



# City of Cincinnati

801 Plum Street  
Cincinnati, Ohio 45202

## CALENDAR

### Cincinnati City Council

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Wednesday, March 3, 2021

2:00 PM

Council Chambers, Room 300

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REVISED

ROLL CALL

PRAYER AND PLEDGE OF ALLEGIANCE

FILING OF THE JOURNAL

**MAYOR CRANLEY**

**OTR South Special Improvement District (SID) Board**

1. [202100812](#) **APPOINTMENT**, submitted by Mayor John Cranley, I hereby appoint Christian Gill to the OTR South Special Improvement District (SID) Board for a team of four years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Male/AA)

**Recommendation** CONFIRM

**Sponsors:** Mayor

2. [202100820](#) **APPOINTMENT**, submitted by Mayor John Cranley, I hereby appoint Tammie Scott to the OTR South Special Improvement District (SID) Board for a team of four years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules. (Female/AA)

**Recommendation** CONFIRM

**Sponsors:** Mayor

**MS. KEARNEY**

**MS. SUNDERMANN**

**MS. KEATING**

3. [202100860](#) **RESOLUTION**, submitted by Councilmember Kearney, Sundermann and Keating, **RECOGNIZING** March 8, 2021 as International Women's Day in the City of Cincinnati and the entirety of the month of March 2021 as Women's History Month.

**Recommendation** PASS

**Sponsors:** Kearney, Sundermann and Keating

**MR. MANN**

4. [202100906](#) **MOTION**, submitted by Councilmember Mann, **WE MOVE** that the City make a secondary name change to Hatch Street, between Loudon and Wareham Streets to Pat Berry Way. (STATEMENT ATTACHED).

**Recommendation** NEIGHBORHOODS COMMITTEE

**Sponsors:** Mann

**MR. SMITHERMAN**

**MS. KEARNEY**

**MR. GOODIN**

**MS. SUNDERMANN**

**MS. KEATING**

5. [202100887](#) **MOTION**, submitted by Vice Mayor Smitherman, Councilmember Kearney, Keating, Goodin and Sundermann, **WE MOVE** that Councilmember Jan-Michele Kearney be appointed as a member of the Economic Growth and Zoning Committee.

**Recommendation** MAJOR PROJECTS AND SMART GOVERNMENT COMMITTEE

**Sponsors:** Smitherman, Kearney, Keating, Sundermann and Goodin

**MS. SUNDERMANN**

6. [202100898](#) **RESOLUTION**, submitted by Councilmember Sundermann, from Andrew W. Garth, City Solicitor, **RECOGNIZING** David M. DeVillers for his distinguished public career in law enforcement in the U.S. Attorney's Office for the Southern District of Ohio, culminating in his appointment as the U.S. Attorney for the Southern District of Ohio.

**Recommendation** PASS

**Sponsors:** Sundermann

**MS. SUNDERMANN**

**MS. KEARNEY**

**MR. GOODIN**

**MR. SMITHERMAN**

**MS. KEATING**

7. [202100867](#) **MOTION**, submitted by Councilmember Sundermann, Kearney, Goodin, Keating and Vice Mayor Smitherman, **WE MOVE** that the Administration provide a report on funding options for an Urban League of Greater Southwestern Ohio pilot youth mentoring program - HOPE, OPPORTUNITY, CHOICES AND CONSEQUENCES (H.O.C.C.) ACADEMY - for the upcoming summer to be part of the currently city-funded Community Police Partnering

Center. (STATEMENT ATTACHED)

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** Sundermann, Goodin, Smitherman, Kearney and Keating

## CITY MANAGER

8. [202100828](#) **REPORT**, dated 3/3/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for CIRCLE HOSPITALITY GROUP II, DBA COMFORT STATION, 793 E. McMillan Street, Cincinnati, Ohio 45206. (#1514055, D5J, D6, TRANSFER) [Objections: NONE]
- Recommendation** FILE
- Sponsors:** City Manager
9. [202100829](#) **REPORT**, dated 3/3/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for CHRISTY KNUTSON, 3092 Colerain Avenue, Cincinnati, Ohio 45225. (#4741625, D5J, NEW) [Objections: YES]
- Recommendation** FILE
- Sponsors:** City Manager
10. [202100830](#) **REPORT**, dated 3/3/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for FOUR SEASONS MARINA INC, DBA FOUR SEASONS FUEL DOCK, 4609 Kellogg Avenue, Bldg 2 & Gas Dock, Cincinnati, Ohio 45226. (#28462790015, C1, C2, D6, TRANSFER) [Objections: NONE]
- Recommendation** FILE
- Sponsors:** City Manager
11. [202100831](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 3/3/2021, **AUTHORIZING** the City Manager to execute a *Second Amendment to Water Service Agreement* and a *First Amendment to Interlocal Cooperative Agreement*, each among the City of Cincinnati, Boone-Florence Water Commission, the Boone County Water District, and the City of Florence, Kentucky, to extend the terms of the existing agreements by five years to 2033.
- Recommendation**  
BUDGET AND FINANCE COMMITTEE
- Sponsors:** City Manager
12. [202100832](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 3/3/2021, **AUTHORIZING** the City Manager to accept and appropriate State of Ohio Capital Budget in the amount of \$80,000 as authorized by Senate Bill 310, Ohio Department of Natural Resources, Parks and Recreation Improvement Fund 7035, Appropriation Item C725E2, "Local Parks, Recreation, and Conservation Projects" into existing capital improvement program project account no. 980x203x182019, "Stanbery Park Pavilion - State of Ohio Capital"; and further **AUTHORIZING** the Finance Director to deposit the State of Ohio Capital Budget funding into existing

capital improvement program project account no. 980x203x182019, "Stanbery Park Pavilion - State of Ohio Capital."

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** City Manager

13. [202100834](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 3/3/2021, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant in an amount not to exceed \$5,000 from the Murray & Agnes Seasingood Good Government Foundation for the purpose of administering an Employee Recognition Program; and **AUTHORIZING** the Finance Director to deposit the grant funds into Department of Human Resources Employee Relations Fund 310.

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** City Manager

14. [202100842](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 3/3/2021, **AUTHORIZING** the appropriation of the sum of \$9,072,946 to the COVID-19 Fund 473 City Manager's Office non-personnel operating budget account no. 473x101x7400 for the purpose of providing reimbursement of or resources for an Emergency Rental Assistance program as part of the City's COVID-19 response; and **AUTHORIZING** the City Manager to contract with third-parties and take other actions to quickly implement an Emergency Rental Assistance program.

**Recommendation** BUDGET AND FINANCE COMMITTEE

**Sponsors:** City Manager

15. [202100743](#) **REPORT**, dated 3/3/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for STUTZ BEARCAT LTD, DBA CUTAWAY, 3715 Madison Road, Cincinnati, Ohio 45209. (#8669855, D1, D2, D3, D3A, TRANSFER) [Objections: NONE]

**Recommendation** FILE

**Sponsors:** City Manager

16. [202100845](#) **REPORT**, dated 3/3/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for 1414 MAIN ST LLC, 1414 Main Street, Cincinnati, Ohio 45202. (#2850250, D1, D2, TRANSFER) [Objections: YES]

**Recommendation** FILE

**Sponsors:** City Manager

17. [202100848](#) **REPORT**, dated 3/3/2021 submitted by Paula Boggs Muething, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for 1414 MAIN ST LLC, 1414 Main Street, Cincinnati, Ohio 45202. (#2850250, D3, NEW) [Objections: YES]

**Recommendation** FILE

**Sponsors:** City Manager

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**CLERK OF COUNCIL**

18. [202100795](#) **COMMUNICATION**, submitted by the Clerk of Council from Sherry L. Poland, Director of Elections, Hamilton County, Ohio verifying 5,209 valid signatures on a Petition for Submission of Proposed Amendment to Charter, Article XVII, an amendment to the charter of the City of Cincinnati to establish the City of Cincinnati Affordable Trust Fund.
- Recommendation** FILE
- Sponsors:** Clerk of Council
19. [202100869](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Lou Gentile, Principal, Vorys Advisors, 52 E. Gay Street, Columbus, Ohio 43215. (BP)
- Recommendation** FILE
- Sponsors:** Clerk of Council
20. [202100870](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Thomas E. Niehaus, Lobbyist, 301 East Fourth Street, Suite 3500, Cincinnati, Ohio 45202.
- Recommendation** FILE
- Sponsors:** Clerk of Council
21. [202100871](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Lou Gentile, Lobbyist, Principal, Vorys Advisors, 52 E. Gay Street, Columbus, Ohio 43215. (VISTRA)
- Recommendation** FILE
- Sponsors:** Clerk of Council
22. [202100872](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Thomas E. Niehaus, Lobbyist, Principal, Vorys Advisors, 301 E. Fourth Street, Suite 3500, Cincinnati, Ohio 45202. (BP)
- Recommendation** FILE
- Sponsors:** Clerk of Council

**BUDGET AND FINANCE COMMITTEE**

23. [202100746](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/24/2021, **AUTHORIZING** the City Manager to apply for financial assistance from the Ohio Department of Transportation for transit purposes under the Ohio Transit Partnership Program for state fiscal year 2022.
- Recommendation** PASS EMERGENCY
- Sponsors:** City Manager
24. [202100749](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/24/2021, **AUTHORIZING** a total payment of \$302,191.90 as a moral obligation to the Urban Minority Alcoholism Drug Abuse Outreach Program ("UMADAOP") and Talbert House for services provided to the City as part of the State of Ohio Opioid Response Continuum Grant, with \$190,167 payable to UMADAOP, and the remaining \$112,024.90 payable to Talbert

House. (MS. KEATING IS EXCUSED FROM VOTING ON THIS ITEM)

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

25. [202100750](#) **ORDINANCE** submitted by Paula Boggs Muething, City Manager, on 2/24/2021, **AUTHORIZING** the transfer and appropriation of an amount up to \$33,333, representing a donation from School Outfitters, from Fund No. 437, "Wasson Way Trail Donations," to existing capital improvement program project account no. 980x232x212371, "Wasson Way Trail," for the purpose of providing resources for planning, design, and construction of work in future phases of the Wasson Way Trail Network, a shared-use path for bicycles and pedestrians.

**Recommendation** PASS

**Sponsors:** City Manager

26. [202100766](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/24/2021, **ACCEPTING AND CONFIRMING** the annexation of approximately 10.786 acres of land owned by The Seven Hills School, in Columbia Township, Hamilton County, Ohio, to the City of Cincinnati pursuant to an Expedited Type II Annexation petition approved by the Board of County Commissioners of Hamilton County, Ohio.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

## NEIGHBORHOODS COMMITTEE

27. [202100636](#) **MOTION**, submitted by Councilmember Landsman and Mann, **WE MOVE** that the Administration conduct a report into the possibilities of expanding outdoor dining to other neighborhoods in Cincinnati; we ask that in recognition of the urgency of the pandemic, the report be done in the next 30 days. (BALANCE ON FILE IN THE CLERK'S OFFICE)

**Recommendation** ADOPT

**Sponsors:** Landsman and Mann

28. [202100745](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/24/2021, **DEDICATING, ACCEPTING, AND CONFIRMING** the dedication of certain real property as public right-of-way for street purposes, as portions of the public streets known as Colerain Avenue, Blue Rock Street, and Elmore Street located in the Northside neighborhood of Cincinnati.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

29. [202100757](#) **MOTION**, submitted by Councilmember Kearney, **WE MOVE** for the city administration to prepare a report and recommendations for reducing traffic speed on Paddock Rd., starting from the top of Reading Rd. down to Tennessee Ave., so as to increase safety for pedestrians, golf cart users, and drivers in this area. **WE MOVE** further for a list of all traffic calming measures available in Cincinnati, as well as approximate costs for each, whether or not they currently are being used.

**Recommendation** ADOPT

Sponsors: Kearney

## SUPPLEMENTAL ITEMS

### LAW & PUBLIC SAFETY COMMITTEE

30. [202100850](#) **MOTION**, submitted by Councilmember Goodin, Vice Mayor Smitherman and Councilmembers Kearney, Sundermann, Landsman and Mann, On December 24, 2020, a BP gas station situated at the corner of West Eighth Street and Pedretti Avenue leaked an estimated 360 gallons of gasoline from one of its aging tanks. The gasoline penetrated sewer lines, affecting residents on Carnation Avenue, Cappel Drive and Hermosa Avenue. Dozens were forced to leave their homes or endure serious restrictions on their indoor activities due to the presence of gasoline fumes. We believe other aging gas stations- many in lower-income neighborhoods- may also have aging tanks which could put our citizens at risk. Accordingly, **WE MOVE** that the Administration provide a full report regarding the leak and all efforts to remediate it. This report should provide concise information for the affected residents regarding claims they may make to the Metropolitan Sewer District for compensation related to the leak, as well as an outline of the various state and local agencies with jurisdiction over the matter and all efforts (civil, criminal and administrative) which are being undertaken to address the negligence which led to this incident. Moreover, **WE MOVE** that the Administration work with all applicable state, local and federal agencies to compile a list of other aging gas stations within the City limits which may reasonably present a similar risk to City residents.

Recommendation ADOPT

Sponsors: Goodin

### ECONOMIC GROWTH & ZONING COMMITTEE

31. [202100874](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, from Andrew W. Garth, City Solicitor, **TO SUBMIT** to the electors of the City of Cincinnati an amendment to the Charter of the City which requires a permanent, annual contribution beginning July 1, 2021 of fifty million dollars (\$50,000,000) of City funds to a new restricted fund to pay for housing for persons with low incomes using funding sources otherwise dedicated to providing for essential City services and public infrastructure needs to be paid from (1) the City's general operating or capital funds; (2) revenue from the lease or sale of the Cincinnati Southern Railway; (3) a proposed fee on developers of all commercial and some residential projects; or (4) a personal income tax on the award of stock options in publicly traded companies; where the newly-created fund is restricted to the purpose of creating and preserving housing that is affordable for households earning 60% of Hamilton County's median household income, with half of the fund restricted to housing that is affordable for households earning 30% of Hamilton County's median household income; where the fund can be allocated to new construction, renovation of vacant property, renovation of existing affordable units, operation costs of affordable housing, and direct services, provided that housing supported by the fund, with the exception of owner-occupied single-family housing, must be permanently dedicated as affordable by deed restriction;

where the fund will be administered by an unelected volunteer board that will consist of eleven private citizens, nine of whom are selected by affordable housing and low income service organizations and two of whom are selected by the City Council President Pro Tem; who will serve staggered four-year terms; and who will create the rules, regulations, and standards that govern the board by enacting new Article XVII of the Charter.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

32. [202100907](#) **ORDINANCE (EMERGENCY) (B VERSION)** submitted by Paula Boggs Muething, City Manager, from Andrew W. Garth, City Solicitor, **TO SUBMIT** to the electors of the City of Cincinnati an amendment to the Charter of the City which requires a permanent, annual contribution beginning July 1, 2021 of fifty million dollars (\$50,000,000) of City funds to a new restricted fund to pay for housing for persons with low incomes using funding sources otherwise dedicated to providing for essential City services and public infrastructure needs to be paid from (1) the City's general operating or capital funds; (2) revenue from the lease or sale of the Cincinnati Southern Railway; (3) a proposed fee on developers of all commercial and some residential projects; or (4) a personal income tax on the award of stock options in publicly traded companies; where the newly-created fund is restricted to the purpose of creating and preserving housing that is affordable for households earning 60% of Hamilton County's median household income, with half of the fund restricted to housing that is affordable for households earning 30% of Hamilton County's median household income; where the fund can be allocated to new construction, renovation of vacant property, renovation of existing affordable units, operation costs of affordable housing, and direct services, provided that housing supported by the fund, with the exception of owner-occupied single-family housing, must be permanently dedicated as affordable by deed restriction; where the fund will be administered by an unelected volunteer board that will consist of eleven private citizens, nine of whom are selected by affordable housing and low income service organizations and two of whom are selected by the City Council President Pro Tem; who will serve staggered four-year terms; and who will create the rules, regulations, and standards that govern the board by enacting new Article XVII of the Charter.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

## MAJOR PROJECTS & SMART GOVERNMENT COMMITTEE

33. [202100668](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/18/2021, **MODIFYING** the salary schedules for the classifications of Permit Technician 1, 2, and 3, by amending existing Section 122, 123, and 124 of Division 1, Chapter 307 of the Cincinnati Municipal Code, in order to correct and establish a new salary schedule for the said classification, consistent with the organizational changes described herein.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

34. [202100671](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/18/2021, **MODIFYING** the salary range schedule for the



classification of Wastewater Collection Inspector by repealing existing Section 474, Division 1, of Chapter 307 of the Cincinnati Municipal Code in order to ensure that the new salary range is consistent with the level of responsibility and competitive with similar positions across internal and external job markets.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

35. [202100675](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 2/18/2021, **AUTHORIZING** the City Manager to execute a Permanent Aerial Easement and Temporary Easement pursuant to which the City of Cincinnati will grant easements to the State of Ohio, Department of Transportation, for the construction and maintenance of elevated highway structures on and over the City-owned Crossett parking lots located between West Third Street and West Pete Rose Way in downtown Cincinnati.

**Recommendation** PASS EMERGENCY

**Sponsors:** City Manager

36. [202100793](#) **MOTION**, submitted by Councilmember Sundermann, **WE MOVE** that the Education, Innovation and Growth Committee meeting permanently be moved to Mondays at 11:00 am, Week B.

**Recommendation** ADOPT

**Sponsors:** Sundermann

## ANNOUNCEMENTS

### NEW BUSINESS

Adjournment

# City of Cincinnati



Mayor John Cranley

202100812

Office of Mayor John Cranley

801 Plum Street, Suite 150  
Cincinnati, Ohio 45202  
Phone (513) 352-3250  
Fax (513) 352-5201  
Email: John.Cranley@cincinnati-oh.gov

December 2020

## APPOINTMENT

I hereby appoint Christian Gill to the OTR South Special Improvement District (SID) Board for a term of four years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules.

  
\_\_\_\_\_  
Mayor John Cranley

## Christian Gill

Christian Gill commenced his culinary journey at the tender age of seven years old in Lexington, Kentucky. Beginning in his grandmother's kitchen, the desire to create was fostered by the teachings of women in his family, and later on perfected through experience: trial by knife. Executing his knowledge and passion for flavor, Christian welcomed ranging culinary opportunities, from corporate chains to local catering, even leading him to Walt Disney World in Orlando. Molded by experience, Christian's journey led him to Cincinnati, Ohio for his debut Executive Chef role at the Cincinnati Art Museum and curator of Rhinegeist Brewery's Chef recipes. In 2016, PJ Neumann approached Chef Christian with an offer he couldn't refuse, the opportunity to share his grandmother's biscuit recipe with the world. In 2018, Boomtown Biscuits and Whiskey opened its doors, elevating the essence of comfort food and delivering culinary gold. In 2019, Chef Christian was named one of the top 6 chefs in Cincinnati. Under his leadership, Boomtown was named the 2019 Cincinnati Best New Restaurant by City Beat. His larger than life personality attracted executives at Food Network and Flavortown's own, Guy Fieri. Under Guy's mentorship, in 2017, Chef Christian was selected out of 7,000 applicants to compete on Guy's Big Project, a six episode series that followed nine contestants with the ultimate goal of a new show on Food Network. Christian made it to the final four. His personality was not soon forgotten as Guy invited Christian back in 2018 to compete on Guy's Grocery Games. Christian's culinary skills prevailed as he won the top prize \$20,000. Following his Food Network success Chef Gill was one of six chefs invited to compete on Giada De Laurentiis's Ultimate Thanksgiving Cook-Off. In the season finale — which aired Nov. 24 2019 — Gill was challenged to create a Thanksgiving feast in three hours and was named the winner and awarded \$25,000.

# City of Cincinnati



Mayor John Cranley

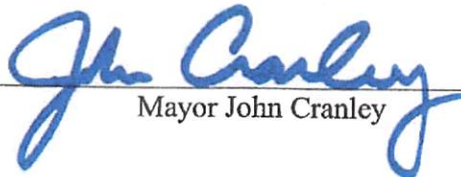
Office of Mayor John Cranley

801 Plum Street, Suite 150  
Cincinnati, Ohio 45202  
Phone (513) 352-3250  
Fax (513) 352-5201  
Email: [John.Cranley@cincinnati-oh.gov](mailto:John.Cranley@cincinnati-oh.gov)

December 2020

## APPOINTMENT

I hereby appoint Tammie Scott to the OTR South Special Improvement District (SID) Board for a term of four years. This appointment is submitted to City Council for its advice and consent pursuant to its Rules.

  
\_\_\_\_\_  
Mayor John Cranley

## Contact

[www.linkedin.com/in/tammiescott](http://www.linkedin.com/in/tammiescott)  
(LinkedIn)

## Top Skills

Event Planning  
Media Relations  
Editing

## Languages

German

# Tammie Scott

Athlete Marketing | Roc Nation Sports  
New York City Metropolitan Area

## Experience

**Roc Nation**  
Athlete Marketing  
May 2019 - Present (1 year 9 months)

**NFL Players Association**  
Player Marketing, NFL Players Incorporated | ACE Media Co.  
June 2012 - December 2018 (6 years 7 months)  
Washington D C Metro Area

**AARP**  
Marketing & Civic Engagement  
January 2011 - August 2012 (1 year 8 months)  
Washington D C. Metro Area

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## Education

**Howard University**  
MA, Marketing/Media Studies · (2010 - 2012)

**Ohio University**  
BS, Journalism, Business Marketing · (2006 - 2010)

**RESOLUTION NO. \_\_\_\_\_ – 2021**

**RECOGNIZING** March 8, 2021 as International Women’s Day in the City of Cincinnati and the entirety of the month of March 2021 as Women’s History Month.

