

AUTHORIZING the City Manager to execute a plat entitled *Water Main Easement Vacation Plat E-679-Q* 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 J. Eggleston Military Survey No. 609, Anderson Township, Hamilton County, Ohio.

WHEREAS, pursuant to a plat recorded in Plat Book 386, Pages 75-76, 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 ("Easement") in and upon certain real property more particularly identified as Hamilton County, Ohio Auditor's Parcel ID No. 500-0202-0214-00 ("Property"); and

WHEREAS, the owner of the Property, Kroger Limited Partnership I, an Ohio limited partnership ("Petitioner"), has petitioned for the City to release and quitclaim its rights and interests in a portion of the Easement, as depicted on a plat entitled *Water Main Easement Vacation Plat E-679-Q* attached to this ordinance as Attachment A and incorporated herein by reference ("Vacation Plat"); and

WHEREAS, the City Manager, upon consultation with Greater Cincinnati Water Works, has determined that the portion of the 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 *Water Main Easement Vacation Plat E-679-Q* to release and quitclaim a portion of a public utility easement granted to the City of Cincinnati pursuant to a plat recorded in Plat Book 386, Pages 75-76, Hamilton County, Ohio Recorder's Office, for the use and benefit of Greater Cincinnati Water Works for a water main and associated appurtenances ("Easement") located in and upon certain real property more particularly identified as Hamilton County, Ohio Auditor's Parcel ID No.

500-0202-0214-00 (“Property”).

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: _____, 2023

Aftab Pureval, Mayor

Attest: _____
Clerk