

City of Cincinnati
An Ordinance No. _____

CHM
AWG/ESW
- 2022

ACCEPTING AND CONFIRMING the dedication to public use of approximately 0.0609 acres of real property in Linwood to be included as a portion of Eastern Avenue public right-of-way for street purposes in the Stoehr Subdivision in accordance with the plat entitled “Stoehr Subdivision.”

WHEREAS, 4785 Eastern Avenue, LLC (“Dedicator”) by and through its managing partner, Elizabeth Stoehr, has dedicated to public use approximately 0.0609 acres of real property in Linwood to be included as a portion of Eastern Avenue public right-of-way for street purposes in the Stoehr Subdivision (the “Dedication Property”) by a plat entitled “Stoehr Subdivision,” attached to this ordinance as Attachment A and incorporated herein by reference (the “Dedication Plat”); and

WHEREAS, Alexander R. Foxx, Esq., a reputable attorney practicing in Hamilton County, Ohio, has provided an Attorney’s Certificate of Title dated May 23, 2022, certifying that Dedicator holds title to the Dedication Property in fee simple, with full power to convey, free and clear of all encumbrances, including real estate taxes and assessments (or that satisfactory provision for Dedicator’s payment of real estate taxes and assessments has been made); and

WHEREAS, the office of the City Engineer has examined and checked the Dedication Plat as to its technical features and found it to be correct; and

WHEREAS, the City Planning Commission, at its meeting on November 5, 2021, approved the dedication of the Dedication Property to public use as public right-of-way for street purposes; and

WHEREAS, based on the foregoing, the City Manager, upon consultation with the City’s Department of Transportation and Engineering, recommends that Council accept and confirm the dedication of the Dedication Property as a portion of Eastern Avenue public right-of-way for street purposes; now, therefore,

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

Section 1. That the dedication to public use of an approximately 0.0609-acre portion of real property in Linwood as a portion of Eastern Avenue public right-of-way for street purposes in the Stoehr Subdivision, as depicted on the plat entitled “Stoehr Subdivision” (the “Dedication Plat”), which Dedication Plat is attached hereto as Attachment A and incorporated herein by reference, is hereby accepted and confirmed.

Section 2. That the proper City officials are hereby authorized to take all necessary and proper actions to carry out the terms of this ordinance, including without limitation execution of all necessary real estate documents.

Section 3. That the City Solicitor shall cause an authenticated copy of the Dedication Plat and this ordinance to be filed with the Hamilton County, Ohio Auditor's Office and recorded in the Hamilton County, Ohio Recorder's Office.

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

Passed: _____, 2022

Aftab Pureval, Mayor

Attest: _____
Clerk