WHEREAS, March 8 is recognized as International Women’s Day, a global day to celebrate the economic, political, and social achievements of women in the past, present, and future and to recognize the obstacles that women face in the struggle for equal rights and opportunities; and

WHEREAS, as of March 2019, there are approximately 3,700,000,000 women in the world; and

WHEREAS, women and girls play a critical role in providing and caring for their families, and contribute substantially to food security, economic growth, and the prevention and resolution of conflict; and

WHEREAS, hundreds of millions of women and girls around the world continue to be denied their fundamental human rights, including the right to participate freely in civic and economic life, fundamental legal protections, and protection from exploitation and abuse; and

WHEREAS, the City of Cincinnati recognizes that women must be empowered to more fully participate in the political, social, and economic lives of their communities in order to accelerate the growth of a healthier, more prosperous city; and

WHEREAS, the National Security Strategy of the United States declares that “societies that empower women to participate fully in civic and economic life are more prosperous and peaceful,” supports “efforts to advance women’s equality, protect the rights of women and girls, and promote women and youth empowerment programs,” and recognizes that “governments that fail to treat women equally do not allow their societies to reach their potential”; and

WHEREAS, this Strategy also underscores that “preventing and responding to gender-based violence is a cornerstone of the U.S. Government’s commitment to advancing human rights and promoting gender equality and the empowerment of women and girls”; and

WHEREAS, every year, approximately 12,000,000 girls are married before they reach the age of 18, which means that nearly 33,000 under-age girls are married every day; and

WHEREAS, according to the International Labour Organization, 71 percent of the estimated 40,300,000 victims of modern slavery in 2016 were women or girls, with girls representing three out of every four child trafficking victims; and

WHEREAS, according to UNICEF, an estimated one in three women around the world has experienced some form of physical or sexual violence; and

WHEREAS, according to the 2018 report of the United Nations Office on Drugs and Crime, "Global Report on Trafficking in Persons," 72 percent of all detected trafficking victims are women or girls; and

WHEREAS, despite the achievements of individual female leaders, women around the world remain vastly underrepresented in national and local legislatures and governments; and

WHEREAS, the ability of women and girls to realize their full potential is critical to the ability of a country to achieve strong and lasting economic growth, self-reliance, and political and social stability; and

WHEREAS, women around the world face a variety of constraints that severely limit their economic participation and productivity and remain underrepresented in the labor force, while being disproportionately overrepresented in unpaid domestic and care work; and

WHEREAS, women's economic empowerment is tied to a myriad of other human rights, including freedom from violence and exploitation; health and well-being; full legal and human rights; education; land and property rights; labor rights; the implementation of policies to address disproportionate care burdens; and equal access to business and management skills and leadership opportunities; and

WHEREAS, closing the global gender gap in labor markets could increase worldwide GDP by as much as \$28,000,000,000,000 by 2025 and would cut the global poverty rate in half for women worldwide, and it is imperative to alleviate violence and discrimination against women and girls and to afford women every opportunity to be full, productive members of their communities; now, therefore,

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

Section 1. That the Mayor and Council hereby recognize March 8, 2021 as International Women's Day in the City of Cincinnati and the entirety of the month of March 2021 as Women's History Month.

Section 2. That this resolution be spread upon the minutes of Council.

Passed \_\_\_\_\_, 2021

\_\_\_\_\_  
John Cranley, Mayor

Attest: \_\_\_\_\_  
Clerk

Submitted by Councilmember Jan-Michele Lemon Kearney

202100260

**Date:** March 3, 2021

**To:** Councilmember Jan-Michele Lemon Kearney, Betsy Sundermann and Liz Keating

**From:** Andrew Garth, City Solicitor *AWG*

**Subject:** **Resolution – International Women’s Day**

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Transmitted herewith is a resolution captioned as follows:

**RECOGNIZING** March 8, 2021 as International Women’s Day in the City of Cincinnati and the entirety of the month of March 2021 as Women’s History Month.

AWG/AEP/(lnk)  
Attachment  
332882







**David S. Mann**  
*Councilmember*

March 3, 2021

**MOTION**

**WE MOVE** that the City make a secondary name change to Hatch Street, between Loudon and Wareham Streets to Pat Barry Way.

  
\_\_\_\_\_  
Councilmember David Mann 

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\_\_\_\_\_  
\_\_\_\_\_

**Statement:**

Pat Barry's voice is interwoven in the fabric of Cincinnati. For more than 5 decades, he was a fixture on this city's airwaves. From radio to television, he helped mark the moments that make this city remarkable, providing the soundtrack and the words that are ingrained in our collective memories. This portion of Hatch Street is where that on-air magic met the human reality. Pat was a fixture on Hatch Street. Pat's connection was more than any radio microphone or television camera could contain. It was here in Mt. Adams, that many in Cincinnati heard that famous laugh in person and saw that Pat's unique ability to uplift everyone within earshot was a true Queen City treasure.



**Christopher E. C. Smitherman**  
*Cincinnati Vice Mayor*

March 2, 2021

## MOTION

**WE MOVE** that Councilmember Jan-Michele Kearney be appointed as a member of the Economic Growth and Zoning Committee.

A large, stylized blue ink signature of Christopher Smitherman.

Vice Mayor Christopher Smitherman

A blue ink signature of Jan-Michele Kearney.

Jan-Michele Kearney

A blue ink signature of Betsy Sundermann.

Betsy Sundermann

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\_\_\_\_\_

\_\_\_\_\_  
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**Date:** March 2, 2021

**To:** Councilmember Betsy Sundermann

**From:** Andrew W. Garth, City Solicitor 

**Subject:** **Resoution – Honoring David DeVillers**

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Transmitted herewith is a resolution captioned as follows:

**RECOGNIZING** David M. DeVillers for his distinguished public career in law enforcement in the U.S. Attorney’s Office for the Southern District of Ohio, culminating in his appointment as the U.S. Attorney for the Southern District of Ohio.

AWG/CMZ/(lnk)  
Attachment  
333209

**RESOLUTION NO. \_\_\_\_\_ - 2021**

**RECOGNIZING** David M. DeVillers for his distinguished public career in law enforcement in the U.S. Attorney's Office for the Southern District of Ohio, culminating in his appointment as the U.S. Attorney for the Southern District of Ohio.

WHEREAS, David M. DeVillers was appointed as the U.S. Attorney for the Southern District of Ohio in 2019, serving approximately 5.5 million residents of the southern 48 counties in the state, including the Columbus, Cincinnati, and Dayton metropolitan areas, and he resigned his post as U.S. Attorney on February 28, 2021 after a distinguished career; and

WHEREAS, David M. DeVillers began his legal career as an Assistant Franklin County Prosecutor, and later served as an Assistant U.S. Attorney for the Southern District of Ohio, prosecuting seven federal murder cases and leading numerous task forces involving the FBI, ATF, DEA, and IRS and often focusing his work in the areas of organized crime, violent crime, human trafficking, and foreign drug cartels; and

WHEREAS, David M. DeVillers served as an advisor to the prosecution of Saddam Hussein in Iraq, which resulted in his conviction; and

WHEREAS, David M. DeVillers' bi-partisan investigations of Ohio politicians recently resulted in indictments of former Ohio Speaker of the House Larry Householder and three Cincinnati city councilmembers; and

WHEREAS, David M. DeVillers has shown his dedication to ending political corruption in Ohio; and

WHEREAS, David M. DeVillers, in his final comments as U.S. Attorney, encouraged his successor to be "just, apolitical, aggressive and impactful"; now, therefore,

BE IT RESOLVED by the City of Cincinnati, State of Ohio:

Section 1. That the Mayor and this Council hereby recognize David M. DeVillers and commend him for his distinguished public career in law enforcement, his commitment to the principles of justice throughout the world and in Cincinnati, and his efforts to end corruption at Cincinnati City Hall.

Section 2. That this resolution be spread upon the minutes of Council.

Passed: \_\_\_\_\_, 2021

\_\_\_\_\_  
John Cranley, Mayor

Attest: \_\_\_\_\_  
Clerk

Submitted by Councilmember Sundermann



**Betsy Sundermann**  
Cincinnati City Councilmember

## MOTION

March 1, 2021

**WE MOVE** that the Administration provide a report on funding options for an Urban League of Greater Southwestern Ohio pilot youth mentoring program – HOPE, OPPORTUNITY, CHOICES AND CONSEQUENCES (H.O.C.C.) ACADEMY – for the upcoming summer to be part of the currently city-funded Community Police Partnering Center.

*Betsy Sundermann*

Betsy Sundermann

*Christopher S. Sundermann*

*Jan-Michele Kearney*

Jan-Michele Kearney

## STATEMENT

The proposed H.O.C.C. pilot program has a very modest budget of \$45,545.00 which could be covered in a variety of ways. Funding options that the Administration should consider include:

- Due to the time sensitivity and the need for the Urban League to begin recruitment for this summer youth jobs program, the Final Adjusting Ordinance, which is developed in March and passed in April by Council, could be used to fund this pilot program.
- At a minimum, as part of the budget policy priority motion, this pilot program should be included in the base budget within the Cincinnati Police Department expenses as a sub-program of the Community Policy Partnering Center.

The complete prospectus of the H.O.C.C. program is attached for reference.

# Calendar DLM

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## HOPE, OPPORTUNITY, CHOICES AND CONSEQUENCES (H.O.C.C.) ACADEMY

**Presented to:** Councilmember Betsy Sundermann

**Presented by:** The Community Police Partnering Center

The Community Police Partnering Center (The Partnering Center) is a division of the Urban League of Greater Southwestern Ohio. We engage with the community to create community-based solutions to problems related to crime, disorder, and quality of life.

The Partnering Center is currently funded by the City of Cincinnati to address violence reduction through intervention and prevention activities focused on individuals 18 to 39 years of age. The goal of prevention is to discourage violent behavior before it develops by identifying the conditions that lead to violence and addressing them. These individuals have been identified as participating in activities that might result in their becoming victims or perpetrators of violence. The Partnering Center's Community Outreach Advocates (COAs) respond to critical incidents (shootings and homicides) to de-escalate the heightened emotions of family and community. Recently we have responded to the shootings of youth under the age of 16 in neighborhoods such as Winton Hills and West End. Our Community Engagement Specialists (CES) and COAs active in those communities' report there is a need to also focus on youth to interrupt the pipeline of violence.

The Partnering Center would like to pilot a youth mentoring program that is age appropriate, culturally competent adaption of the mentoring program created by the COAs to work with individuals 18 to 39. The youth identified for this pilot will be males that have been involved in general offenses (not violent offenses) to reduce the risk factor for escalating criminal/violent behavior. **The Hope, Opportunity, Choices and Consequences (H.O.C.C.)** curriculum is designed to help participants identify their hope for the future and ground them in the possibilities. The





COAs ask them to bring their **hope**. The COAs commit to **support, guide, and walk** with them to the resources necessary to achieve their **future “opportunities.”** Through group mentoring activities, the COAs will help youth to understand accountability for their actions both past and present and help them develop the skills to evaluate choices that will affect their future.

The restorative justice component of the program is youth engagement with community adults to work on a Community Problem Oriented Policing team. This is to connect them to their neighborhood and the city through civic engagement. Finally, research also suggested that these at-risk youth need of skills development and a legitimate way to earn money. We propose to provide these youth with an opportunity for a summer youth employment experience that helps them develop leadership and employability skills.

The COAs work in the Tier 1 neighborhoods, as identified by the Cincinnati Police Department, that are experiencing the highest incidents of violence in the city. Those neighborhoods are West End, Over the Rhine (OTR), Avondale, North Avondale, Mt. Airy, Winton Hills, Roselawn, East Price Hill, Westwood, and Evanston. Research has shown that communities and neighborhoods where teens live can have an impact that can lead to aggressive behavior. The CDC has identified toxic stress as living in impoverished neighborhoods, experiencing food insecurity, experiencing racism, having limited access to support and medical services, living in homes with violence, mental health problems, substance abuse, and other instability. These Adverse Childhood Experiences (ACES) can have an impact on future violence, victimization, and perpetration. Conversely, a combination of individual relationship, community, and societal factors reduce the risk of youth violence. The COAs will utilize the H.O.C.C. Academy to address some of the factors that place youth at risk for perpetrating violence and promote factors that protect youth at risk for violence and lead to positive outcomes.

- Media Influence. Georgia Court / Getty Images. ...
- Communities and Neighborhoods. Where teens live can also have an impact on them and lead them to act more aggressively. ...
- Domestic Violence and Child Abuse. ...
- Insufficient Parental Supervision. ...
- Peer Pressure. ...
- Drug and Alcohol Use. ...
- Traumatic Events. ...
- Mental Illness

**The Curriculum:**

The H.O.C.C. Academy Youth Mentoring Program is ten-weeks in length during which time the participants are continuously working on their Life Plan. At the conclusion of the course, they have an opportunity to present a portfolio of their work that includes a detailed plan of education and employment goals. During the 10 weeks they engage weekly in interactive discussion in small groups that culminated in a large group discussion. While practicing social distancing due to the pandemic, we are prepared to engage with participants via Zoom. Virtual engagement has proven to be effective in our 2020 summer youth employment and youth councils. We will be flexible and adaptable and allow the data to drive in person interaction.

***Topics for the weekly meeting will include:***

- Who Are You?
- Making Choices
- Dealing with Consequences
- Community Relations



- Employment Opportunities
- Entrepreneur Opportunities
- Teenage Pregnancy Prevention
- Personal Appearance
- Anger Management - Nonviolent Solutions
- Health Care
- The Value of a Good Education
- The Value of Life
- Problem Solving

**The intended outcomes:**

The impact of prevention strategies cannot be appropriately assessed within a short duration from the onset of implementation. Prevention outcomes typically occur over a longer duration, often over the course of a few years. <http://criminology.fsu.edu/wp-content/uploads/Youth-Violence-Prevention-Project-Final-Report-2008.pdf>.

We will utilize a survey created for the Urban League to measure short term and intermediate outcomes.

**Reducing and eliminating involvement in the justice system**

- No contact for 6 months following completion of the H.O.C.C. 10-week program

**Increasing engagement with positive male role models**

- Participating in the 10-week program and self-reporting the connection

**Youth will demonstrate an understanding of choices and consequences youth accountable for their actions**

- Youth will demonstrate an understanding of the connection of choices to consequences



**Providing youth with opportunities to connect with services in the community**

- Learning about problem solving to engage in addressing issues in their communities as a form of restorative justice - project completed as a team or with community

**Summer youth employment opportunities**

- Youth stay employed at minimum for 6 out of 8 weeks

**Recruitment:**

We will partner with the community diversion courts, juvenile court, community leadership, and faith-based organization and the Cincinnati Police Department to identify appropriate youth for the program. *Parent engagement will be encouraged, but not required.*

**Budget:**

ITEM	COST PER PARTICIPANT	# OF PARTICIPANTS	TOTAL
T-shirts/sweatshirts	\$37.00	35	\$1,295.00
Summer Employment Experience	\$1,688.00 +135.00 (Employee Benefits) = \$1823.00	20	\$36,640.00
Incentives: Pre-summer employment			\$800.00
Supplies	\$35.00	26	\$910.00
Administrative Costs (cover payroll processing)			\$5,900.00
<b>TOTAL</b>			<b>\$45,545.00</b>



3458 Reading Rd.  
Cincinnati, Ohio 45229



513.281.9955



Contact@ulgso.org  
www.ulgso.org

**Date:** March 3, 2021

**To:** Mayor and Members of City Council

202100828

**From:** Paula Boggs Muething, City Manager

**Subject:** **Liquor License – Transfer of Ownership**

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***FINAL RECOMMENDATION REPORT***

**OBJECTIONS:** None

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

**APPLICATION:** 1514055  
**PERMIT TYPE:** TRFO  
**CLASS:** D5J D6  
**NAME:** CIRCLE HOSPITALITY GROUP II  
**DBA:** COMFORT STATION  
793 E MCMILLAN ST  
CINCINNATI, OH 45206

The Department of Buildings & Inspections has not responded with their investigation as of today's date.

On January 15, 2021 Walnut Hills Area Council was notified of this application and do not object.

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Police Department Approval

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David M. Laing, Assistant City Prosecutor  
Law Department - Recommendation  
 Objection       No Objection

**MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: February 17, 2021**

**Date:** March 3, 2021

**To:** Mayor and Members of City Council  
**From:** Paula Boggs Muething, City Manager  
**Subject:** **Liquor License – New**

202100829

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***FINAL RECOMMENDATION REPORT***

**OBJECTIONS:** Department of Buildings & Inspections

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

**APPLICATION:** 4741625  
**PERMIT TYPE:** NEW  
**CLASS:** D5J  
**NAME:** CHRISTY KNUTSON  
**DBA:** NONE LISTED  
3092 COLERAIN AV  
CINCINNATI, OH 45225

On February 8, 2021 Camp Washington Community Council was notified of this application and do not object.

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Police Department Approval

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David M. Laing, Assistant City Prosecutor  
Law Department - Recommendation  
 Objection       No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: April 2, 2021

**Date:** March 3, 2021

**To:** Mayor and Members of City Council

202100830

**From:** Paula Boggs Muething, City Manager

**Subject:** **Liquor License – Transfer of Ownership**

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***FINAL RECOMMENDATION REPORT***

**OBJECTIONS:** None

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

**APPLICATION:** 28462790015  
**PERMIT TYPE:** TRFO  
**CLASS:** C1 C2 D6  
**NAME:** FOUR SEASONS MARINA INC  
FOUR SEASON FUEL DOCK  
**DBA:** FOUR SEASONS FUEL DOCK  
4609 KELLOGG AV BLDG 2 & GAS DOCK  
CINCINNATI, OH 45226

The Department of Buildings & Inspections has not responded with their investigation as of today's date.

On January 15, 2021 East End Area Council was notified of this application and do not object.

---

Police Department Approval

---

David M. Laing, Assistant City Prosecutor  
Law Department - Recommendation  
 Objection       No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: March 9, 2021

March 3, 2021

**To:** Mayor and Members of City Council  
**From:** Paula Boggs Muething, City Manager  
**Subject:** Ordinance-To Extend Term For BFWC Contracts

202100831

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Transmitted herewith is an ordinance captioned as follows.

**AUTHORIZING** the City Manager to execute a *Second Amendment to Water Service Agreement* and a *First Amendment to Interlocal Cooperative Agreement*, each among the City of Cincinnati, Boone-Florence Water Commission, the Boone County Water District, and the City of Florence, Kentucky, to extend the terms of the existing agreements by five years to 2033.

In 1999, the City of Cincinnati entered into agreements for provision of wholesale water to Boone County, Kentucky and City of Florence, Kentucky, including the related construction and maintenance of a water facilities including a main under the Ohio River to deliver the water to these customers. This ordinance is to authorize the City Manager to execute amendments to extend the terms of the contracts with Boone County, City of Florence and the Boone-Florence Water Commission for an additional five years ending in 2033.

The Administration recommends passage of this Ordinance.

Cc: Cathy B. Bailey, Executive Director/Greater Cincinnati Water Works 



# City of Cincinnati

AY

*AWG*

## An Ordinance No. \_\_\_\_\_ - 2021

**AUTHORIZING** the City Manager to execute a *Second Amendment to Water Service Agreement* and a *First Amendment to Interlocal Cooperative Agreement*, each among the City of Cincinnati, Boone-Florence Water Commission, the Boone County Water District, and the City of Florence, Kentucky, to extend the terms of the existing agreements by five years to 2033.

WHEREAS, Boone-Florence Water Commission (“BFWC”), the Boone County Water District, and the City of Florence, Kentucky (collectively, the “Kentucky Parties”) and the City of Cincinnati (the “City”), are parties to the following agreements as to the construction and operation, and maintenance of water transmission facilities to deliver treated water from the City’s water works under the Ohio River and for the City to provide wholesale water service to the Kentucky Parties: (i) a *Water Service Agreement* dated March 2, 1999, as subsequently amended by a *First Amendment to the Water Service Agreement* dated August 1, 2008 (as amended, the “Water Agreement”) and (ii) an *Interlocal Cooperative Agreement* dated effective March 2, 1999 (“Interlocal Agreement”); and

WHEREAS, the Interlocal Agreement and the Water Agreement each currently provide for an expiration date of March 2, 2028; and

WHEREAS, the parties desire to amend the Interlocal Agreement and the Water Agreement in order to extend their terms by five years to expire in 2033 in order to allow for BFWC to complete a long-term water visioning planning process to address and plan for the long-term water needs of its constituents and to determine any longer term water infrastructure needs that may need to be incorporated into future water service arrangements; 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 *Second Amendment to Water Service Agreement* and a *First Amendment to Interlocal Cooperative Agreement* among the City of Cincinnati, Boone-Florence Water Commission, the Boone County Water District, and the City of Florence, Kentucky in substantially the form of the documents attached as Exhibit A hereto (the “Amendments”) to extend the terms of the existing *Water Service Agreement* and *Interlocal Cooperative Agreement* by five years to 2033.

Section 2. That the proper City officials are hereby authorized to do all things necessary and proper to carry out the terms of the *Water Service Agreement* and *Interlocal Cooperative Agreement* as amended.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: \_\_\_\_\_, 2021

\_\_\_\_\_  
John Cranley, Mayor

Attest: \_\_\_\_\_  
Clerk

**EXHIBIT A**

**FIRST AMENDMENT  
to INTERLOCAL COOPERATIVE AGREEMENT**  
(Cooperation for water service to City of Florence and Boone County)

This *First Amendment to Interlocal Cooperative Agreement* (“**Amendment**”) is made by and between the CITY OF CINCINNATI, OHIO (“**Cincinnati**”), the BOONE-FLORENCE WATER COMMISSION (“**Water Commission**”), the BOONE COUNTY WATER DISTRICT (“**Boone**”), and the CITY OF FLORENCE, KENTUCKY (“**Florence**”) effective on the First Amendment Effective Date as defined on the signature page hereof.

**RECITALS:**

- A. Cincinnati, Water Commission, Boone and Florence are parties to a certain *Interlocal Cooperative Agreement* dated effective March 2, 1999 (“**Interlocal Agreement**”) to establish the terms for cooperation to plan, design, and construct a major water transmission system for efficient, cost-effective delivery of treated water from the Cincinnati water system under the Ohio River to a reservoir and master meter site in Boone County, with water then pumped into the water distribution lines of Florence and Boone.
- B. The parties also previously entered into a *Water Service Agreement* dated March 2, 1999, subsequently amended by a *First Amendment to the Water Service Agreement* dated August 1, 2008 (as amended, the “**Water Agreement**”) for Cincinnati to provide wholesale water service to Boone, Florence and the Water Commission.
- C. The Interlocal Agreement and the Water Agreement each currently provide for an expiration date of March 2, 2028.
- D. The parties desire to amend the Interlocal Agreement and the Water Agreement in order to extend their terms by five years to expire in 2033 in order to allow for BFWC to complete a water visioning planning process with regional stakeholders to address and plan for the water security and the long-term water needs of their constituents and to determine any longer term water infrastructure needs that may need to be incorporated into future water service arrangements.
- E. Capitalized terms in this Amendment shall have the meaning defined in the Interlocal Agreement unless another definition is provided herein.

