water main and associated appurtenances (the "Water Main Easement") in and upon certain real property more particularly identified as Hamilton County, Ohio Auditor's Parcel ID No. 0046-0A01-0121, being a part of Lot 1 in the Saunders Subdivision, as recorded in Plat Book 150, Pages 15-16, Hamilton County, Ohio Records (the "Property"); and

WHEREAS, the owner of the Property, Phidippides Holding, LLC, a Florida limited liability company ("Petitioner"), has petitioned for the City to release and quitclaim its rights and interests in a portion of the Water Main Easement, as depicted on a plat entitled *E-0036-Q Vacation Plat* attached to this ordinance as Attachment A and incorporated herein by reference (the "Vacation Plat"); and

WHEREAS, the City Manager, upon consultation with Greater Cincinnati Water Works, has determined that the portion of the Water Main Easement requested by Petitioner to be released is not needed for any municipal purposes and therefore recommends the release of same; and

WHEREAS, the Vacation Plat has been examined and approved as to its technical features by the Greater Cincinnati Water Works Chief Engineer, who has found it to be correct; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the City Manager is hereby authorized to execute a plat entitled *E-0036-Q Vacation Plat* to release and quitclaim a portion of a public utility easement held by the City of Cincinnati for the use and benefit of Greater Cincinnati Water Works for a water main and associated appurtenances located in and upon certain real property more particularly identified as Hamilton County, Ohio Auditor's Parcel ID No. 0046-0A01-0121, being a part of Lot 1 in the

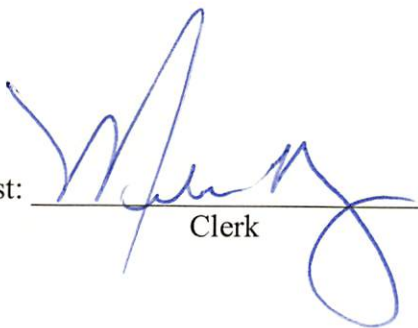
Saunders Subdivision in Hyde Park, as recorded in Plat Book 150, Pages 15-16, Hamilton County, Ohio Records (the "Water Main Easement").

Section 2. That the Water Main Easement is not needed for any municipal purpose.

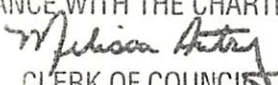
Section 3. That the City Manager and other City officials are authorized to take all necessary and proper actions to carry out the provisions of this ordinance, including without limitation executing any and all ancillary agreements, plats, and other documents.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: June 23, 2022

Attest: 
Clerk


Aftab Pureval, Mayor

I HEREBY CERTIFY THAT ORDINANCE NO 174-2022
WAS PUBLISHED IN THE CITY BULLETIN
IN ACCORDANCE WITH THE CHARTER ON 7-5-2022

CLERK OF COUNCIL