**NOW, THEREFORE**, in consideration of the promises, covenants and agreements contained herein, the parties hereby amend the Interlocal Agreement as follows:

- 1) **Duration of Agreement.** Section 2 (*Duration of Agreement*) shall be amended and restated in its entirety as follows:

“This Interlocal Agreement shall be in force for a period of thirty-four (34) years commencing on March 2, 1999. After twenty-nine (29) years, or at such earlier time as the parties agree, the parties shall commence good faith discussions concerning an extension of this Agreement beyond its initial thirty-four (34) year term. The parties acknowledge that the Water Commission, as authorized by KRS 74.490, may enter contracts to supply water for periods up to fifty (50) years. In the event the parties terminate the Water Service Agreement, said termination will operate to terminate this Interlocal Agreement.”

- 2) **Ratification.** All terms of the Interlocal Agreement not amended hereby or not inconsistent herewith shall remain in full force and effect and by this reference are incorporated herein as if fully rewritten herein, and the Agreement, as amended hereby, is hereby ratified by the parties.
- 3) This Amendment may be executed in counterparts; and a facsimile, PDF or electronic signature shall be deemed to be, and shall have the same force and effect as, an original signature.

[SIGNATURE PAGES FOLLOWS]

**IN WITNESS WHEREOF**, the parties have executed this Amendment on the dates indicated below the signatures, effective on the latest of such dates (the "**Amendment Effective Date**").

**BOONE COUNTY WATER DISTRICT**

By: \_\_\_\_\_  
\_\_\_\_\_, Chairperson  
Date: \_\_\_\_\_, 2021

**BOONE-FLORENCE WATER COMMISSION**

By: \_\_\_\_\_  
\_\_\_\_\_, Chairperson  
Date: \_\_\_\_\_, 2021

**CITY OF FLORENCE**

By: \_\_\_\_\_  
Diane E. Whalen, Mayor  
Date: \_\_\_\_\_, 2021

[CINCINNATI SIGNATURE PAGE FOLLOWS]

Execution of this First Amendment is authorized by Ordinance No. \_\_\_\_-2021, dated \_\_\_\_2021.

**CITY OF CINCINNATI**

By: \_\_\_\_\_  
Paula Boggs-Muething, City Manager

Date: \_\_\_\_\_, 2021

**Recommended by:**

\_\_\_\_\_  
Cathy B. Bailey, Director  
Greater Cincinnati Water Works

**Approved as to form by:**

\_\_\_\_\_  
Assistant City Solicitor

**Certification of Funds:**

Date: \_\_\_\_\_  
Funding: \_\_\_\_\_  
Amount: \_\_\_\_\_  
By: \_\_\_\_\_  
Karen Alder, Finance Director

**SECOND AMENDMENT  
to WATER SERVICE AGREEMENT  
(GCWW service to Boone-Florence Water Commission)**

This *Second Amendment to Water Service Agreement* ("**Second Amendment**") is made by and between the CITY OF CINCINNATI, OHIO ( "**Cincinnati**"), the BOONE-FLORENCE WATER COMMISSION ("**Water Commission**"), the BOONE COUNTY WATER DISTRICT ("**Boone**"), and the CITY OF FLORENCE, KENTUCKY ("**Florence**") effective on the Second Amendment Effective Date as defined on the signature page hereof.

**RECITALS:**

- A. Cincinnati, Water Commission, Boone and Florence are parties to a certain *Water Service Agreement* dated March 2, 1999, subsequently amended by a *First Amendment to the Water Service Agreement* dated August 1, 2008 (as amended, the "**Agreement**") for Cincinnati to provide efficient and cost-effective wholesale water service to Boone, Florence and the Water Commission.
- B. The Agreement has been approved pursuant to KRS 65.260 by the Attorney General of the Commonwealth of Kentucky as an Interlocal Cooperative Agreement authorized by KRS Chapter 65.210 through 65.300 and the parties acknowledge they may enter into such agreements or contracts for a period not exceeding (50) years under KRS 74.490.
- C. BFWC plans to initiate a water visioning process with other regional water stakeholders to understand, plan for and address such issues as water security and meeting the long-term water needs of their constituents.
- D. The Agreement provides for a term of 29 years with a current expiration date of March 2, 2028, and the parties desire to extend the term by five years to expire in 2033 in order to allow for the visioning planning process and any longer term water infrastructure planning needs. The terms *Water System Infrastructure Maintenance Agreement* dated March 9, 2006 between the Boone-Florence Water Commission and the City of Cincinnati is also being amended by a separate instrument to reflect a similar expiration date.
- E. Capitalized terms in this Amendment shall have the meaning defined in the Agreement, unless another definition is provided in this Amendment.

**NOW, THEREFORE**, in consideration of the promises, covenants and agreements contained herein, the parties hereby amend the Agreement as follows:

- 1) **Term.** The first sentence of Section 2 (*Agreement Duration, Termination, and Default*) shall be amended and restated as follows:

"This Agreement shall be in force for a period of 34 years commencing on March 2, 1999."

- 2) **Ratification.** All terms of the Agreement not amended hereby or not inconsistent herewith shall remain in full force and effect and by this reference are incorporated herein as if fully rewritten herein, and the Agreement, as amended hereby, is hereby ratified by the parties.



3) This Amendment may be executed in counterparts; and a facsimile, PDF or electronic signature shall be deemed to be, and shall have the same force and effect as, an original signature.

[SIGNATURE PAGES FOLLOWS]

**IN WITNESS WHEREOF**, the parties have executed this Amendment on the dates indicated below the signatures, effective on the latest of such dates (the "**Second Amendment Effective Date**").

**BOONE COUNTY WATER DISTRICT**

By: \_\_\_\_\_  
\_\_\_\_\_, Chairperson

Date: \_\_\_\_\_, 2021

**BOONE-FLORENCE WATER COMMISSION**

By: \_\_\_\_\_  
\_\_\_\_\_, Chairperson

Date: \_\_\_\_\_, 2021

**CITY OF FLORENCE**

By: \_\_\_\_\_  
Diane E. Whalen, Mayor

Date: \_\_\_\_\_, 2021

[CINCINNATI SIGNATURE PAGE FOLLOWS]

Execution of this Second Amendment is authorized by Ordinance No. \_\_\_\_-2021, dated \_\_\_\_2021.

**CITY OF CINCINNATI**

By: \_\_\_\_\_  
Paula Boggs-Muething, City Manager

Date: \_\_\_\_\_, 2021

**Recommended by:**

\_\_\_\_\_  
Cathy B. Bailey, Director  
Greater Cincinnati Water Works

**Approved as to form by:**

\_\_\_\_\_  
Assistant City Solicitor

**Certification of Funds:**

Date: \_\_\_\_\_  
Funding: \_\_\_\_\_  
Amount: \_\_\_\_\_  
By: \_\_\_\_\_  
Karen Alder, Finance Director

**FIRST AMENDMENT**  
**to INTERLOCAL COOPERATIVE AGREEMENT**  
(Cooperation for water service to City of Florence and Boone County)

This *First Amendment to Interlocal Cooperative Agreement* (“**Amendment**”) is made by and between the CITY OF CINCINNATI, OHIO (“**Cincinnati**”), the BOONE-FLORENCE WATER COMMISSION (“**Water Commission**”), the BOONE COUNTY WATER DISTRICT (“**Boone**”), and the CITY OF FLORENCE, KENTUCKY (“**Florence**”) effective on the First Amendment Effective Date as defined on the signature page hereof.

**RECITALS:**

- A. Cincinnati, Water Commission, Boone and Florence are parties to a certain *Interlocal Cooperative Agreement* dated effective March 2, 1999 (“**Interlocal Agreement**”) to establish the terms for cooperation to plan, design, and construct a major water transmission system for efficient, cost-effective delivery of treated water from the Cincinnati water system under the Ohio River to a reservoir and master meter site in Boone County, with water then pumped into the water distribution lines of Florence and Boone.
- B. The parties also previously entered into a *Water Service Agreement* dated March 2, 1999, subsequently amended by a *First Amendment to the Water Service Agreement* dated August 1, 2008 (as amended, the “**Water Agreement**”) for Cincinnati to provide wholesale water service to Boone, Florence and the Water Commission.
- C. The Interlocal Agreement and the Water Agreement each currently provide for an expiration date of March 2, 2028.
- D. The parties desire to amend the Interlocal Agreement and the Water Agreement in order to extend their terms by five years to expire in 2033 in order to allow for BFWC to complete a water visioning planning process with regional stakeholders to address and plan for the water security and the long-term water needs of their constituents and to determine any longer term water infrastructure needs that may need to be incorporated into future water service arrangements.
- E. Capitalized terms in this Amendment shall have the meaning defined in the Interlocal Agreement unless another definition is provided herein.

**NOW, THEREFORE**, in consideration of the promises, covenants and agreements contained herein, the parties hereby amend the Interlocal Agreement as follows:

- 1) **Duration of Agreement.** Section 2 (*Duration of Agreement*) shall be amended and restated in its entirety as follows:

“This Interlocal Agreement shall be in force for a period of thirty-four (34) years commencing on March 2, 1999. After twenty-nine (29) years, or at such earlier time as the parties agree, the parties shall commence good faith discussions concerning an extension of this Agreement beyond its initial thirty-four (34) year term. The parties acknowledge that the Water Commission, as authorized by KRS 74.490, may enter contracts to supply water for periods up to fifty (50) years. In the event the parties terminate the Water Service Agreement, said termination will operate to terminate this Interlocal Agreement.”

- 2) **Ratification.** All terms of the Interlocal Agreement not amended hereby or not inconsistent herewith shall remain in full force and effect and by this reference are incorporated herein as if fully rewritten herein, and the Agreement, as amended hereby, is hereby ratified by the parties.
- 3) This Amendment may be executed in counterparts; and a facsimile, PDF or electronic signature shall be deemed to be, and shall have the same force and effect as, an original signature.

[SIGNATURE PAGES FOLLOWS]

**IN WITNESS WHEREOF**, the parties have executed this Amendment on the dates indicated below the signatures, effective on the latest of such dates (the “**Amendment Effective Date**”).

**BOONE COUNTY WATER DISTRICT**

By: \_\_\_\_\_  
\_\_\_\_\_, Chairperson  
Date: \_\_\_\_\_, 2021

**BOONE-FLORENCE WATER COMMISSION**

By: \_\_\_\_\_  
\_\_\_\_\_, Chairperson  
Date: \_\_\_\_\_, 2021

**CITY OF FLORENCE**

By: \_\_\_\_\_  
Diane E. Whalen, Mayor  
Date: \_\_\_\_\_, 2021

[CINCINNATI SIGNATURE PAGE FOLLOWS]

Execution of this First Amendment is authorized by Ordinance No. \_\_\_\_-2021, dated \_\_\_\_2021.

**CITY OF CINCINNATI**

By: \_\_\_\_\_  
Paula Boggs-Muething, City Manager

Date: \_\_\_\_\_, 2021

**Recommended by:**

\_\_\_\_\_  
Cathy B. Bailey, Director  
Greater Cincinnati Water Works

**Approved as to form by:**

\_\_\_\_\_  
Assistant City Solicitor

**Certification of Funds:**

Date: \_\_\_\_\_  
Funding: \_\_\_\_\_  
Amount: \_\_\_\_\_  
By: \_\_\_\_\_  
Karen Alder, Finance Director

**SECOND AMENDMENT  
to WATER SERVICE AGREEMENT**  
(GCWW service to Boone-Florence Water Commission)

This *Second Amendment to Water Service Agreement* (“**Second Amendment**”) is made by and between the CITY OF CINCINNATI, OHIO ( “**Cincinnati**”), the BOONE-FLORENCE WATER COMMISSION (“**Water Commission**”), the BOONE COUNTY WATER DISTRICT (“**Boone**”), and the CITY OF FLORENCE, KENTUCKY (“**Florence**”) effective on the Second Amendment Effective Date as defined on the signature page hereof.

**RECITALS:**

- A. Cincinnati, Water Commission, Boone and Florence are parties to a certain *Water Service Agreement* dated March 2, 1999, subsequently amended by a *First Amendment to the Water Service Agreement* dated August 1, 2008 (as amended, the “**Agreement**”) for Cincinnati to provide efficient and cost-effective wholesale water service to Boone, Florence and the Water Commission.
- B. The Agreement has been approved pursuant to KRS 65.260 by the Attorney General of the Commonwealth of Kentucky as an Interlocal Cooperative Agreement authorized by KRS Chapter 65.210 through 65.300 and the parties acknowledge they may enter into such agreements or contracts for a period not exceeding (50) years under KRS 74.490.
- C. BFWC plans to initiate a water visioning process with other regional water stakeholders to understand, plan for and address such issues as water security and meeting the long-term water needs of their constituents.
- D. The Agreement provides for a term of 29 years with a current expiration date of March 2, 2028, and the parties desire to extend the term by five years to expire in 2033 in order to allow for the visioning planning process and any longer term water infrastructure planning needs. The terms *Water System Infrastructure Maintenance Agreement* dated March 9, 2006 between the Boone-Florence Water Commission and the City of Cincinnati is also being amended by a separate instrument to reflect a similar expiration date.
- E. Capitalized terms in this Amendment shall have the meaning defined in the Agreement, unless another definition is provided in this Amendment.

**NOW, THEREFORE**, in consideration of the promises, covenants and agreements contained herein, the parties hereby amend the Agreement as follows:

- 1) **Term.** The first sentence of Section 2 (*Agreement Duration, Termination, and Default*) shall be amended and restated as follows:

“This Agreement shall be in force for a period of 34 years commencing on March 2, 1999.”

- 2) **Ratification.** All terms of the Agreement not amended hereby or not inconsistent herewith shall remain in full force and effect and by this reference are incorporated herein as if fully rewritten herein, and the Agreement, as amended hereby, is hereby ratified by the parties.

- 3) This Amendment may be executed in counterparts; and a facsimile, PDF or electronic signature shall be deemed to be, and shall have the same force and effect as, an original signature.

[SIGNATURE PAGES FOLLOWS]

**IN WITNESS WHEREOF**, the parties have executed this Amendment on the dates indicated below the signatures, effective on the latest of such dates (the “**Second Amendment Effective Date**”).

**BOONE COUNTY WATER DISTRICT**

By: \_\_\_\_\_  
\_\_\_\_\_, Chairperson

Date: \_\_\_\_\_, 2021

**BOONE-FLORENCE WATER COMMISSION**

By: \_\_\_\_\_  
\_\_\_\_\_, Chairperson

Date: \_\_\_\_\_, 2021

**CITY OF FLORENCE**

By: \_\_\_\_\_  
Diane E. Whalen, Mayor

Date: \_\_\_\_\_, 2021

[CINCINNATI SIGNATURE PAGE FOLLOWS]



Execution of this Second Amendment is authorized by Ordinance No. \_\_\_\_-2021, dated \_\_\_\_2021.

**CITY OF CINCINNATI**

By: \_\_\_\_\_  
Paula Boggs-Muething, City Manager

Date: \_\_\_\_\_, 2021

**Recommended by:**

\_\_\_\_\_  
Cathy B. Bailey, Director  
Greater Cincinnati Water Works

**Approved as to form by:**

\_\_\_\_\_  
Assistant City Solicitor

**Certification of Funds:**

Date: \_\_\_\_\_  
Funding: \_\_\_\_\_  
Amount: \_\_\_\_\_  
By: \_\_\_\_\_  
Karen Alder, Finance Director

**March 3, 2021**

**To:** Mayor and Members of City Council **202100832**

**From:** Paula Boggs Muething, City Manager

**Subject: Emergency Ordinance – Stanbery Park Capital Resources from Ohio Department of Natural Resources**

---

Attached is an Emergency Ordinance captioned:

**AUTHORIZING** the City Manager to accept and appropriate State of Ohio Capital Budget in the amount of \$80,000 as authorized by Senate Bill 310, Ohio Department of Natural Resources, Parks and Recreation Improvement Fund 7035, Appropriation Item C725E2, “Local Parks, Recreation, and Conservation Projects” into existing capital improvement program project account no. 980x203x182019, “Stanbery Park Pavilion – State of Ohio Capital”; and further **AUTHORIZING** the Finance Director to deposit the State of Ohio Capital Budget funding into existing capital improvement program project account no. 980x203x182019, “Stanbery Park Pavilion – State of Ohio Capital.”

This Emergency Ordinance will authorize the City Manager to accept and appropriate \$80,000 of State of Ohio Capital Budget funding from the Ohio Department of Natural Resources as authorized by Senate Bill 310 into existing capital improvement program project account no. 980x203x182019, “Stanbery Park Pavilion – State of Ohio Capital.” This Emergency Ordinance also authorizes the Finance Director to deposit the State of Ohio Capital Budget funding into existing capital improvement program project account no. 980x203x182019, “Stanbery Park Pavilion – State of Ohio Capital.”

The improvements at Stanbery Park include the construction of the Kyle Plush Pavilion consisting of a covered stage and storage building facing the center lawn of Stanbery Park.

Constructing the Kyle Plush Pavilion in Stanbery Park is in accordance with the “Live” goal to “build a robust public life” and strategy to “develop and maintain inviting and engaging public spaces that encourage social interaction between different types of people” as described on pages 147 – 152 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to receive grant funds to cover expenses related to improvements at Stanbery Park.

cc: Christopher A. Bigham, Assistant City Manager  
Karen Alder, Finance Director

Attachment



## EMERGENCY

CFG

- 2021

**AUTHORIZING** the City Manager to accept and appropriate State of Ohio Capital Budget funding in the amount of \$80,000 as authorized by Senate Bill 310, Ohio Department of Natural Resources, Parks and Recreation Improvement Fund 7035, Appropriation Item C725E2, “Local Parks, Recreation, and Conservation Projects” into existing capital improvement program project account no. 980x203x182019, “Stanbery Park Pavilion – State of Ohio Capital”; and further **AUTHORIZING** the Finance Director to deposit the State of Ohio Capital Budget funding into existing capital improvement program project account no. 980x203x182019, “Stanbery Park Pavilion – State of Ohio Capital.”

WHEREAS, Section 126.14 of the Ohio Revised Code, “Controlling board to approve release of appropriation for purchase of real estate or other capital project,” permits the Director of the State of Ohio’s Office of Budget and Management to determine and release appropriations for specific capital projects; and

WHEREAS, funding was awarded for Stanbery Park Pavilion through the State Capital Budget process, and the City will use them to support costs associated with improvements at Stanbery Park, including construction of the Kyle Plush Pavilion, consisting of a covered stage and storage building facing the center lawn of Stanbery Park; and

WHEREAS, these funds do not require any local matching funds, and there are no new FTEs associated with acceptance of these funds; and

WHEREAS, the construction of the Kyle Plush Pavilion is in accordance with the “Live” goal to “build a robust public life,” and strategy to “develop and maintain inviting and engaging public spaces that encourage social interaction between different types of people” as described on pages 147-152 of Plan Cincinnati (2012); 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 accept and appropriate funding in the amount of \$80,000, as authorized by the State of Ohio Capital Budget adopted by Senate Bill 310, into existing capital improvement program project account no. 980x203x182019, “Stanbery Park Pavilion – State of Ohio Capital,” for the purpose of providing funding for improvements at Stanbery Park, including construction of the Kyle Plush Pavilion.

Section 2. That the Director of Finance is hereby authorized to deposit \$80,000 in State of Ohio Capital Budget funding into existing capital improvement program project account no. 980x203x182019, “Stanbery Park Pavilion – State of Ohio Capital.”

Section 3. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of Sections 1 through 2 herein.

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to receive grant funds to cover expenses related to improvements at Stanbery Park.

Passed: \_\_\_\_\_, 2021

\_\_\_\_\_  
John Cranley, Mayor

Attest: \_\_\_\_\_  
Clerk

March 3, 2021

**To:** Mayor and Members of City Council **202100834**  
**From:** Paula Boggs Muething, City Manager  
**Subject:** Ordinance – Seasingood Employee Recognition Program Grant

Attached is an Ordinance captioned:

**AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant in an amount not to exceed \$5,000 from the Murray & Agnes Seasingood Good Government Foundation for the purpose of administering an Employee Recognition Program; and **AUTHORIZING** the Finance Director to deposit the grant funds into Department of Human Resources Employee Relations Fund 310.

Approval of this Ordinance authorizes the City Manager to apply for, accept, and appropriate a grant of up to \$5,000 from the Murray & Agnes Seasingood Good Government Foundation for the purpose of administering an Employee Recognition Program. Approval of this Ordinance will further authorize the Finance Director to receive and deposit the grant funds into Department of Human Resources Employee Relations Fund 310.

This grant will allow for the administration of a City Employee Recognition Program, which will recognize the achievements of City staff who are faced with increasingly complicated and demanding work environments, particularly during the COVID-19 pandemic, through employee awards, promotional items, and an event.

This grant does not require additional FTE or matching funds.

The Administration recommends passage of this Ordinance.

cc: Christopher A. Bigham, Assistant City Manager  
Karen Alder, Finance Director

Attachment

**AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant in an amount not to exceed \$5,000 from the Murray & Agnes Seasongood Good Government Foundation for the purpose of administering an Employee Recognition Program; and **AUTHORIZING** the Finance Director to deposit the grant funds into Department of Human Resources Employee Relations Fund 310.

WHEREAS, there is a grant available from the Murray & Agnes Seasongood Good Government Foundation that will allow for the administration of a City Employee Recognition Program to recognize the achievements of City staff faced with increasingly complicated and demanding work environments particularly during the COVID-19 pandemic through employee awards, promotional items, and an event; and

WHEREAS, this grant does not require matching funds, and there are no new FTEs associated with this grant; and

WHEREAS, the grant application deadline is April 15, 2021; 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 apply for, accept, and appropriate a grant in an amount not to exceed \$5,000 from the Murray & Agnes Seasongood Good Government Foundation for the purpose of administering an Employee Recognition Program.

Section 2. That the Finance Director is hereby authorized to receive and deposit the grant funds into Department of Human Resources Employee Relations Fund 310.

Section 3. That the proper City officials are hereby authorized to do all things necessary and proper to carry out the terms of the grant and Sections 1 and 2 herein.

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

Passed: \_\_\_\_\_, 2021

\_\_\_\_\_  
John Cranley, Mayor

Attest: \_\_\_\_\_  
Clerk

March 3, 2021

**To:** Mayor and Members of City Council 202100842

**From:** Paula Boggs Muething, City Manager

**Subject:** **Emergency Ordinance – Appropriation of Coronavirus Response and Relief Supplemental Appropriations for Rental Assistance**

---

Attached is an Emergency Ordinance captioned:

**AUTHORIZING** the appropriation of the sum of \$9,072,946 to the COVID-19 Fund 473 City Manager’s Office non-personnel operating budget account no. 473x101x7400 for the purpose of providing reimbursement of or resources for an Emergency Rental Assistance program as part of the City’s COVID-19 response; and **AUTHORIZING** the City Manager to contract with third-parties and take other actions to quickly implement an Emergency Rental Assistance program.

This Emergency Ordinance would appropriate the sum of \$9,072,946 to the COVID-19 Fund 473 City Manager’s Office non-personnel operating budget account no. 473x101x7400.

Ordinance No. 0025-2021 authorized the acceptance of funds from the United States Department of Treasury as provided by the Coronavirus Response and Relief Supplemental Appropriations Act for the purpose of providing resources for an Emergency Rental Assistance program to assist households that are unable to pay rent and utilities due to the COVID-19 pandemic.

This Emergency Ordinances also authorize the City Manager to contract with third-parties and take other actions to quickly implement an Emergency Rental Assistance program. To deploy these funds quickly, the City Administration intends to enter into a partnership with Cincinnati-Hamilton County Community Action Agency (CAA). This partnership will build off the experience that the CAA has derived from running other assistance programs during the pandemic and has the added benefit of leveraging additional Emergency Rental Assistance program funding that the CAA will receive from the State of Ohio. This arrangement avoids unnecessary duplication of programming for deployment of the same federal funds and will result in simpler public messaging on where to access assistance. The City Administration will provide the City Council with additional details on the proposed partnership in Committee.

The reason for the emergency is the immediate need to accomplish the authorized COVID-19 related reimbursements and expenditures.

The Administration recommends passage of this Emergency Ordinance.

cc: Christopher A. Bigham, Assistant City Manager  
Karen Alder, Finance Director

Attachment



## EMERGENCY

**ZDS**

**- 2021**

AUTHORIZING the appropriation of the sum of \$9,072,946 to Fund 473, “COVID-19,” City Manager’s Office non-personnel operating budget account no. 473x101x7400 for the purpose of providing reimbursement of, or resources for, certain non-personnel expenditures for an Emergency Rental Assistance program as part of the City’s COVID-19 response; and AUTHORIZING the City Manager to contract with third parties and take other actions to quickly implement an Emergency Rental Assistance program.

WHEREAS, the City is eligible to receive additional funding from the United States Department of the Treasury pursuant to the Coronavirus Response and Relief Supplemental Appropriations Act; and

WHEREAS, Ordinance No. 0025-2021 authorized the acceptance of funds from the United States Department of Treasury as provided by the Coronavirus Response and Relief Supplemental Appropriations Act for the purpose of providing resources for an Emergency Rental Assistance program to assist households that are unable to pay rent and utilities; and

WHEREAS, the additional funds received by the City will be used to establish an Emergency Rental Assistance program to assist households that are unable to pay rent and utilities due to the COVID-19 pandemic; now, therefore,

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

Section 1. That the sum of \$9,072,946 is hereby appropriated to Fund 473, “COVID-19.” City Manager’s Office non-personnel operating budget account no. 473x101x7400 for the purpose of providing reimbursement of, or resources for, certain non-personnel expenditures for an Emergency Rental Assistance program related to COVID-19 response.

Section 2. That the City Manager is authorized to contract with third parties and take other actions to quickly implement an Emergency Rental Assistance program.

Section 3. That the proper City officials are hereby authorized to do all things necessary and proper to implement the provisions of Sections 1 through 2 herein.

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to accomplish the authorized COVID-19 related reimbursements and expenditures.

Passed: \_\_\_\_\_, 2021

\_\_\_\_\_  
John Cranley, Mayor

Attest: \_\_\_\_\_  
Clerk

**Date:** March 3, 2021

**To:** Mayor and Members of City Council

202100743

**From:** Paula Boggs Muething, City Manager

**Subject:** **Liquor License – Transfer of Location**

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***FINAL RECOMMENDATION REPORT***

**OBJECTIONS:** None

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

**APPLICATION:** 8669855  
**PERMIT TYPE:** TFOL  
**CLASS:** D1 D2 D3 D3A  
**NAME:** STUTZ BEARCAT LTD  
**DBA:** CUTAWAY  
3715 MADISON RD  
CINCINNATI, OH 45209

On January 22, 2021 Oakley Community Council was notified of this application and do not object.

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Police Department Approval

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David M. Laing, Assistant City Prosecutor  
Law Department - Recommendation  
 Objection       No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: March 17, 2021

**Date:** March 3, 2021

**To:** Mayor and Members of City Council  
**From:** Paula Boggs Muething, City Manager  
**Subject:** **Liquor License – Transfer (Exempt)**

202100845

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***FINAL RECOMMENDATION REPORT***

**OBJECTIONS:** Cincinnati Police Department, Department of Buildings & Inspections

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

**APPLICATION:** 2850250  
**PERMIT TYPE:** TREX  
**CLASS:** D1 D2  
**NAME:** 1414MAIN ST LLC  
**DBA:** NONE LISTED  
1414 MAIN ST  
CINCINNATI, OH 45202

On January 22, 2021 Over-the-Rhine Community Council was notified of this application and do not object.

---

Police Department Approval

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David M. Laing, Assistant City Prosecutor  
Law Department - Recommendation  
 Objection       No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: March 18, 2021

**Date:** March 3, 2021

**To:** Mayor and Members of City Council

202100848

**From:** Paula Boggs Muething, City Manager

**Subject:** **Liquor License – New**

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***FINAL RECOMMENDATION REPORT***

**OBJECTIONS:** Cincinnati Police Department, Department of Buildings & Inspections

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

**APPLICATION:** 2850250  
**PERMIT TYPE:** NEW  
**CLASS:** D3  
**NAME:** 1414MAIN ST LLC  
**DBA:** NONE LISTED  
1414 MAIN ST  
CINCINNATI, OH 45202

On January 22, 2021 Over-the-Rhine Community Council was notified of this application and do not object.

---

Police Department Approval

---

David M. Laing, Assistant City Prosecutor  
Law Department - Recommendation

Objection       No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: March 18, 2021

Gwen L. McFarlin, Chair  
Alex M. Triantafilou  
Caleb A. Faux  
Charles H. Gerhardt III  
Sherry L. Poland, Director  
Sally J. Krisel, Deputy Director

# Board of Elections

HAMILTON COUNTY OHIO



4700 Smith Road  
Cincinnati, OH 45212

513 632-7000  
Fax 513 579-0988 or 744-9038  
VoteHamiltonCountyOhio.gov

February 23, 2021

Melissa Autry  
Clerk of Council  
City of Cincinnati  
801 Plum Street, Suite 308  
Cincinnati, Ohio 45202

Dear Melissa Autry,

The Hamilton County Board of Elections has completed its signature check of Petition for Submission of Proposed Amendment to Charter, Article XVII, an amendment to the charter of the City of Cincinnati to establish the City of Cincinnati Affordable Trust Fund. Details are as follows:

Number of valid part-petitions	279
<b>Number of valid signatures on valid part-petitions</b>	<b>5,209</b>
Number of invalid signatures on valid part-petitions	3,854
Number of invalid part-petitions	4
Number of signatures on invalid part-petitions	64
Total number of part-petitions received (valid and invalid)	283
Total number of signatures on part-petitions (valid and invalid)	9,127

The petition must contain at least ten percent of the number of electors who voted in the City of Cincinnati in the November 2019 general election. The number of electors who voted in the City of Cincinnati in November 2019 is 46,796. Ten percent is 4,680.

The Petition for Submission of Proposed Amendment to Charter, Article XVII, an amendment to the charter of the City of Cincinnati to establish the City of Cincinnati Affordable Trust Fund has 5,209 valid signatures.

Regards,

Sherry L. Poland  
Director

202100869

**Clerk of Council**

801 Plum Street, Room 308  
Cincinnati, Ohio 45202  
(513) 352-3246

Please check ALL that apply

- Termination(s) of Engagement
- Change of Address
- Amended Statement

**LEGISLATIVE AGENT UPDATED REGISTRATION STATEMENT**

This statement must be filed with the Clerk of Council by the last day of January and July, annually. Please read instructions and review Sections 112-1 to 112-17, Cincinnati Municipal Code, prior to filing. **There is no fee for this filing.** Upon termination of this engagement, there is an affirmative duty to notify the Clerk of Council within thirty (30) days (the form may be obtained from the Clerk.) **ANY PERSON WHO KNOWINGLY FILES A FALSE STATEMENT IS GUILTY OF FALSIFICATION UNDER SECTION 2921.13 OF THE OHIO REVISED CODE, WHICH IS A MISDEMEANOR OF THE FIRST DEGREE.** Other related prohibitions and penalties are contained in Section 112-99 of the Cincinnati Municipal Code.

**A. GENERAL INFORMATION**

Full Name of Legislative Agent Lou Gentile  
(First) (Middle) (Last)

Occupation Lobbyist

Business Address Principal, Vorys Advisors

<small>Street</small>	<small>City</small>	<small>State</small>	<small>Suite Number</small>
<u>52 E. Gay Street</u>	<u>Columbus, Ohio</u>	<u>43215</u>	
<small>City</small>	<small>State</small>	<small>Zip(+4)</small>	

Telephone Number (614) 464-5470

**AGENT CHANGE OF NAME OR ADDRESS** - Based on your initial Registration Statement or last Updated Registration Statement, state any changes in your name or address.

(If none, check here )

Name of Legislative Agent \_\_\_\_\_

Address \_\_\_\_\_  
Street Suite Number

\_\_\_\_\_  
City State Zip(+4)

Telephone Number (\_\_\_\_\_) \_\_\_\_\_

25FEB'21PM2:12

**Reporting Period:** Statement filed for period covering (check one and fill in year).

CLERK OF COUNCIL

- January 1 through June 30, 199\_ (Report due on or before July 31)
- July 1 through December 31, 199\_ (Report due on or before Jan. 31)

2020

EMPLOYER IS BP

**B. AMENDMENTS, TERMINATIONS, AND TYPES OF LEGISLATION**

**AMENDED STATEMENT** - Is this an Amended Statement (i.e., any change in an amount or a filing pursuant to a dispute resolution decision of the OCCl.

\_\_\_\_ YES    X NO

If yes, you are required to complete only the portion(s) you have amended.

**TERMINATIONS** - Are you still engaged by all of the employers listed on page 1 of this form?

X YES    \_\_\_\_ NO

If no, please list the name of the Employers by whom you are no longer engaged and the date of termination. (Attach additional sheets if necessary.)

Employer Name	Date of Termination
_____	_____
_____	_____
_____	_____

**ORDINANCES AND RESOLUTIONS** - List the specific ordinance(s) and resolution(s) on which you actively advocated during this reporting period.

_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

**ADDITIONAL TYPES OF LEGISLATION** - Since your Initial Registration Statement or last Updated Registration Statement for all Employers listed on this form, give a brief description of each of the additional types of legislation to which any of your engagements relate.

(If none, check here X )



**C. DEFINITIONS**

"Staff" means any city employee whose official duties are to formulate policy and who exercises administrative or supervisory authority or who authorizes the expenditure of city funds. "Staff" is limited to employees who are required to file a Financial Disclosure Statement under Article XXVI of the Administrative Code.

"Legislation" means ordinances, resolutions, amendments, nominations, and any other matter pending before the Council. See the definition of "legislation" under Section 112-1-L, Cincinnati Municipal Code.

"Financial Transaction" See definition in Section 112-1-F, Cincinnati Municipal Code.

**D. FINANCIAL TRANSACTIONS**

If the Legislative Agent, or a member of his or her immediate family had, during this reporting period, a financial transaction\* (which is not being disputed under Section 112-19, Cincinnati Municipal Code,) with or for the benefit of a member of the Council, appointee of the Council, City Manager, the Director of a department created under the Administrative Code, or any member of the staff\* of such public officer or employee, then the following information is required with respect to each such financial transaction:

- a. Name of the public officer, employee, or staff member: \_\_\_\_\_
- b. Brief description of the purpose and nature of the transaction: \_\_\_\_\_  
\_\_\_\_\_
- c. Date the transaction was made or entered into: \_\_\_\_\_
- d. Other pertinent details: \_\_\_\_\_  
\_\_\_\_\_

(Attach an additional sheet for each public officer, employee, or staff member.)

(If none, check here  )

NOTE: If the Legislative Agent is required to disclose a financial transaction described in this Paragraph F, then the Legislative Agent shall deliver a copy of such paragraph which contains such information to the public officer(s) of employee(s) identified therein, at least ten (10) days before this form is filed with the Clerk of Council.

If the foregoing provision is applicable, indicate the date that such information was delivered:

**CERTIFICATION: THE UNDERSIGNED HEREBY CERTIFIES THAT ALL REASONABLE EFFORTS AND DUE DILIGENCE HAVE BEEN UNDERTAKEN IN THE PREPARATION AND COMPLETION OF THIS STATEMENT AND THAT THE CONTENTS ARE TRUE AND ACCURATE TO THE BEST OF HIS OR HER KNOWLEDGE.**

**ALL SIGNATURES MUST BE ORIGINAL AND SIGNED PERSONALLY BY THE NAMED INDIVIDUAL.**

Lou Gentile  
Type or Print Name of Legislative Agent

*Lou Gentile*  
Signature of Legislative Agent

2/23/2021  
Date

202100870

**Clerk of Council**

801 Plum Street, Room 308  
Cincinnati, Ohio 45202  
(513) 352-3246

Please check ALL that apply

- Termination(s) of Engagement
- Change of Address
- Amended Statement

**LEGISLATIVE AGENT UPDATED REGISTRATION STATEMENT**

This statement must be filed with the Clerk of Council by the last day of January and July, annually. Please read instructions and review Sections 112-1 to 112-17, Cincinnati Municipal Code, prior to filing. **There is no fee for this filing.** Upon termination of this engagement, there is an affirmative duty to notify the Clerk of Council within thirty (30) days (the form may be obtained from the Clerk.) **ANY PERSON WHO KNOWINGLY FILES A FALSE STATEMENT IS GUILTY OF FALSIFICATION UNDER SECTION 2921.13 OF THE OHIO REVISED CODE, WHICH IS A MISDEMEANOR OF THE FIRST DEGREE.** Other related prohibitions and penalties are contained in Section 112-99 of the Cincinnati Municipal Code.

**A. GENERAL INFORMATION**

Full Name of Legislative Agent Thomas E. Niehaus  
(First) (Middle) (Last)

Occupation Lobbyist

Business Address 301 East Fourth Street, Suite 3500  
Street Suite Number

Cincinnati Ohio 45202  
City State Zip(+4)

Telephone Number (513) 319-6569

**AGENT CHANGE OF NAME OR ADDRESS** - Based on your initial Registration Statement or last Updated Registration Statement, state any changes in your name or address.

(If none, check here )

Name of Legislative Agent \_\_\_\_\_

Address \_\_\_\_\_  
Street Suite Number

\_\_\_\_\_  
City State Zip(+4)

Telephone Number (\_\_\_\_\_) \_\_\_\_\_

25FEB'21PM2:12

**Reporting Period:** Statement filed for period covering (check one and fill in year).

CLERK OF COUNCIL

- January 1 through June 30, 199\_ (Report due on or before July 31)
- July 1 through December 31, 2020 (Report due on or before Jan. 31)

Employer is BP

**B. AMENDMENTS, TERMINATIONS, AND TYPES OF LEGISLATION**

**AMENDED STATEMENT** - Is this an Amended Statement (i.e., any change in an amount or a filing pursuant to a dispute resolution decision of the OCCI.

\_\_\_\_ YES    X NO

If yes, you are required to complete only the portion(s) you have amended.

**TERMINATIONS** - Are you still engaged by all of the employers listed on page 1 of this form?

X YES    \_\_\_\_ NO

If no, please list the name of the Employers by whom you are no longer engaged and the date of termination. (Attach additional sheets if necessary.)

Employer Name	Date of Termination
_____	_____
_____	_____
_____	_____

**ORDINANCES AND RESOLUTIONS** - List the specific ordinance(s) and resolution(s) on which you actively advocated during this reporting period.

_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

**ADDITIONAL TYPES OF LEGISLATION** - Since your Initial Registration Statement or last Updated Registration Statement for all Employers listed on this form, give a brief description of each of the additional types of legislation to which any of your engagements relate.

(If none, check here X )

**C. DEFINITIONS**

"Staff" means any city employee whose official duties are to formulate policy and who exercises administrative or supervisory authority or who authorizes the expenditure of city funds. "Staff" is limited to employees who are required to file a Financial Disclosure Statement under Article XXVI of the Administrative Code.

"Legislation" means ordinances, resolutions, amendments, nominations, and any other matter pending before the Council. See the definition of "legislation" under Section 112-1-L, Cincinnati Municipal Code.

"Financial Transaction" See definition in Section 112-1-F, Cincinnati Municipal Code.

**D. FINANCIAL TRANSACTIONS**

If the Legislative Agent, or a member of his or her immediate family had, during this reporting period, a financial transaction\* (which is not being disputed under Section 112-19, Cincinnati Municipal Code,) with or for the benefit of a member of the Council, appointee of the Council, City Manager, the Director of a department created under the Administrative Code, or any member of the staff\* of such public officer or employee, then the following information is required with respect to each such financial transaction:

- a. Name of the public officer, employee, or staff member: \_\_\_\_\_
- b. Brief description of the purpose and nature of the transaction: \_\_\_\_\_  
\_\_\_\_\_
- c. Date the transaction was made or entered into: \_\_\_\_\_
- d. Other pertinent details: \_\_\_\_\_  
\_\_\_\_\_

(Attach an additional sheet for each public officer, employee, or staff member.)

(If none, check here X )

NOTE: If the Legislative Agent is required to disclose a financial transaction described in this Paragraph F, then the Legislative Agent shall deliver a copy of such paragraph which contains such information to the public officer(s) of employee(s) identified therein, at least ten (10) days before this form is filed with the Clerk of Council.

If the foregoing provision is applicable, indicate the date that such information was delivered:

**CERTIFICATION: THE UNDERSIGNED HEREBY CERTIFIES THAT ALL REASONABLE EFFORTS AND DUE DILIGENCE HAVE BEEN UNDERTAKEN IN THE PREPARATION AND COMPLETION OF THIS STATEMENT AND THAT THE CONTENTS ARE TRUE AND ACCURATE TO THE BEST OF HIS OR HER KNOWLEDGE.**

**ALL SIGNATURES MUST BE ORIGINAL AND SIGNED PERSONALLY BY THE NAMED INDIVIDUAL.**

Thomas E. Niehaus  
Type or Print Name of Legislative Agent

*Thomas E. Niehaus*  
Signature of Legislative Agent

2-23-2021  
Date

202100871

**Clerk of Council**

801 Plum Street, Room 308  
Cincinnati, Ohio 45202  
(513) 352-3246

Please check ALL that apply

- Termination(s) of Engagement
- Change of Address
- Amended Statement

**LEGISLATIVE AGENT UPDATED REGISTRATION STATEMENT**

This statement must be filed with the Clerk of Council by the last day of January and July, annually. Please read instructions and review Sections 112-1 to 112-17, Cincinnati Municipal Code, prior to filing. **There is no fee for this filing.** Upon termination of this engagement, there is an affirmative duty to notify the Clerk of Council within thirty (30) days (the form may be obtained from the Clerk.) **ANY PERSON WHO KNOWINGLY FILES A FALSE STATEMENT IS GUILTY OF FALSIFICATION UNDER SECTION 2921.13 OF THE OHIO REVISED CODE, WHICH IS A MISDEMEANOR OF THE FIRST DEGREE.** Other related prohibitions and penalties are contained in Section 112-99 of the Cincinnati Municipal Code.

**A. GENERAL INFORMATION**

Full Name of Legislative Agent Lou Gentile  
(First) (Middle) (Last)

Occupation Lobbyist

Business Address Principal, Vorys Advisors

<small>Street</small>	<small>City</small>	<small>State</small>	<small>Suite Number</small>
<u>52 E. Gay Street</u>	<u>Columbus, Ohio</u>		<u>43215</u>
<small>City</small>	<small>State</small>	<small>Zip(+4)</small>	

Telephone Number (614) 464-5470

**AGENT CHANGE OF NAME OR ADDRESS** - Based on your initial Registration Statement or last Updated Registration Statement, state any changes in your name or address.

(If none, check here )

Name of Legislative Agent \_\_\_\_\_

Address \_\_\_\_\_  
Street Suite Number

\_\_\_\_\_  
City State Zip(+4)

Telephone Number (\_\_\_\_\_) \_\_\_\_\_

25FEB'21PM2:12

CLERK OF COUNCIL

**Reporting Period:** Statement filed for period covering (check one and fill in year).

- January 1 through June 30, 199\_ (Report due on or before July 31)
- July 1 through December 31, 199\_ (Report due on or before Jan. 31)

2020

EMPLOYER IS VISTRA

**B. AMENDMENTS, TERMINATIONS, AND TYPES OF LEGISLATION**

**AMENDED STATEMENT** - Is this an Amended Statement (i.e., any change in an amount or a filing pursuant to a dispute resolution decision of the OCCI.

\_\_\_\_ YES    X NO

If yes, you are required to complete only the portion(s) you have amended.

**TERMINATIONS** - Are you still engaged by all of the employers listed on page 1 of this form?

X YES    \_\_\_\_ NO

If no, please list the name of the Employers by whom you are no longer engaged and the date of termination. (Attach additional sheets if necessary.)

Employer Name	Date of Termination
_____	_____
_____	_____
_____	_____

**ORDINANCES AND RESOLUTIONS** - List the specific ordinance(s) and resolution(s) on which you actively advocated during this reporting period.

_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

**ADDITIONAL TYPES OF LEGISLATION** - Since your Initial Registration Statement or last Updated Registration Statement for all Employers listed on this form, give a brief description of each of the additional types of legislation to which any of your engagements relate.

(If none, check here X )

**C. DEFINITIONS**

"Staff" means any city employee whose official duties are to formulate policy and who exercises administrative or supervisory authority or who authorizes the expenditure of city funds. "Staff" is limited to employees who are required to file a Financial Disclosure Statement under Article XXVI of the Administrative Code.

"Legislation" means ordinances, resolutions, amendments, nominations, and any other matter pending before the Council. See the definition of "legislation" under Section 112-1-L, Cincinnati Municipal Code.

"Financial Transaction" See definition in Section 112-1-F, Cincinnati Municipal Code.

**D. FINANCIAL TRANSACTIONS**

If the Legislative Agent, or a member of his or her immediate family had, during this reporting period, a financial transaction\* (which is not being disputed under Section 112-19, Cincinnati Municipal Code,) with or for the benefit of a member of the Council, appointee of the Council, City Manager, the Director of a department created under the Administrative Code, or any member of the staff\* of such public officer or employee, then the following information is required with respect to each such financial transaction:

- a. Name of the public officer, employee, or staff member: \_\_\_\_\_
- b. Brief description of the purpose and nature of the transaction: \_\_\_\_\_  
\_\_\_\_\_
- c. Date the transaction was made or entered into: \_\_\_\_\_
- d. Other pertinent details: \_\_\_\_\_  
\_\_\_\_\_

(Attach an additional sheet for each public officer, employee, or staff member.)

(If none, check here  )

NOTE: If the Legislative Agent is required to disclose a financial transaction described in this Paragraph F, then the Legislative Agent shall deliver a copy of such paragraph which contains such information to the public officer(s) of employee(s) identified therein, at least ten (10) days before this form is filed with the Clerk of Council.

If the foregoing provision is applicable, indicate the date that such information was delivered:

**CERTIFICATION: THE UNDERSIGNED HEREBY CERTIFIES THAT ALL REASONABLE EFFORTS AND DUE DILIGENCE HAVE BEEN UNDERTAKEN IN THE PREPARATION AND COMPLETION OF THIS STATEMENT AND THAT THE CONTENTS ARE TRUE AND ACCURATE TO THE BEST OF HIS OR HER KNOWLEDGE.**

**ALL SIGNATURES MUST BE ORIGINAL AND SIGNED PERSONALLY BY THE NAMED INDIVIDUAL.**

Lou Gentile  
Type or Print Name of Legislative Agent

*Lou Gentile*  
Signature of Legislative Agent

2/23/2021  
Date

202100872

\$25.00 FILING FEE

**Clerk of Council**  
801 Plum Street, Room 308  
Cincinnati, Ohio 45202  
(513) 352-3246

**LEGISLATIVE AGENT/EMPLOYER INITIAL REGISTRATION STATEMENT**

This statement must be filed with the Clerk of Council within ten (10) days of engagement. Please read instructions and review Section 112-5 prior to filing. There is a \$25.00 fee for this filing. *Check or money order only made payable to "Clerk of Council".* Upon termination of this engagement, there is an affirmative duty to notify the Clerk of Council within thirty (30) days the form may be obtained from Clerk. **ANY PERSON WHO KNOWINGLY FILES A FALSE STATEMENT IS GUILTY OF FALSIFICATION UNDER SECTION 2921.13 OF THE OHIO REVISED CODE, WHICH IS A MISDEMEANOR OF THE FIRST DEGREE.**

**A. LEGISLATIVE AGENT INFORMATION**

- 1. Full Name Thomas E. Niehaus
- 2. Occupation Lobbyist
- 3. Title/Position Principal, Vorys Advisors
- 4. Business Address 301 E. Fourth Street 3500  
Street Suite Number  
Cincinnati Ohio 45202  
City State Zip(+4)
- 5. Telephone Number (513) 319-6560
- 6. Date of Engagement as Legislative Agent 11/17/2020

**B. EMPLOYER INFORMATION**

- 1. Full name of company or organization BP
- 2. Type of Industry Oil & Gas
- 3. Business Address 300 South Wacker Drive  
Street Suite Number  
Chicago, IL 60606  
City State Zip(+4)

25FEB'21PM2:12

**C. BRIEF DESCRIPTION OF THE TYPE OF LEGISLATION TO WHICH LEGISLATIVE AGENT'S ENGAGEMENT RELATES.**

BP pipeline repair project at Colerain Avenue & Shepherd Road. **CLERK OF COUNCIL**

\*\*\*\* THIS IS A CORRECTED REGISTRATION FROM PREVIOUSLY FILED REGISTRATION FILED APPROXIMATELY 11/21/2020. THOMAS NIEHAUS CONTINUES TO REPRESENT THIS CLIENT IN 2021.



**D. CATEGORICAL LISTING OF PRINCIPAL BUSINESS OR ACTIVITY OF EMPLOYER. PLEASE CHECK ALL THAT ARE APPLICABLE.**

- |  |  |   |
|--|--|---|
| <input type="checkbox"/> Agriculture                 | <input type="checkbox"/> Environment                             | <input type="checkbox"/> Real Estate/Housing    |
| <input type="checkbox"/> Alcohol/Tobacco             | <input type="checkbox"/> Financial Institutions/Consumer Finance | <input type="checkbox"/> Retail and Commercial  |
| <input type="checkbox"/> Arts/Entertainment          | <input type="checkbox"/> Medical/Hospitals/Health Care           | <input type="checkbox"/> Service Business       |
| <input type="checkbox"/> Communications/Media        | <input type="checkbox"/> Insurance                               | <input type="checkbox"/> Social Svs./Human Svs. |
| <input type="checkbox"/> Contractors/Construction    | <input type="checkbox"/> Labor/Labor Organizations               | <input type="checkbox"/> Science and Technology |
| <input type="checkbox"/> County/Local Government     | <input type="checkbox"/> Legal                                   | <input type="checkbox"/> State Employees        |
| <input type="checkbox"/> Education                   | <input type="checkbox"/> Manufacturer                            | <input type="checkbox"/> State Government       |
| <input checked="" type="checkbox"/> Energy/Utilities | <input type="checkbox"/> Public Interest                         | <input type="checkbox"/> Transportation         |

**CERTIFICATION:** THE UNDERSIGNED HEREBY CERTIFY THAT ALL REASONABLE EFFORTS AND DUE DILIGENCE HAVE BEEN UNDERTAKEN IN THE PREPARATION AND COMPLETION OF THIS STATEMENT AND THAT THE CONTENTS ARE TRUE AND ACCURATE TO THE BEST OF HIS OR HER KNOWLEDGE.

**ALL SIGNATURES MUST BE ORIGINAL AND SIGNED PERSONALLY BY THE NAMED INDIVIDUAL.**

Thomas E. Niehaus

Type or Print Name of Legislative Agent



Signature of Legislative Agent

11/17/2020

Date

Mary Caprella

Type or Print Name of Persons Signing for Employer



BY:

Signature for Employer

State and Local Government Affairs Director

Title

11/17/2020

Date

Date: February 24, 2021

To: Mayor and Members of City Council 202100746  
From: Paula Boggs Muething, City Manager  
Subject: EMERGENCY ORDINANCE – ODOT OTP2 TRANSIT FUND APPLICATION

---

Attached is an emergency ordinance captioned as follows:

AUTHORIZING the City Manager to apply for financial assistance from the Ohio Department of Transportation for transit purposes under the Ohio Transit Partnership Program for state fiscal year 2022.

Approval of this Emergency Ordinance will authorize the City Manager to file applications with ODOT for transit funds under the Ohio Transit Partnership Program (“OTP2”).

ODOT requires no local match for OTP2 funds.

ODOT requires applicants for funding to include legislative authorization as part of the application process.

The reason for the emergency is the immediate need to submit an application to ODOT under the OTP2 in order to meet applicable program deadlines.

The Administration recommends passage of the attached emergency ordinance.

cc: John S. Brazina, Director, Transportation and Engineering

EMERGENCY

City of Cincinnati

JRS  
AWB

An Ordinance No. \_\_\_\_\_

- 2021

**AUTHORIZING** the City Manager to apply for financial assistance from the Ohio Department of Transportation for transit purposes under the Ohio Transit Partnership Program for state fiscal year 2022.

WHEREAS, the Ohio Department of Transportation (“ODOT”) has been delegated authority to award state financial assistance for transit projects under the Ohio Transit Partnership Program (“OTP2”), and the City of Cincinnati (“City”) wishes to apply for such financial assistance and other grants and assistance made available for the state fiscal year 2022; and

WHEREAS, the City is a direct recipient of Federal Transit Administration Section 5307 funds and is eligible to apply for financial assistance for the Cincinnati Bell Connector streetcar project under the OTP2 for fiscal year 2022; and

WHEREAS, there is no local match required for OTP2 project awards, and OTP2 prioritizes projects that demonstrate capacity to spend funds in fiscal year 2022; and

WHEREAS, ODOT requires applicants for funding to include legislative authorization as part of the application process for award of OTP2 funds; and

WHEREAS, in making OTP2 applications for such financial assistance, the City will provide annual certifications and assurances to the State of Ohio required for the Cincinnati Bell Connector streetcar project pursuant to any grants and to its status as a grantee; now, therefore,

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

Section 1. That the City Manager is authorized to apply to the Ohio Department of Transportation (“ODOT”) for state financial assistance in state fiscal year 2022 for eligible transit purposes under the Ohio Transit Partnership Program (“OTP2”).

Section 2. That proper city officials are authorized to take all necessary and proper actions to provide certifications, assurances, and other documents ODOT requires in advance of awarding financial assistance under the OTP2.

Section 3. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms

of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to submit an application to ODOT under the OTP2 in order to meet applicable program deadlines.

Passed: \_\_\_\_\_, 2021

\_\_\_\_\_  
John Cranley, Mayor

Attest: \_\_\_\_\_  
Clerk

February 24, 2021

**To:** Mayor and Members of City Council 202100749  
**From:** Paula Boggs Muething, City Manager  
**Subject:** **Emergency Ordinance – Urban Minority Alcoholism Drug Abuse Outreach Program (UMADAOP) and Talbert House Moral Obligation**

---

Attached is an Emergency Ordinance captioned:

**AUTHORIZING** a total payment of \$302,191.90 as a moral obligation to the Urban Minority Alcoholism Drug Abuse Outreach Program (“UMADAOP”) and Talbert House for services provided to the City as part of the State of Ohio Opioid Response Continuum Grant, with \$190,167 payable to UMADAOP, and the remaining \$112,024.90 payable to Talbert House.

Approval of this Emergency Ordinance authorizes the payment of \$302,191.90 as a moral obligation to the Urban Minority Alcoholism Drug Abuse Outreach Program (“UMADAOP”) and Talbert House for wrap around continuum of care services provided to the City as part of the State of Ohio Opioid Response Continuum Grant between July 1, 2020 and September 30, 2020. A moral obligation payment is necessary because funds were not certified by the Health Department for services performed by UMADAOP and Talbert House.

This Emergency Ordinance also authorizes the Finance Director to make a payment of \$302,191.90 from the Health Department's non-personnel operating budget account no. 350x265x3560x7285, to UMADAOP and Talbert House as a moral obligation of the City of Cincinnati, for services provided to the City as part of the State of Ohio Opioid Response Continuum Grant. Sufficient funds are available for this expense.

The reason for the emergency is the immediate need for the Cincinnati Health Department to pay the UMADAOP and Talbert House for services performed as part of the SOR Continuum Grant prior to the Health Department becoming a registered program vendor in 2020.

The Administration recommends passage of this Emergency Ordinance.

cc: Christopher A. Bigham, Assistant City Manager  
Karen Alder, Finance Director

Attachment

Section 2. That the proper City officials are authorized to do all things necessary and proper to carry out the provisions of Section 1 hereof.

Section 3. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need for the Cincinnati Health Department to pay the UMADAOP and Talbert House for services performed as part of the SOR Continuum Grant prior to the Health Department becoming a registered program vendor in 2020.

Passed: \_\_\_\_\_, 2021

\_\_\_\_\_  
John Cranley, Mayor

Attest: \_\_\_\_\_  
Clerk

February 24, 2021

**To:** Mayor and Members of City Council 202100750  
**From:** Paula Boggs Muething, City Manager  
**Subject:** Ordinance – School Outfitters Donation to Wasson Way Trail

---

Attached is an Ordinance captioned:

**AUTHORIZING** the transfer and appropriation of an amount up to \$33,333, representing a donation from School Outfitters, from Fund No. 437, “Wasson Way Trail Donations,” to existing capital improvement program project account no. 980x232x212371, “Wasson Way Trail,” for the purpose of providing resources for planning, design, and construction of work in future phases of the Wasson Way Trail Network, a shared-use path for bicycles and pedestrians.

Approval of this Ordinance will authorize the transfer and appropriation an amount up to \$33,333, representing a donation from School Outfitters, from Fund No. 437, “Wasson Way Trail Donations,” to existing capital improvement program project account no. 980x233x212371, "Wasson Way Trail," for the purpose of providing resources for the planning, design, and construction of work in future phases of the Wasson Way Trail Network, a shared-use path for bicycles and pedestrians.

On June 6, 2018, the City Council passed Ordinance No. 0132-2018, which authorized the City Manager to review and accept donations for the purpose of providing resources for the Wasson Way Trail Network. On May 8, 2019, the City Council passed Ordinance No. 0144-2019, authorizing the transfer and appropriation of the School Outfitters’ donation of \$33,333 as the first installment of the School Outfitters’ planned donations totaling an amount up to \$100,000 for the purpose of providing funding for the Wasson Way Trail Network. The City Manager has accepted \$33,333 as the second installment of the School Outfitters’ donations. Approval from the City Council is required to transfer and appropriate this second installment resources to the “Wasson Way Trail” project.

The Wasson Way Trail Network is in accordance with the “Connect” goal to “Develop an efficient multi-modal transportation system that supports neighborhood livability” as well as the strategies to “expand options for non-automotive travel,” and “plan, design, and implement a safe and sustainable transportation system,” as described on pages 129-138 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

cc: Christopher A. Bigham, Assistant City Manager  
Karen Alder, Finance Director

Attachment



**AUTHORIZING** the transfer and appropriation of an amount up to \$33,333, representing a donation from School Outfitters, from Fund No. 437, “Wasson Way Trail Donations,” to existing capital improvement program project account no. 980x232x212371, “Wasson Way Trail,” for the purpose of providing resources for planning, design, and construction of work in future phases of the Wasson Way Trail Network, a shared-use path for bicycles and pedestrians.

WHEREAS, Ordinance No. 0132-2018, passed June 6, 2018, authorized the City Manager and City officials to solicit donations for the Wasson Way Trail Network from the Cincinnati business community, individual benefactors, and other available sources; and

WHEREAS, Ordinance No. 0132-2018 also established Fund No. 437, “Wasson Way Trail Donations,” and authorized the City Manager to review and accept donations into the fund for the purpose of providing funding for the Wasson Way Trail Network; and

WHEREAS, in 2019 School Outfitters donated, and the City Manager accepted, \$33,333 as the first installment of School Outfitters’ planned donations totaling an amount of up to \$100,000 over the next three years for the purpose of providing funding for the Wasson Way Trail Network; and

WHEREAS, Ordinance No. 0144-2019, passed May 8, 2019, authorized the transfer and appropriation of School Outfitters’ donation of \$33,333, as the first installment of School Outfitters’ planned donations, for the purpose of providing funding for the Wasson Way Trail Network; and

WHEREAS, School Outfitters has donated, and the City Manager has accepted, \$33,333 as the second installment of School Outfitters’ donations totaling an amount of up to \$100,000 for the purpose of funding the Wasson Way Trail Network; and

WHEREAS, School Outfitters’ donation does not require any local matching resources and there are no new FTE associated with this donation; and

WHEREAS, the Wasson Way Trail Network is in accordance with the “Connect” goal to “Develop an efficient multi-modal transportation system that supports neighborhood livability” as well as with strategies to “expand options for non-automotive travel,” and to “plan, design, and implement a safe and sustainable transportation system,” as described on pages 129-138 of Plan Cincinnati; now, therefore,

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



Section 1. That the transfer and appropriation of an amount up to \$33,333, representing a donation from School Outfitters, from Fund No. 437, "Wasson Way Trail Donations," to existing capital improvement program project account no. 980x232x212371, "Wasson Way Trail," is hereby authorized for the purpose of providing resources for planning, design, right-of-way acquisition, construction, and inspection of the Wasson Way Trail Network, a shared-use path for bicycles and pedestrians.

Section 2. That the proper City officials are hereby authorized to do all things necessary and proper to carry out the provisions of Section 1 hereof.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: \_\_\_\_\_, 2021

\_\_\_\_\_  
John Cranley, Mayor

Attest: \_\_\_\_\_  
Clerk

February 24, 2021

**To:** Mayor and Members of City Council 202100766  
**From:** Paula Boggs Muething, City Manager  
**Subject:** **Emergency Ordinance – Acceptance of Seven Hills Expedited Type II Annexation**

---

Transmitted herewith is an emergency ordinance captioned as follows:

**ACCEPTING AND CONFIRMING** the annexation of approximately 10.786 acres of land owned by The Seven Hills School, in Columbia Township, Hamilton County, Ohio, to the City of Cincinnati pursuant to an Expedited Type II Annexation petition approved by the Board of County Commissioners of Hamilton County, Ohio.

The reason for the emergency is the immediate need to rezone the annexed territory and provide it with the public services set forth by Ordinance No. 262-2018 without delay.

EMERGENCY

City of Cincinnati

CHM  
AWB

An Ordinance No. \_\_\_\_\_

- 2021

**ACCEPTING AND CONFIRMING** the annexation of approximately 10.786 acres of land owned by The Seven Hills School, in Columbia Township, Hamilton County, Ohio, to the City of Cincinnati pursuant to an Expedited Type II Annexation petition approved by the Board of County Commissioners of Hamilton County, Ohio.

WHEREAS, on August 21, 2018, Stephen M. Griffith, Jr., agent for The Seven Hills School, filed an Expedited Type II Annexation petition with the Clerk of the Board of County Commissioners of Hamilton County, Ohio, pursuant to R.C. Section 709.023, to annex approximately 10.786 acres of land in Columbia Township, Hamilton County, Ohio to the City of Cincinnati (the "Annexation Petition"); and

WHEREAS, on September 6, 2018, City Council passed Ordinance No. 262-2018, which ordinance expressed the City's consent to the Annexation Petition, set forth the public services to be provided to the annexed territory, and established the land use regulations for the annexed territory upon annexation to the City; and

WHEREAS, on April 2, 2020, the Board of County Commissioners of Hamilton County, Ohio adopted a resolution approving the Annexation Petition; and

WHEREAS, pursuant to R.C. Section 709.033(C)(1), the Clerk of the Board of County Commissioners of Hamilton County, Ohio delivered a certified copy of the transcript of the annexation proceedings and resolution approving the Annexation Petition to the City on November 19, 2020 and, pursuant to R.C. 709.04, the City may take action on the petition as more than 60 days have passed since said transmittal date; and

WHEREAS, the City Manager has determined that the annexation of the territory is in the best interest of the City and recommends that Council accept the annexation of the territory to the City; and

WHEREAS, the City Planning Commission recommended the approval of the annexation of the territory at its meeting on December 1, 2017; and

WHEREAS, Council considers the annexation of the territory to the City to be in the best interests of the City and the public health, safety, morals, and welfare; now, therefore,

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

Section 1. That the City hereby accepts and confirms (i) the Expedited Type II Annexation petition filed by Stephen M. Griffith, Jr., agent for The Seven Hills School, to annex approximately

10.786 acres of land owned by The Seven Hills School, in Columbia Township, Hamilton County, Ohio to the City of Cincinnati (the "Petition"); (ii) the annexation plat entitled *Map of Territory Area to be Annexed to the City of Cincinnati from Columbia Township* (the "Annexation Plat"); and (iii) all other documents of record concerning the Petition on file with the Board of County Commissioners of Hamilton County, Ohio, including, without limitation, x ordinances, y agreements, and z the transcript of the annexation proceedings and resolution of approval dated April 2, 2020 (collectively with the Petition and Annexation Plat, the "Annexation Record"), which Annexation Record is attached to this ordinance as Exhibit A and incorporated herein by reference.

The approximately 10.786 acres of land hereby accepted for annexation is more particularly described as follows:

Situated in Section 17, Town 4, Fractional Range 2, BTM Columbia Township, Hamilton County, Ohio, being all of a 10.786 acre tract of land conveyed to The Seven Hills School as recorded in O.R. 12646 Pg. 1218, Hamilton County, Ohio Records:

Beginning at a point in the west line of said Section 17, said point being N05°15'58"E a distance of 1215.06 feet from the southwest corner of said Section 17, said point also being in the centerline of Red Bank Road;

Thence along said west line, N05°15'58"E a distance of 590.62 feet to a point;

Thence, S83°52'56"E, passing a 5/8" iron pin set at 30.00 feet, a total distance of 40.56 feet to a concrete monument found in the east right of way line of Red Bank Road;

Thence along said east right of way line, N05°27'04"E a distance of 167.21 feet to a 5/8" iron pin set;

Thence continuing, along a curve to the right an arc distance of 23.56 feet to a 5/8" iron pin set in the south right of way line of Ellmarie Drive, said curve having a radius of 15.00 feet, a delta of 90°00'00" and a chord bearing N50°27'04"E a distance of 21.21 feet;

Thence along said south right of way line the following three (3) courses:

1. S84°32'56"E a distance of 139.60 feet to a 5/8" iron pin set;
2. Along a curve to the left an arc distance of 72.44 feet to a 5/8" iron pin set, said curve having a radius of 191.56 feet, a delta of 21°40'00" and a chord bearing N84°37'04"E a distance of 72.01 feet;
3. Along a curve to the right an arc distance of 23.56 feet to a 5/8" iron pin set in the southwesterly right of way line of Raywill Court, said curve having a radius of 15.00 feet a delta of 90°00'00" and a chord bearing S61°12'56"E a distance of 21.21 feet;

Thence along said southwesterly right of way line the following three (3) courses:

1. S16°12'56"E a distance of 93.75 feet to a 5/8" iron pin set;
2. Along a curve to the right an arc distance of 29.63 feet to a 5/8" iron pin set, said curve having a radius of 50.83 feet, a delta of 33°23'57" and a chord bearing S00°29'03"W a distance of 29.21 feet;
3. Along a curve to the left an arc distance of 54.73 feet to a 5/8" iron pin set in the northwest corner of Lot 48 of Hillsdale Homes Subdivision as recorded in P.B. 59, Pgs. 24-25, said curve having a radius of 40.00 feet, a delta of 78°23'57" and a chord bearing S22°00'57"E a distance of 50.56 feet;

Thence along the westerly line of said Lot 48, S28°47'04"W a distance of 113.57 feet to a 5/8" iron pin set in the south line of said Hillsdale Homes Subdivision;

Thence in part along said south line and along the south line of a tract of land conveyed to the Seven Hills School in O.R. 12965, Pg. 922, S83°52'56"E a distance of 863.18 feet to a point in the westerly right of way line of Red Bank Expressway, witness a found 3/4" iron pin lying 0.3 feet North and 0.3 feet East;

Thence along said westerly right of way line the following three (3) courses:

1. S00°15'52"E a distance of 0.26 feet;
2. S08°27'40"W a distance of 220.76 feet to a 5/8" iron pin set;
3. S15°23'05"W a distance of 92.03 feet to a 5/8" iron pin set in the north line of a 24.784 acre (deed) tract of land conveyed to The Seven Hills School in O.R. 8380 Pg. 2080;

Thence along the lines of said 24.784 acre (deed) tract of land the following three (3) courses:

1. N83°55'42"W a distance of 965.33 feet to a point, witness a found 1" pipe lying 0.6 feet North and 0.6 feet West;
2. S05°15'58"W a distance of 203.00 feet to a 5/8" iron pin set;
3. N83°55'42"W, passing a 5/8" iron pin set at 140.00 feet, a total distance of 170.00 feet to the point of beginning.

Containing 10.786 acres, more or less and being subject to easements, restrictions and rights of way of record. Bearings are based on P.B. 355, Pg. 53, Hamilton County, Ohio Records.

Section 2. That this acceptance and confirmation of the annexation of the territory to the City is made pursuant to the provisions of Ordinance No. 262-2018.

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

Section 4. That, pursuant to R.C. Section 709.06, the Clerk of Council is hereby authorized and directed to issue authenticated copies of this ordinance and the accompanying Annexation Record, certifying the correctness thereof, and to deliver one copy each to the Hamilton County, Ohio Auditor's Office; the Hamilton County, Ohio Recorder's Office; the Ohio Secretary of State; the Columbia Township Administrator; and the Board of Elections of Hamilton County, Ohio.

Section 5. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is

the immediate need to rezone the annexed territory and provide it with the public services set forth by Ordinance No. 262-2018 without delay.

Passed: \_\_\_\_\_, 2021

\_\_\_\_\_  
John Cranley, Mayor

Attest: \_\_\_\_\_  
Clerk

**EXHIBIT A**



Received for the record and referred to the County Engineer...

**Taft/**

425 Walnut Street, Suite 1800 / Cincinnati, Ohio 45202-3957  
Tel: 513.381.2838 / Fax: 513.381.0205  
www.taftlaw.com

STEPHEN M. GRIFFITH, JR.  
513-357-8312  
griffith@taftlaw.com

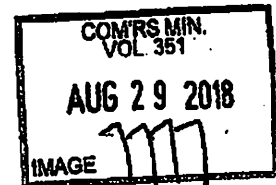
**J.K.P.**

AUG 21 2018

August 20, 2018

**VIA OVERNIGHT DELIVERY SERVICE**

Jacqueline Panioto  
Clerk  
Hamilton County Ohio Board of County Commissioners  
138 East Court Street  
Room 603  
Cincinnati, OH 45202



Re: Annexation Petition of The Seven Hills School Seeking Annexation of  
Approximately 10.786 Acres That is Part of the School's Campus from  
Columbia Township Into the City of Cincinnati

Dear Ms. Panioto:

Enclosed please find the cover letter to you and the petition revised as you requested to indicate the area of the territory to be annexed and the fact that it is only a part of the school campus. Please substitute the enclosed for what we sent you originally.

I am sure that the Board requires that the petitioner pay the Board a fee or a deposit for fees that the Board may incur in connection with considering and acting on the petition. If you let me know that amount, I will get a payment to you.

Please let me know if you need anything further from me in connection with this application. I look forward to working with you on this matter.

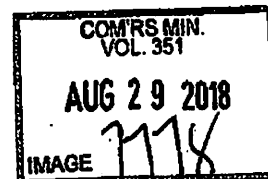
Very truly yours,

Stephen M. Griffith, Jr.

SMG  
Enclosures  
23381989.1

# Taft/

425 Walnut Street, Suite 1800 / Cincinnati, Ohio 45202-3957  
Tel: 513.381.2838 / Fax: 513.381.0205  
www.taftlaw.com



STEPHEN M. GRIFFITH, JR.  
513-357-9312  
griffith@taftlaw.com

**J.K.P.**

AUG 21 2018

August 15, 2018

## VIA OVERNIGHT DELIVERY SERVICE

Jacqueline Panioto  
Clerk  
Hamilton County Ohio Board of County Commissioners  
138 East Court Street  
Room 603  
Cincinnati, OH 45202

**Re: Annexation Petition of The Seven Hills School Seeking Annexation of  
Approximately 10.786 Acres That is Part of the School's Campus from  
Columbia Township into the City of Cincinnati**

---

Dear Ms. Panioto:

This firm represents The Seven Hills School. Attached please find an annexation petition that the school is filing with you for the Board of County Commissioners to consider in accordance with Section 709.23, Ohio Revised Code. That statute provides for an annexation when the annexed territory is not to be excluded from the township of which the territory is a part.

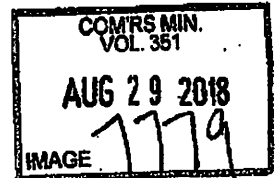
The school seeks annexation of property from Columbia Township into the City of Cincinnati. The school is the sole owner of the territory for which it seeks annexation.

Attached to the petition is a legal description of the territory sought to be annexed and four copies of a plat showing such description. I have a mylar copy of the plat for signature of the commissioners that I can provide you when necessary or you deem appropriate.

Also attached to the petition is a copy of an agreement between Columbia Township and the City of Cincinnati pertaining to the proposed annexation.

Also enclosed with this letter is a copy of the name, owner's address, and Auditor's tax parcel number of each parcel abutting the territory sought to be annexed.

Jacqueline Panioto  
August 15, 2018  
Page 2



I am sure that the Board requires that the petitioner pay the Board a fee or a deposit for fees that the Board may incur in connection with considering and acting on the petition. If you let me know that amount, I will get a payment to you.

Please let me know if you need anything further from me in connection with this application. I look forward to working with you on this matter.

Very truly yours,

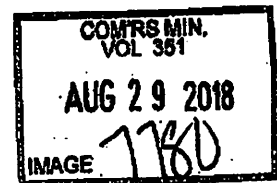
Stephen M. Griffith, Jr.

SMG  
Enclosures

23349763.1

**ANNEXATION PETITION IN ACCORDANCE WITH REVISED CODE SECTION 709.023**

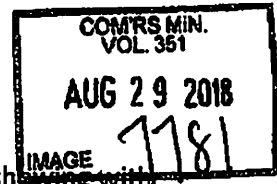
**To: COUNTY COMMISSIONERS OF HAMILTON COUNTY, OHIO:**



The undersigned landowner ("Petitioner"), in accordance with Ohio Revised Section 709.023, respectfully petitions County Commissioners of Hamilton County, Ohio for annexation to the City of Cincinnati, Ohio ("Cincinnati") the following described unincorporated territory in the Township of Columbia, County of Hamilton, State of Ohio that is Hamilton County, Ohio Auditor's parcel number 520-0215-0011-00, consisting of approximately 10.786 acres that is part of Petitioner's campus, and that is more particularly described in Exhibit A to this petition and incorporated in it (the "Territory").

And in support of this petition, Petitioner shows to the Commissioners of Hamilton County, Ohio:

1. That the Territory is eligible for annexation to Cincinnati in accordance with Ohio Revised Code Section 709.023.
2. That the Territory is not embraced within any city, city and county, or incorporated town.
3. That the Territory abuts upon and is contiguous to Cincinnati in a manner which will afford reasonable ingress and egress to Cincinnati.
4. That (i) not less than one-sixth of the aggregate external boundaries of the Territory coincide with the existing boundaries of Cincinnati, and (ii) not less than five percent of the perimeter boundary of the Territory shares a boundary with Cincinnati.
5. That the noncontiguous boundaries of the Territory coincide with the existing block lines or center lines of established streets, roads, highways, or alleys, or with governmental subdivision lines for purposes of identification wherever possible.
6. That Petitioner is the sole and absolute owner in fee simple of the entire Territory.
7. That the address of Petitioner accompanies its signature below, together with the date of such signing.



8. This Petition is accompanied by four copies of a map or plat of the Territory, showing with reasonable certainty the Territory, its boundaries, and its relationship to the established corporate limits of Cincinnati.

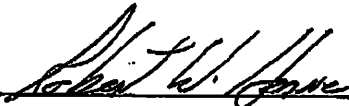
9. Attached is a copy of a certain agreement between the City of Cincinnati, Ohio and Columbia Township, Hamilton County, Ohio pertaining to the annexation petitioned for in this Annexation Petition.

Petitioner appoints Stephen M. Griffith, Jr., care of Taft Stettinius & Hollister LLP, 425 Walnut Street, Suite 1800, Cincinnati, Ohio 45202, (513) 357-9312, [griffith@taftlaw.com](mailto:griffith@taftlaw.com), to act as Petitioner's agent.

WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL IN LAW OR EQUITY FROM THE BOARD OF COUNTY COMMISSIONERS' ENTRY OF ANY RESOLUTION PERTAINING TO THIS SPECIAL ANNEXATION PROCEDURE, ALTHOUGH A WRIT OF MANDAMUS MAY BE SOUGHT TO COMPEL THE BOARD TO PERFORM ITS DUTIES REQUIRED BY LAW FOR THIS SPECIAL ANNEXATION PROCEDURE.

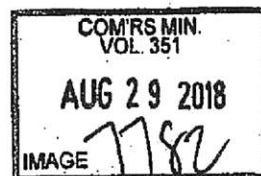
Petitioner:

THE SEVEN HILLS SCHOOL,  
an Ohio non-profit corporation

By 

Robert W. Horne  
Director of Finance & Operations  
Date signed: August 15, 2018

EXHIBIT A



CINCINNATI  
COLUMBUS  
DAYTON

6305 Centre Park Drive  
West Chester, OH 45069  
phone ► 513.779.7851  
fax ► 513.779.7852  
www.kleingers.com

January 25, 2017

**Legal Description**  
10.786 Acres – Annexation

Situated in Section 17, Town 4, Fractional Range 2, BTM Columbia Township, Hamilton County, Ohio, being all of a 10.786 acre tract of land conveyed to The Seven Hills School as recorded in O.R. 12646 Pg. 1218:

Beginning at a point in the west line of said Section 17, said point being N05°15'58"E a distance of 1215.06 feet from the southwest corner of said Section 17, said point also being in the centerline of Red Bank Road;

Thence along said west line, N05°15'58"E a distance of 590.62 feet to a point;

Thence, S83°52'56"E, passing a 5/8" iron pin set at 30.00 feet, a total distance of 40.56 feet to a concrete monument found in the east right of way line of Red Bank Road;

Thence along said east right of way line, N05°27'04"E a distance of 167.21 feet to a 5/8" iron pin set;

Thence continuing, along a curve to the right an arc distance of 23.56 feet to a 5/8" iron pin set in the south right of way line of Ellmarie Drive, said curve having a radius of 15.00 feet, a delta of 90°00'00" and a chord bearing N50°27'04"E a distance of 21.21 feet;

Thence along said south right of way line the following three (3) courses:

1. S84°32'56"E a distance of 139.60 feet to a 5/8" iron pin set;
2. Along a curve to the left an arc distance of 72.44 feet to a 5/8" iron pin set, said curve having a radius of 191.56 feet, a delta of 21°40'00" and a chord bearing N84°37'04"E a distance of 72.01 feet;
3. Along a curve to the right an arc distance of 23.56 feet to a 5/8" iron pin set in the southwesterly right of way line of Raywill Court, said curve having a radius of 15.00 feet, a delta of 90°00'00" and a chord bearing S61°12'56"E a distance of 21.21 feet;

Thence along said southwesterly right of way line the following three (3) courses:

1. S16°12'56"E a distance of 93.75 feet to a 5/8" iron pin set;



THE  
**KLEINGERS**  
GROUP

2. Along a curve to the right an arc distance of 29.63 feet to a 5/8" iron pin set, said curve having a radius of 50.83 feet, a delta of 33°23'57" and a chord bearing S00°29'03"W a distance of 29.21 feet;
3. Along a curve to the left an arc distance of 54.73 feet to a 5/8" iron pin set in the northwest corner of Lot 48 of Hillsdale Homes Subdivision as recorded in P.B. 59 Pgs 24-25, said curve having a radius of 40.00 feet, a delta of 78°23'57" and a chord bearing S22°00'57"E a distance of 50.56 feet;

Thence along the westerly line of said Lot 48, S28°47'04"W a distance of 113.57 feet to a 5/8" iron pin set in the south line of said Hillsdale Homes Subdivision;

Thence in part along said south line and along the south line of a tract of land conveyed to the Seven Hills School in O.R. 12965 Pg. 922, S83°52'56"E a distance of 863.18 feet to a point in the westerly right of way line of Red Bank Expressway, witness a found 3/4" iron pin lying 0.3 feet North and 0.3 feet East;

Thence along said westerly right of way line the following three (3) courses:

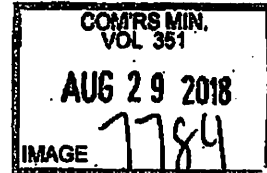
1. S00°15'52"E a distance of 0.26 feet;
2. S08°27'40"W a distance of 220.76 feet to a 5/8" iron pin set;
3. S15°23'05"W a distance of 92.03 feet to a 5/8" iron pin set in the north line of a 24.784 acre (deed) tract of land conveyed to The Seven Hills School in O.R. 8380 Pg. 2080;

Thence along the lines of said 24.784 acre (deed) tract of land the following three (3) courses:

1. N83°55'42"W a distance of 965.33 feet to a point, witness a found 1" pipe lying 0.6 feet North and 0.6 feet West;
2. S05°15'58"W a distance of 203.00 feet to a 5/8" iron pin set;
3. N83°55'42"W, passing a 5/8" iron pin set at 140.00 feet, a total distance of 170.00 feet to the point of beginning.

Containing 10.786 acres, more or less and being subject to easements, restrictions and rights of way of record.

Bearings are based on P.B. 355 Pg. 53.



## ANNEXATION AGREEMENT

This Annexation Agreement is made and entered into on the Effective Date (as defined on the signature page hereof) by and between the City of Cincinnati ("Cincinnati"), a municipal corporation organized and existing under the Constitution and the laws of the State of Ohio, and Columbia Township ("Columbia Township"), a township organized and existing under the Constitution and the laws of the State of Ohio (referred to collectively as "Parties").

WHEREAS, the Seven Hills School (the "School") is an Ohio non-profit corporation that operates early childhood through secondary educational facilities on a contiguous campus that straddles the Cincinnati's territorial boundary with Columbia Township; and

WHEREAS, the School holds title to certain real property comprising a portion of the School's campus lying within Columbia Township, which real property is more particularly identified as Hamilton County Auditor's Parcel No. 520-0215-0011-00, and described and depicted in Exhibit A attached hereto and incorporated herein (the "Property"); and

WHEREAS, the School will prepare or has prepared an Expedited Type II Annexation petition pursuant to Ohio Revised Code Section 709.023 to request the Board of County Commissioners, Hamilton County to annex the Property to Cincinnati; and

WHEREAS, the Property will not be excluded from Columbia Township under Ohio Revised Code Section 503.07 upon annexation to Cincinnati and shall remain subject to Columbia Township real property taxation; and

WHEREAS, this agreement shall serve as an annexation agreement for purposes of Ohio Revised Code Section 709.192; and

WHEREAS, the Parties agree, with respect to the annexation of the Property to Cincinnati, the terms hereinafter set forth in this Annexation Agreement are in the best interest of their respective citizens and taxpayers; and

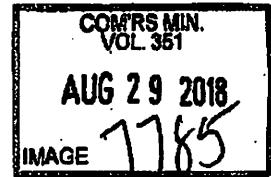
NOW THEREFORE, in consideration of the mutual promises and covenants contained herein, and intending to be legally bound, the Parties hereby agree as follows:

Section 1. This Agreement shall constitute an annexation agreement under Ohio Revised Code Section 709.192.

Section 2. The Parties acknowledge and agree that Cincinnati shall provide to the Property all public services upon annexation as stipulated by ordinance or resolution passed by Cincinnati Council.

Section 3. The Parties acknowledge and agree that any obligations or commitments made by the Parties contained herein are contingent and shall be effective and enforceable only upon the approval of all necessary legislation and/or resolutions by the appropriate legislative authorities.





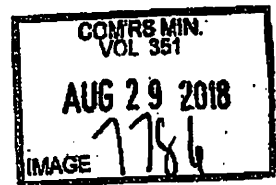
Section 4. This Agreement may be amended from time to time under Ohio Revised Code Section 709.192(B) to address any subject matter enumerated by Ohio Revised Code Section 709.192(C)(1)-(15) and all other subject matters that may be addressed in an annexation agreement under Ohio law.

Section 5. This Agreement shall be governed by, construed, and interpreted in accordance with the laws of the State of Ohio and the United States, in that order.

Section 6. The provisions of any part of this Agreement are severable. If any provision of this agreement is held by a court of competent jurisdiction to be invalid, void, or unenforceable to any extent, such provision shall be enforced to the greatest extent permitted by law and the remainder of this Agreement and the application of such provision to other persons or circumstances shall not be affected thereby and shall be enforced to the greatest extent permitted by law.

Section 7. This Agreement constitutes the entire understanding of the Parties hereto with respect to the Expedited Type II Annexation of the Property to Cincinnati and supersedes all prior negotiations, discussions, undertakings and agreements between the Parties.

*SIGNATURE PAGE FOLLOWS*



This Agreement is executed by the parties on the dates indicated below their respective signatures, effective as of the later of such dates (the "Effective Date").

COLUMBIA TOWNSHIP,  
HAMILTON COUNTY, OHIO

By: C. Michael Lemon  
C. Michael Lemon, Township Administrator

Date: June 13, 2018

CITY OF CINCINNATI

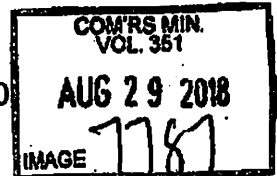
By: Patrick A. Duhaney  
Patrick A. Duhaney, Acting City Manager

Date: 7/18, 2018

APPROVED AS TO FORM:

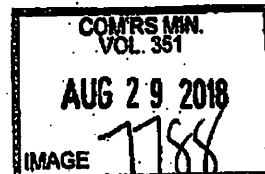
[Signature]  
Assistant City Solicitor

List of Parcels and Owner Information around parcel 520-0215-0011-00



Auditor Parcel ID	Owner Information
520-0215-0053-00	Robert H. Steele, Jr. 5318 Ellmarie Drive Cincinnati, OH 45227
520-0215-0054-00	Hillsdale Land Company 5400 Red Bank Road Cincinnati, OH 45227
520-0215-0055-00	Daniel L. Stephens 5340 Ellmarie Drive Cincinnati, OH 45227
520-0215-0147-00	The Seven Hills School 5400 Red Bank Road Cincinnati, OH 45227
520-0215-0097-00	The Seven Hills School 5400 Red Bank Rd. Cincinnati OH 45227
520-0215-0096-00	The Seven Hills School 5400 Red Bank Rd. Cincinnati OH 45227
520-0215-0084-00	Hillsdale Land Company LLC 5400 Red Bank Rd Cincinnati OH 45227
520-0215-0083-00	The Seven Hills School 5400 Red Bank Rd Cincinnati OH 45227
520-0215-0046-90	The Seven Hills School 5400 Red Bank Rd Cincinnati OH 45227
051-0011-0051-90	Hamilton County Commrs Board Of 138 E Court St Room 603 Cincinnati OH 45202
051-0011-0021-00	The Seven Hills School 5400 Red Bank Rd Cincinnati OH 45227
051-0011-0003-00	The Seven Hills School 5400 Red Bank Rd Cincinnati OH 45227
051-0011-0004-00	The Seven Hills School 5400 Red Bank Rd Cincinnati OH 45227

035-0001-0087-00	The Seven Hills School 5400 Red Bank Rd Cincinnati OH 45227
051-0012-0011-90	City Of Cincinnati 801 Plum St Room 122 Cincinnati OH 45202-5704



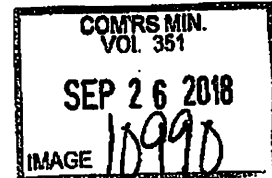
**Image Numbers 7789-7799 were inadvertently skipped by the Clerk**

Received for the record...

Taft/

425 Walnut Street, Suite 1800 / Cincinnati, Ohio 45202-3957  
Tel: 513.381.2838 / Fax: 513.381.0205  
www.taftlaw.com

STEPHEN M. GRIFFITH, JR.  
513-357-9312  
griffith@taftlaw.com



September 11, 2018

**VIA OVERNIGHT DELIVERY SERVICE**

Jacqueline Panioto  
Clerk  
Hamilton County Ohio Board of County Commissioners  
138 East Court Street  
Room 603  
Cincinnati, OH 45202

Re: Annexation Petition of The Seven Hills School Seeking Annexation of  
Approximately 10.786 Acres That is Part of the School's Campus from  
Columbia Township into the City of Cincinnati

Dear Ms. Panioto:

Attached please find the affidavit of service that you requested.

Also attached please find a copy of an ordinance that the City Council of Cincinnati passed last week related to this matter.

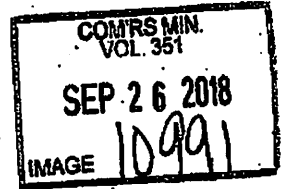
Please let me know if you need anything further from me in connection with this application. I look forward to working with you on this matter.

Very truly yours,

Stephen M. Griffith, Jr.

SMG  
Enclosures

23503823.1



AFFIDAVIT


The undersigned STEPHEN M. GRIFFITH, JR. ("Affiant"), being first duly sworn, and having personal knowledge of the facts recited in this Affidavit, deposes and says as follows:

1. Affiant sent by first class mail on September 10, 2018 a letter to each of the persons on the list attached to this Affidavit as Exhibit A enclosing a copy of the Annexation Petition that is attached to this Affidavit as Exhibit B (the "Petition").
2. Affiant sent by certified mail, return receipt requested on September 10, 2018 a letter to the Clerk of the City Council of the City of Cincinnati and the Administrator of Columbia Township, Hamilton County, Ohio Grantor enclosing a copy of the Annexation Petition.
3. Copies of the letters described in Sections 1 and 2 of this Affidavit are attached as Exhibit C.

AFFIANT SAYS NOTHING FURTHER.

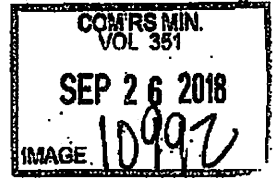
  
 \_\_\_\_\_  
 STEPHEN M. GRIFFITH, JR.

Sworn to before me and subscribed in my presence this 11<sup>th</sup> day of September, 2018 by STEPHEN M. GRIFFITH, JR.

  
 \_\_\_\_\_  
 Notary Public



**ASHLEY WEIGEL**  
 Notary Public, State of Ohio  
 My Commission Expires  
 May 10, 2022

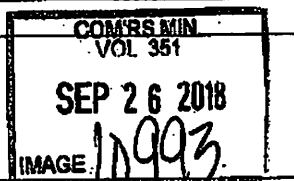


**EXHIBIT A**

**NAME AND ADDRESS LIST**



List of Parcels and Owner Information around parcel 520-0215-0011-00

Auditor Parcel ID	Owner Information	
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051-0012-0011-90	City of Cincinnati 801 Plum St Room 122 Cincinnati OH 45202-5704

COMRS MIN.  
1/21 351  
SEP 26 2018  
IMAGE 10994

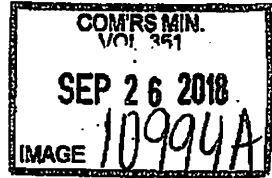
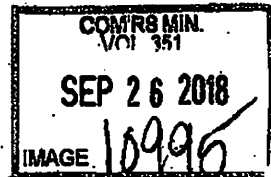


EXHIBIT B  
ANNEXATION PETITION



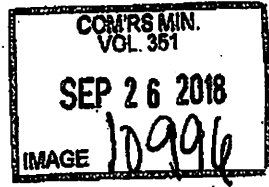
**ANNEXATION PETITION IN ACCORDANCE WITH REVISED CODE SECTION 709.023**

**To: COUNTY COMMISSIONERS OF HAMILTON COUNTY, OHIO:**

The undersigned landowner ("Petitioner"), in accordance with Ohio Revised Section 709.023, respectfully petitions County Commissioners of Hamilton County, Ohio for annexation to the City of Cincinnati, Ohio ("Cincinnati") the following described unincorporated territory in the Township of Columbia, County of Hamilton, State of Ohio that is Hamilton County, Ohio Auditor's parcel number 520-0215-0011-00, and that is more particularly described in Exhibit A to this petition and incorporated in it (the "Territory").

And in support of this petition, Petitioner shows to the Commissioners of Hamilton County, Ohio:

1. That the Territory is eligible for annexation to Cincinnati in accordance with Ohio Revised Code Section 709.023.
2. That the Territory is not embraced within any city, city and county, or incorporated town.
3. That the Territory abuts upon and is contiguous to Cincinnati in a manner which will afford reasonable ingress and egress to Cincinnati.
4. That (i) not less than one-sixth of the aggregate external boundaries of the Territory coincide with the existing boundaries of Cincinnati, and (ii) not less than five percent of the perimeter boundary of the Territory shares a boundary with Cincinnati.
5. That the noncontiguous boundaries of the Territory coincide with the existing block lines or center lines of established streets, roads, highways, or alleys, or with governmental subdivision lines for purposes of identification wherever possible.
6. That Petitioner is the sole and absolute owner in fee simple of the entire Territory.
7. That the address of Petitioner accompanies its signature below, together with the date of such signing.



8. This Petition is accompanied by four copies of a map or plat of the Territory, showing with reasonable certainty the Territory, its boundaries, and its relationship to the established corporate limits of Cincinnati.

9. Attached is a copy of a certain agreement between the City of Cincinnati, Ohio and Columbia Township, Hamilton County, Ohio pertaining to the annexation petitioned for in this Annexation Petition.

Petitioner appoints Stephen M. Griffith, Jr., care of Taft Stettinius & Hollister LLP, 425 Walnut Street, Suite 1800, Cincinnati, Ohio 45202, (513) 357-9312, [griffith@taftlaw.com](mailto:griffith@taftlaw.com), to act as Petitioner's agent.

WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL IN LAW OR EQUITY FROM THE BOARD OF COUNTY COMMISSIONERS' ENTRY OF ANY RESOLUTION PERTAINING TO THIS SPECIAL ANNEXATION PROCEDURE, ALTHOUGH A WRIT OF MANDAMUS MAY BE SOUGHT TO COMPEL THE BOARD TO PERFORM ITS DUTIES REQUIRED BY LAW FOR THIS SPECIAL ANNEXATION PROCEDURE.

Petitioner:

THE SEVEN HILLS SCHOOL,  
an Ohio non-profit corporation

By

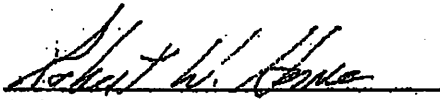
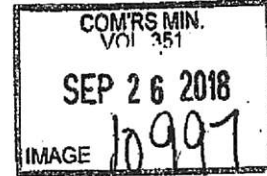
  
Robert W. Horne  
Director of Finance & Operations  
Date signed: August 15, 2018

EXHIBIT A



CINCINNATI  
COLUMBUS  
DAYTON

6305 Centre Park Drive  
West Chester, OH 45069  
phone ► 513.779.7851  
fax ► 513.779.7852  
www.kleingers.com

January 25, 2017

**Legal Description**  
10.786 Acres -- Annexation

Situated in Section 17, Town 4, Fractional Range 2, BTM Columbia Township, Hamilton County, Ohio, being all of a 10.786 acre tract of land conveyed to The Seven Hills School as recorded in O.R. 12646 Pg. 1218:

Beginning at a point in the west line of said Section 17, said point being  $N05^{\circ}15'58''E$  a distance of 1215.06 feet from the southwest corner of said Section 17, said point also being in the centerline of Red Bank Road;

Thence along said west line,  $N05^{\circ}15'58''E$  a distance of 590.62 feet to a point;

Thence,  $S83^{\circ}52'56''E$ , passing a  $5/8''$  iron pin set at 30.00 feet, a total distance of 40.56 feet to a concrete monument found in the east right of way line of Red Bank Road;

Thence along said east right of way line,  $N05^{\circ}27'04''E$  a distance of 167.21 feet to a  $5/8''$  iron pin set;

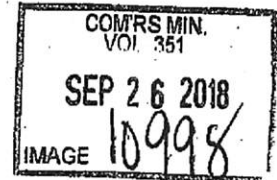
Thence continuing, along a curve to the right an arc distance of 23.56 feet to a  $5/8''$  iron pin set in the south right of way line of Ellmarle Drive, said curve having a radius of 15.00 feet, a delta of  $90^{\circ}00'00''$  and a chord bearing  $N50^{\circ}27'04''E$  a distance of 21.21 feet;

Thence along said south right of way line the following three (3) courses:

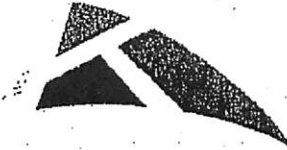
1.  $S84^{\circ}32'56''E$  a distance of 139.60 feet to a  $5/8''$  iron pin set;
2. Along a curve to the left an arc distance of 72.44 feet to a  $5/8''$  iron pin set, said curve having a radius of 191.56 feet, a delta of  $21^{\circ}40'00''$  and a chord bearing  $N84^{\circ}37'04''E$  a distance of 72.01 feet;
3. Along a curve to the right an arc distance of 23.56 feet to a  $5/8''$  iron pin set in the southwesterly right of way line of Raywill Court, said curve having a radius of 15.00 feet, a delta of  $90^{\circ}00'00''$  and a chord bearing  $S61^{\circ}12'56''E$  a distance of 21.21 feet;

Thence along said southwesterly right of way line the following three (3) courses:

1.  $S16^{\circ}12'56''E$  a distance of 93.75 feet to a  $5/8''$  iron pin set;



THE  
**KLEINGERS**  
GROUP



2. Along a curve to the right an arc distance of 29.63 feet to a 5/8" iron pin set, said curve having a radius of 50.83 feet, a delta of 33°23'57" and a chord bearing S00°29'03"W a distance of 29.21 feet;
3. Along a curve to the left an arc distance of 54.73 feet to a 5/8" iron pin set in the northwest corner of Lot 48 of Hillsdale Homes Subdivision as recorded in P.B. 59 Pgs 24-25, said curve having a radius of 40.00 feet, a delta of 78°23'57" and a chord bearing S22°00'57"E a distance of 50.56 feet;

Thence along the westerly line of said Lot 48, S28°47'04"W a distance of 113.57 feet to a 5/8" iron pin set in the south line of said Hillsdale Homes Subdivision;

Thence in part along said south line and along the south line of a tract of land conveyed to the Seven Hills School in O.R. 12965 Pg. 922, S83°52'56"E a distance of 863.18 feet to a point in the westerly right of way line of Red Bank Expressway, witness a found 3/4" iron pin lying 0.3 feet North and 0.3 feet East;

Thence along said westerly right of way line the following three (3) courses:

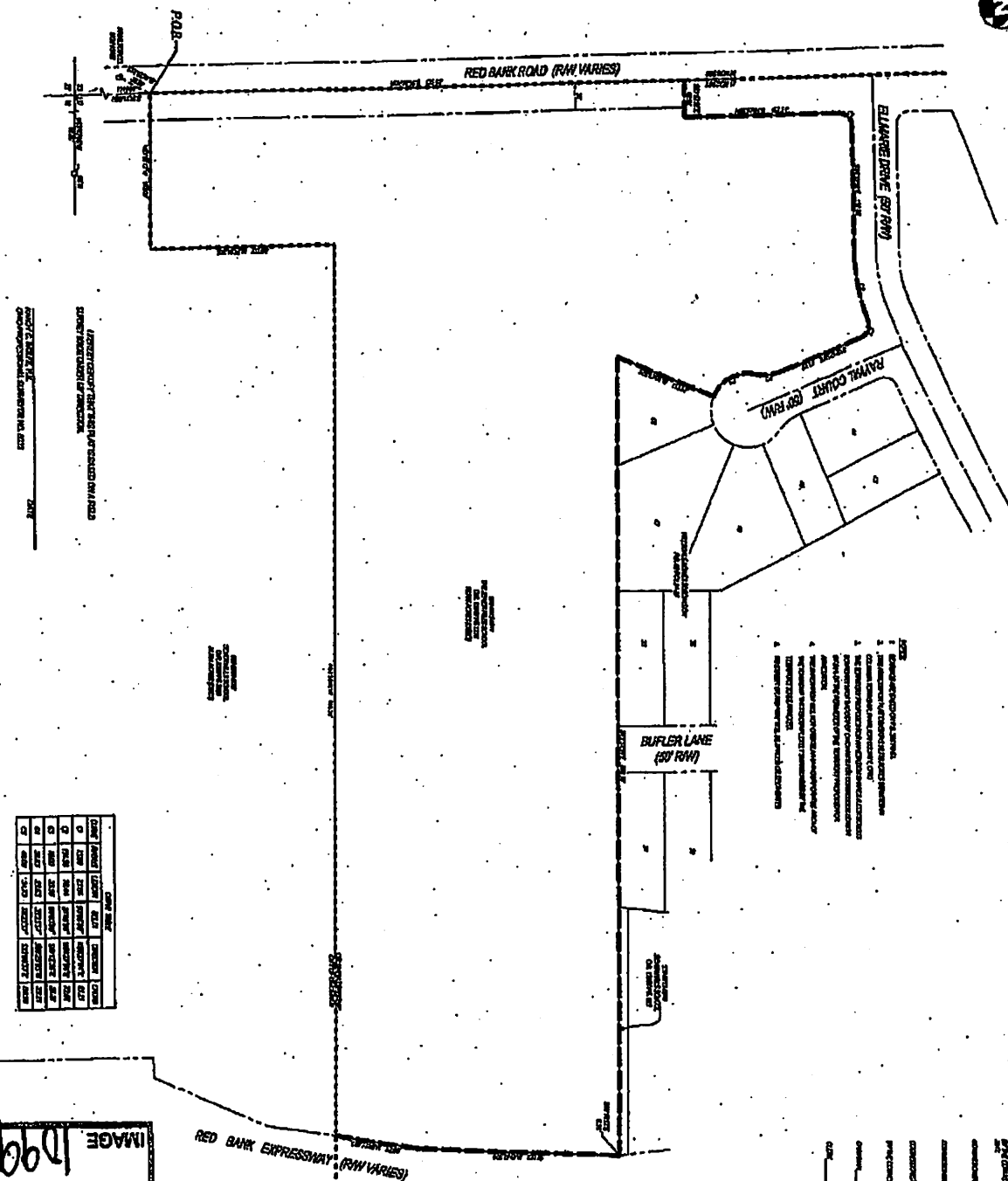
1. S00°15'52"E a distance of 0.26 feet;
2. S08°27'40"W a distance of 220.76 feet to a 5/8" iron pin set;
3. S15°23'05"W a distance of 92.03 feet to a 5/8" iron pin set in the north line of a 24.784 acre (deed) tract of land conveyed to The Seven Hills School in O.R. 8380 Pg. 2080;

Thence along the lines of said 24.784 acre (deed) tract of land the following three (3) courses:

1. N83°55'42"W a distance of 965.33 feet to a point, witness a found 1" pipe lying 0.6 feet North and 0.6 feet West;
2. S05°15'58"W a distance of 203.00 feet to a 5/8" iron pin set;
3. N83°55'42"W, passing a 5/8" iron pin set at 140.00 feet, a total distance of 170.00 feet to the point of beginning.

Containing 10.786 acres, more or less and being subject to easements, restrictions and rights of way of record.

Bearings are based on P.B. 355 Pg. 53.



PROPERTY OF THE STATE OF MINNESOTA  
 COUNTY OF HENNEPIN  
 CITY OF BURNSVILLE  
 DISTRICT 1

Block	Area	Area	Area	Area	Area	Area	Area	Area	Area	Area
1	200	200	200	200	200	200	200	200	200	200
2	200	200	200	200	200	200	200	200	200	200
3	200	200	200	200	200	200	200	200	200	200
4	200	200	200	200	200	200	200	200	200	200
5	200	200	200	200	200	200	200	200	200	200
6	200	200	200	200	200	200	200	200	200	200
7	200	200	200	200	200	200	200	200	200	200
8	200	200	200	200	200	200	200	200	200	200
9	200	200	200	200	200	200	200	200	200	200
10	200	200	200	200	200	200	200	200	200	200

1. [Illegible text]
2. [Illegible text]
3. [Illegible text]
4. [Illegible text]
5. [Illegible text]
6. [Illegible text]
7. [Illegible text]
8. [Illegible text]
9. [Illegible text]
10. [Illegible text]

CONFIRM. VOL 391  
 SEP 26 2018  
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**THE KLEINGERS GROUP**

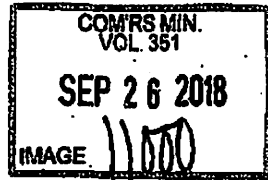
1 OF 1

STATE OF MINNESOTA

MAP OF TERRITORY  
 AREA FOR RE-ANNEXED  
 CITY OF BURNSVILLE  
 DISTRICT 1

THE SEVEN HILLS  
 SCHOOL  
 ANNEXATION





**ANNEXATION AGREEMENT**

This Annexation Agreement is made and entered into on the Effective Date (as defined on the signature page hereof) by and between the City of Cincinnati ("Cincinnati"), a municipal corporation organized and existing under the Constitution and the laws of the State of Ohio, and Columbia Township ("Columbia Township"), a township organized and existing under the Constitution and the laws of the State of Ohio (referred to collectively as "Parties").

WHEREAS, the Seven Hills School (the "School") is an Ohio non-profit corporation that operates early childhood through secondary educational facilities on a contiguous campus that straddles the Cincinnati's territorial boundary with Columbia Township; and

WHEREAS, the School holds title to certain real property comprising a portion of the School's campus lying within Columbia Township, which real property is more particularly identified as Hamilton County Auditor's Parcel No. 520-0215-0011-00, and described and depicted in Exhibit A attached hereto and incorporated herein (the "Property"); and

WHEREAS, the School will prepare or has prepared an Expedited Type II Annexation petition pursuant to Ohio Revised Code Section 709.023 to request the Board of County Commissioners, Hamilton County to annex the Property to Cincinnati; and

WHEREAS, the Property will not be excluded from Columbia Township under Ohio Revised Code Section 503.07 upon annexation to Cincinnati and shall remain subject to Columbia Township real property taxation; and

WHEREAS, this agreement shall serve as an annexation agreement for purposes of Ohio Revised Code Section 709.192; and

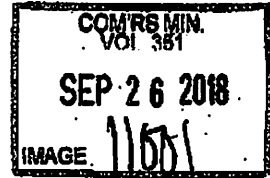
WHEREAS, the Parties agree, with respect to the annexation of the Property to Cincinnati, the terms hereinafter set forth in this Annexation Agreement are in the best interest of their respective citizens and taxpayers; and

NOW THEREFORE, in consideration of the mutual promises and covenants contained herein, and intending to be legally bound, the Parties hereby agree as follows:

Section 1. This Agreement shall constitute an annexation agreement under Ohio Revised Code Section 709.192.

Section 2. The Parties acknowledge and agree that Cincinnati shall provide to the Property all public services upon annexation as stipulated by ordinance or resolution passed by Cincinnati Council.

Section 3. The Parties acknowledge and agree that any obligations or commitments made by the Parties contained herein are contingent and shall be effective and enforceable only upon the approval of all necessary legislation and/or resolutions by the appropriate legislative authorities.



Section 4. This Agreement may be amended from time to time under Ohio Revised Code Section 709.192(B) to address any subject matter enumerated by Ohio Revised Code Section 709.192(C)(1)-(15) and all other subject matters that may be addressed in an annexation agreement under Ohio law.

Section 5. This Agreement shall be governed by, construed, and interpreted in accordance with the laws of the State of Ohio and the United States, in that order.

Section 6. The provisions of any part of this Agreement are severable. If any provision of this agreement is held by a court of competent jurisdiction to be invalid, void, or unenforceable to any extent, such provision shall be enforced to the greatest extent permitted by law and the remainder of this Agreement and the application of such provision to other persons or circumstances shall not be affected thereby and shall be enforced to the greatest extent permitted by law.

Section 7. This Agreement constitutes the entire understanding of the Parties hereto with respect to the Expedited Type II Annexation of the Property to Cincinnati and supersedes all prior negotiations, discussions, undertakings and agreements between the Parties.

*SIGNATURE PAGE FOLLOWS*



This Agreement is executed by the parties on the dates indicated below their respective signatures, effective as of the later of such dates (the "Effective Date").

COLUMBIA TOWNSHIP,  
HAMILTON COUNTY, OHIO

By: C. Michael Lemon  
C. Michael Lemon, Township Administrator

Date: June 13 2018

CITY OF CINCINNATI

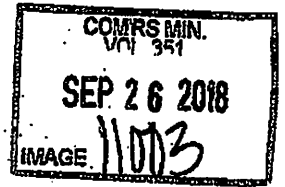
By: Patrick A. Duhaney  
Patrick A. Duhaney, Acting City Manager

Date: 7/18 2018

APPROVED AS TO FORM:

[Signature]  
Assistant City Solicitor

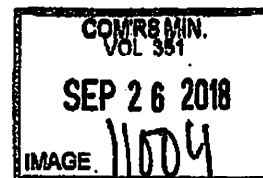
EXHIBIT C  
COPIES OF LETTERS



# Taft/

425 Walnut Street, Suite 1800 / Cincinnati, Ohio 45202-3957  
Tel: 513.381.2838 / Fax: 513.381.0205  
www.taftlaw.com

STEPHEN M. GRIFFITH, JR.  
513-357-9312  
griffith@taftlaw.com



September 10, 2018

Robert H. Steele, Jr.  
5318 Ellmarie Drive  
Cincinnati, OH 45227

Dear Mr. Steele:

This firm represents The Seven Hills School (the "School"). The School has filed with the Hamilton County Board of County Commissioners on August 21, 2018 a petition to annex a 10.786 acre parcel of land from Columbia Township into the City of Cincinnati. The land is Hamilton County Ohio Auditor's parcel 520-0215-0011-00, consisting of approximately 10.786 acres.

A copy of the petition is attached. Included in the petition is a copy of the property that the School proposes be annexed. The School is the sole owner of that parcel.

Ohio law requires the School to send you this notice because you own land across Ellmarie Drive from the parcel that the School wishes annexed.

The County Commissioners will hold a hearing on the annexation petition in the near future.

If you have any questions regarding this matter, please feel free to contact me.

Very truly yours,

Stephen M. Griffith, Jr.

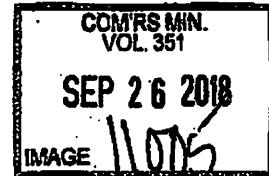
SMG  
Enclosures

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# Taft/

425 Walnut Street, Suite 1800 / Cincinnati, Ohio 45202-3957  
Tel: 513.381.2838 / Fax: 513.381.0205  
www.taftlaw.com

STEPHEN M. GRIFFITH, JR.  
513-357-9312  
griffith@taftlaw.com



September 10, 2018

Daniel L. Stephens  
5340 Ellmarie Drive  
Cincinnati, OH 45227

Dear Mr. Stephens:

This firm represents The Seven Hills School (the "School"). The School has filed with the Hamilton County Board of County Commissioners on August 21, 2018 a petition to annex a 10.786 acre parcel of land from Columbia Township into the City of Cincinnati. The land is Hamilton County Ohio Auditor's parcel 520-0215-0011-00, consisting of approximately 10.786 acres.

A copy of the petition is attached. Included in the petition is a copy of the property that the School proposes be annexed. The School is the sole owner of that parcel.

Ohio law requires the School to send you this notice because you own property across Ellmarie Drive from the parcel that the School wishes annexed.

The County Commissioners will hold a hearing on the annexation petition in the near future.

If you have any questions regarding this matter, please feel free to contact me.

Very truly yours,

Stephen M. Griffith, Jr.

SMG  
Enclosures

23491507.1

# Taft/

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Tel: 513.381.2838 / Fax: 513.381.0205  
www.taftlaw.com

STEPHEN M. GRIFFITH, JR.  
513-367-9312  
griffith@taftlaw.com



September 10, 2018

Hillsdale Land Company  
5400 Ellmarie Drive  
Cincinnati, OH 45227  
Attention: Robert Horne

Dear Robert:

This firm represents The Seven Hills School (the "School"). The School has filed with the Hamilton County Board of County Commissioners on August 21, 2018 a petition to annex a 10.786 acre parcel of land from Columbia Township into the City of Cincinnati. The land is Hamilton County Ohio Auditor's parcel 520-0215-0011-00, consisting of approximately 10.786 acres.

A copy of the petition is attached. Included in the petition is a copy of the property that the School proposes be annexed. The School is the sole owner of that parcel.

Ohio law requires the School to send you this notice because you own property adjacent to the parcel that the School wishes annexed.

The County Commissioners will hold a hearing on the annexation petition in the near future.

If you have any questions regarding this matter, please feel free to contact me.

Very truly yours,

Stephen M. Griffith, Jr.

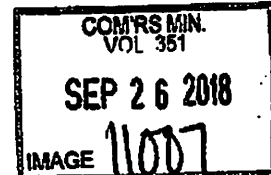
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Enclosures

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# Taft/

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www.taftlaw.com

STEPHEN M. GRIFFITH, JR.  
513-357-9312  
griffith@taftlaw.com



September 10, 2018

**CERTIFIED MAIL, RETURN RECEIPT REQUESTED**

Hamilton County Board of County Commissioners  
138 East Court Street  
Room 603  
Cincinnati, OH 45202

Dear Commissioners:

This firm represents The Seven Hills School (the "School"). The School has filed with the Hamilton County Board of County Commissioners on August 21, 2018 a petition to annex a 10.786 acre parcel of land from Columbia Township into the City of Cincinnati. The land is Hamilton County Ohio Auditor's parcel 520-0215-0011-00, consisting of approximately 10.786 acres.

A copy of the petition is attached. Included in the petition is a copy of the property that the School proposes be annexed. The School is the sole owner of that parcel.

Ohio law requires the School to send you this notice because you own land across Red Bank Road from the parcel that the School wishes annexed.

The County Commissioners will hold a hearing on the annexation petition in the near future.

If you have any questions regarding this matter, please feel free to contact me.

Very truly yours,

Stephen M. Griffith, Jr.

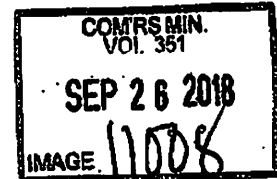
SMG  
Enclosures  
23491533.1



# Taft/

425 Walnut Street, Suite 1800 / Cincinnati, Ohio 45202-3957  
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www.taftlaw.com

STEPHEN M. GRIFFITH, JR.  
513-357-9312  
griffith@taftlaw.com



September 10, 2018

**CERTIFIED MAIL, RETURN RECEIPT REQUESTED**

Melissa Autry  
Clerk, City Council  
City of Cincinnati  
Room 308  
City Hall  
801 Plum Street  
Cincinnati, Ohio 45202

Dear Ms. Autry:

This firm represents The Seven Hills School (the "School"). The School has filed with the Hamilton County Board of County Commissioners on August 21, 2018 a petition to annex a 10.786 acre parcel of land from Columbia Township into the City of Cincinnati. The land is Hamilton County Ohio Auditor's parcel 520-0215-0011-00, consisting of approximately 10.786 acres.

A copy of the petition is attached. Included in the petition is a copy of the property that the School proposes be annexed. The School is the sole owner of that parcel.

Ohio law requires the School to send you this notice.

The County Commissioners will hold a hearing on the annexation petition in the near future.

If you have any questions regarding this matter, please feel free to contact me.

Very truly yours,

Stephen M. Griffith, Jr.

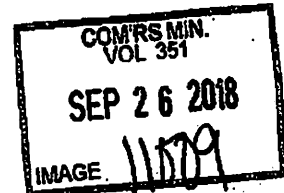
SMG  
Enclosures

cc: Charles Martinez (w/encl.) (E-MAIL)  
23491685.1

# Taft/

425 Walnut Street, Suite 1800 / Cincinnati, Ohio 45202-3957  
Tel: 513.381.2838 / Fax: 513.381.0205  
www.taftlaw.com

STEPHEN M. GRIFFITH, JR.  
513-357-8312  
griffith@taftlaw.com



September 10, 2018

**CERTIFIED MAIL, RETURN RECEIPT REQUESTED**

C. Michael Lemon  
Township Administrator  
Columbia Township  
Hamilton County, Ohio  
5686 Kenwood Road  
Cincinnati, Ohio 45227

Dear Mr. Lemon:

This firm represents The Seven Hills School (the "School"). The School has filed with the Hamilton County Board of County Commissioners on August 21, 2018 a petition to annex a 10.786 acre parcel of land from Columbia Township into the City of Cincinnati. The land is Hamilton County Ohio Auditor's parcel 520-0215-0011-00, consisting of approximately 10.786 acres.

A copy of the petition is attached. Included in the petition is a copy of the property that the School proposes be annexed. The School is the sole owner of that parcel.

Ohio law requires the School to send you this notice.

The County Commissioners will hold a hearing on the annexation petition in the near future.

If you have any questions regarding this matter, please feel free to contact me.

Very truly yours,

Stephen M. Griffith, Jr.

SMG  
Enclosures

cc: Bryan Pacheco (w/encl.) (E-MAIL)  
23481682.1

# City of Cincinnati Council



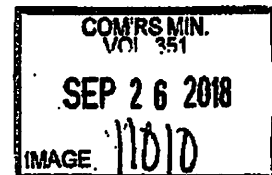
Melissa Autry, CMC  
Clerk of Council

Office of the Clerk

**J.K.P.**  
SEP 12 2018

801 Plum Street, Suite 308  
Cincinnati, Ohio 45202  
Phone (513) 352-3246  
Fax (513) 352-2578

September 10, 2018



Jacqueline Panioto, Clerk  
Hamilton County Board of Commissioners  
138 E. Court Street  
Cincinnati, Ohio 45202

Dear Clerk Panioto:

As Clerk of Council, I hereby certify the following Emergency Ordinance passed by the Council of the City of Cincinnati, State of Ohio passed at its session on September 6, 2018.

### ORDINANCE 262 -2018

ESTABLISHING Council's consent to an Expedited Type II Annexation petition filed by The Seven Hills School that proposes the annexation of approximately 10.786 acres from Columbia Township, Hamilton County, to the Madisonville neighborhood of the City of Cincinnati; and further AUTHORIZING the City to provide public services to the territory proposed for annexation; and further DESIGNATING the territory proposed for annexation as a Manufacturing Limited Zoning District immediately upon annexation; and further ADOPTING a statement addressing possible incompatible land uses and required zoning buffers in the territory proposed for annexation.

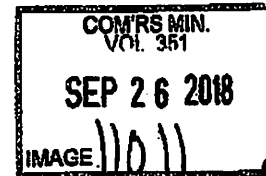
Sincerely,

  
Melissa Autry, CMC  
Clerk of Council

Enclosure



EMERGENCY



City of Cincinnati

An Ordinance No. 262 - 2018

**ESTABLISHING** Council's consent to an Expedited Type II Annexation petition filed by The Seven Hills School that proposes the annexation of approximately 10.786 acres from Columbia Township, Hamilton County, to the Madisonville neighborhood of the City of Cincinnati; and further **AUTHORIZING** the City to provide public services to the territory proposed for annexation; and further **DESIGNATING** the territory proposed for annexation as a Manufacturing Limited Zoning District immediately upon annexation; and further **ADOPTING** a statement addressing possible incompatible land uses and required zoning buffers in the territory proposed for annexation.

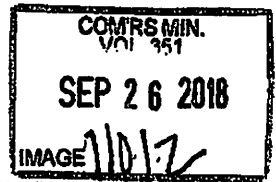
**WHEREAS**, pursuant to Ohio Revised Code Section 709.023, Stephen M. Griffith, Jr., agent for The Seven Hills School (the "School"), filed an Expedited Type II Annexation petition with the Clerk of the Board of County Commissioners, Hamilton County to annex approximately 10.786 acres from Columbia Township, Hamilton County to the City of Cincinnati; and

**WHEREAS**, the School is an Ohio non-profit corporation that operates early childhood through secondary educational facilities on a contiguous campus that straddles the City's territorial boundary with Columbia Township; and

**WHEREAS**, the School holds title to the real property that makes up the portion of its campus that lies within Columbia Township, which property is more particularly identified as Hamilton County Auditor's Parcel No. 520-0215-0011-00, and which is the sole property making up the 10.786 acres proposed for annexation; and

**WHEREAS**, the Council has reviewed the petition and finds that it satisfies all statutory requirements of Ohio Revised Code Section 709.023(E), namely:

1. The petition meets all the requirements set forth in, and was filed in the manner provided in, Ohio Revised Code Section 709.021;
2. The persons who signed the petition are owners of the real estate located in the territory proposed for annexation and constitute all of the owners of real estate in that territory;
3. The territory proposed for annexation does not exceed five hundred acres;
4. The territory proposed for annexation shares a contiguous boundary with the City for a continuous length of at least five per cent of the perimeter of the territory proposed for annexation;
5. The annexation will not create an unincorporated area of the township that is completely surrounded by the territory proposed for annexation;



6. By this ordinance, Council authorizes the City to provide to the territory proposed for annexation services specified herein, pursuant to Ohio Revised Code Section 709.023(C);
7. No street or highway will be divided or segmented by the boundary line between the Township and the City as to create a road maintenance problem, otherwise the City has an existing maintenance agreement with Hamilton County to correct any potential road maintenance problems; and

WHEREAS, under Ohio Revised Code Section 709.023(D), if Council consents to the annexation, and Columbia Township does not object to the petition, the County is required to approve the action; and

WHEREAS, the territory proposed for annexation from Columbia Township would remain subject to Columbia Township's real property tax, but any workers in the territory would become subject to the City's income tax; and

WHEREAS, Ohio Revised Code Section 709.023(C) requires the legislative authority of the municipal corporation to which annexation is proposed to adopt legislation prior to the hearing of the annexation petition, which adopted legislation shall indicate what services the municipal corporation will provide to the territory proposed for annexation and an approximate date by which it will provide those services; and

WHEREAS, the City is able to provide the following services to the annexed area: police response from Cincinnati Police Department's District Two; fire response and EMS service from the Cincinnati Fire Department's District Four; and street maintenance and repair by the City's Department of Transportation and Engineering and the Department of Public Services; and

WHEREAS, water and sewer service are already provided to the area to be annexed because the Metropolitan Sewer District of Greater Cincinnati serves all of Hamilton County and because the Greater Cincinnati Water Works already provides water services to Columbia Township; and

WHEREAS, Ohio Revised Code Section 709.023(C) requires Council to adopt legislation addressing land use regulations and buffers if the territory proposed for annexation is currently regulated by county zoning regulations adopted pursuant to Ohio Revised Code Chapter 303 or township zoning pursuant to Ohio Revised Code Chapter 519; and

WHEREAS, the territory proposed for annexation is currently subject to either county zoning regulations pursuant to Ohio Revised Code Chapter 303, or township zoning regulations pursuant to Ohio Revised Code Chapter 519; and

WHEREAS, pursuant to Ohio Revised Code Section 709.023(C), this ordinance must state that should the territory be annexed, and should the territory proposed for annexation become subject to the Cincinnati Zoning Code, and if the Cincinnati Zoning Code permits land uses in the annexed territory that are clearly incompatible with the land uses currently permitted in the

adjacent land remaining within the township under county or township zoning regulations, then the Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within the township; and

WHEREAS, pursuant to Ohio Revised Code Section 709.023(C), “buffer” includes open space, landscaping, fences, walls, and other structured elements; streets and street rights-of-way; and bicycle and pedestrian paths and sidewalks; and

WHEREAS, on January 14, 2004, the Council adopted Cincinnati Municipal Ordinance No. 15 of 2004, which ordinance establishes Cincinnati Zoning Code Chapter 1423, which provides buffer regulations separating adjacent land uses; and

WHEREAS, at its regularly scheduled meeting on December 1, 2017, the City Planning Commission recommended that immediately upon annexation the territory proposed for annexation will be designated as a Manufacturing Limited Zoning District because such zoning designation is in the interest of the general public’s health, safety, morals, and welfare; and

WHEREAS, a committee of Council held a public hearing on the proposed zoning designation following due and proper notice pursuant to Cincinnati Municipal Code Section 111-1, and the committee approved the zoning designation, finding it in the interest of the general public’s health, safety, and welfare; and

WHEREAS, Council considers the Manufacturing Limited Zoning District to be in the best interests of the City, the proposed territory for annexation, and the general public’s health, safety, and welfare; and

WHEREAS, the territory proposed for annexation is adjacent to the City of Cincinnati to the north and west and areas adjacent to the territory proposed for annexation to the north and west are Columbia Township territory; and

WHEREAS, Council finds that the proposed annexation is consistent with the “Collaborate” goal, to “cooperate internally and externally to improve service delivery,” as described on page 218 of Plan Cincinnati (2012); and

WHEREAS, Ohio Revised Code Section 709.023(D) requires the legislative authority of the municipal corporation to which annexation is proposed to adopt legislation prior to the hearing of the annexation petition consenting to the proposed annexation; and

WHEREAS, by this ordinance Council consents to the proposal of annexation, addresses what City services will be provided to the annexed area, and also fulfills the requirement of addressing existing county or township zoning in the area to be annexed and whether any buffer zone in the area is necessary because of incompatible City zoning regulations, and should the County approve the petition, the City’s formal acceptance of the annexation will be accomplished by separate ordinance pursuant to Ohio Revised Code Section 709.04; now, therefore,

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

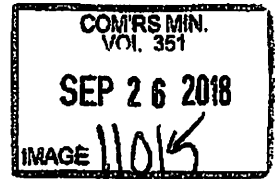
**Section 1.** That the City of Cincinnati, pursuant to Ohio Revised Code Section 709.023(D), hereby consents to the annexation of approximately 10.786 acres in Columbia Township, Hamilton County as depicted on Exhibit A attached hereto and more particularly described on Exhibit B attached hereto.

**Section 2.** That immediately upon the annexation, the annexed territory shall enjoy all rights, privileges, and responsibilities ascribed thereto under the Charter of the City of Cincinnati, including, but not limited to, the City's income tax.

**Section 3.** That the City shall provide to the approximately 10.786 acres in Columbia Township, Hamilton County immediately upon the annexation of the territory to the City of Cincinnati, Ohio any and all municipal services that the City provides from time to time to properties within its territory, including, but not limited to the following:

- a. The Cincinnati Police Department shall serve the territory proposed for annexation from Cincinnati Police Department District Two, which presently maintains 106 officers;
- b. The Cincinnati Fire Department shall serve the territory proposed for annexation from Fire Companies 8, 31, and 49, within Fire Department Fire District Four, all in close proximity to the territory;
- c. The City's Department of Transportation and Engineering and the Department of Public Services shall provide street maintenance, repair, and snow and ice removal services to the territory proposed for annexation; and
- d. Greater Cincinnati Water Works and the Metropolitan Sewer District of Greater Cincinnati shall continue to provide existing water and sewer services to the territory proposed for annexation upon such annexation.

**Section 4.** That the approximately 10.786 acres in Columbia Township shall be designated as a Manufacturing Limited Zoning District throughout the area designated on the map immediately upon annexation.



Section 5. That the City adopts the following statement for the approximately 10.786 acres in Columbia Township, Hamilton County:

Should the territory be annexed and subsequently become subject to zoning pursuant to the Cincinnati Zoning Code, and the zoning district governing the annexed territory permits uses in that territory that the City of Cincinnati determines are clearly incompatible with the uses permitted under current county zoning in the adjacent land remaining in the township from which the territory was annexed, City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within the township.

Section 6. That the City Manager and the proper City officials are hereby authorized to do all things necessary and proper to carry out the provisions of Sections 2 through 5 herein immediately upon annexation of the territory.

Section 7. That the Clerk of Council is directed to file a certified copy of this ordinance to the Board of County Commissioners of Hamilton County, Ohio upon passage by the Council and within 20 days after the date on which the annexation petition was filed with the Board of County Commissioners.

Section 8. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is to ensure that the Clerk is able to file in a timely manner with the Board of Commissioners, Hamilton County the City's consent and statutorily-required statements addressing public services, land uses, and buffers found herein prior to the hearing of the annexation petition.

Passed: September 6, 2018

Attest: [Signature]  
Clerk

[Signature]  
John Cranley, Mayor  
CITY PLANNING COMMISSION

December 1, 2017  
APPROVED  
[Signature]



# County of Hamilton

THEODORE B. HUBBARD, P.E.-P.S. COUNTY ENGINEER

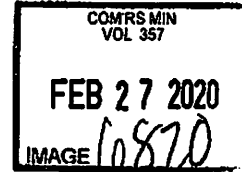
700 COUNTY ADMINISTRATION BUILDING

138 EAST COURT STREET

CINCINNATI, OHIO 45202-1232

PHONE (513)946-4250 FAX (513)946-4288

February 27, 2020



Board of Hamilton County Commissioners  
County Administration Building  
138 East Court Street, Room 603  
Cincinnati, Ohio 45202

Re: Joint Agreement between Hamilton County and the City of Cincinnati  
For the maintenance of a portion of Red Bank Road

Honorable Board:

Please find attached a Resolution for the purpose of authorizing an Agreement between Hamilton County and The City of Cincinnati, Ohio for the maintenance of a portion of Red Bank Road.

The COUNTY and the CITY desire to maintain a portion of Red Bank Road abutting property that is to be annexation by the CITY and agree that the maintenance of roads is required for the orderly and efficient flow of traffic and that the public will benefit by creating a joint agreement.

The CITY will be responsible for all maintenance of the relevant portion of Red Bank Road, on both sides of the street.

The COUNTY will delegate to the CITY responsibility and liability for the maintenance of a section of roadway within the jurisdiction of the COUNTY and agrees to approve the annexation by the CITY of property in Columbia Township adjacent to the portion of Red Bank Road to be maintained by the CITY, which annexation has already been approved by the CITY through Ordinance No. 262-2018.

This office recommends that your Honorable Board adopt the attached Resolution for the purpose of authorizing an Agreement between Hamilton County and The City of Cincinnati, Ohio for the maintenance of a portion of Red Bank Road.

Respectfully submitted,

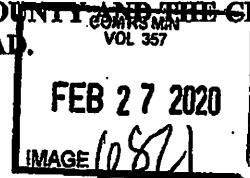
A handwritten signature in black ink that reads "Theodore B. Hubbard".

THEODORE B. HUBBARD, P.E.-P.S.  
HAMILTON COUNTY ENGINEER

TBH/TPG/fel  
Attachments

"On motion of Commissioner Driehaus, seconded by Commissioner Summerow Dumas the following resolution was adopt"

**RESOLUTION AUTHORIZING A JOINT AGREEMENT BETWEEN HAMILTON COUNTY AND THE CITY OF CINCINNATI, OHIO FOR MAINTENANCE OF A PORTION OF RED BANK ROAD.**



**BY THE BOARD:**

**WHEREAS**, the COUNTY and the CITY desire to maintain a portion of Red Bank Road abutting property that is to be annexation by the CITY; and

**WHEREAS**, the COUNTY and the CITY agree that the maintenance of roads is required for the orderly and efficient flow of traffic and that the public will benefit by creating a joint agreement; and

**WHEREAS**, the CITY will be responsible for all maintenance of the relevant portion of Red Bank Road, on both sides of the street; and

**WHEREAS**, the COUNTY will delegate to the CITY responsibility and liability for the maintenance of a section of roadway within the jurisdiction of the COUNTY; and

**WHEREAS**, the COUNTY agrees to approve the annexation by the CITY of property in Columbia Township adjacent to the portion of Red Bank Road to be maintained by the CITY, which annexation has already been approved by the CITY through Ordinance No. 262-2018.

**NOW, THEREFORE BE IT RESOLVED** by the Board of County Commissioners of Hamilton County Ohio that the said Agreement be and the same hereby is approved.

**BE IT FURTHER RESOLVED** that the County Administrator be and he hereby is authorized and directed to execute the Agreement.

**BE IT FURTHER RESOLVED** that the Clerk of the Board be and she hereby is authorized and directed to certify a copy of the Resolution to the County Engineer.

**ADOPTED** at a regular meeting of the Board of County Commissioners of Hamilton County, State of Ohio, this 27<sup>th</sup> day of February, 2020.

Ms. Driehaus, YES

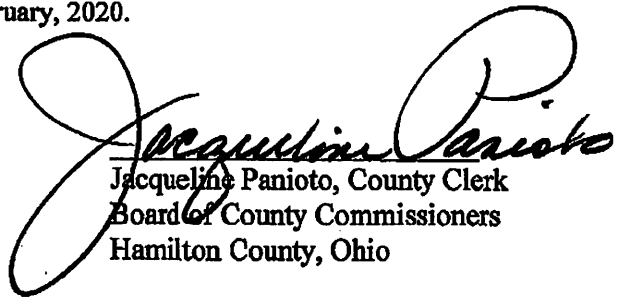
Ms. Summerow Dumas, YES

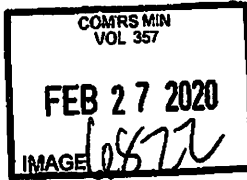
Ms. Parks, YES

**CERTIFICATE OF CLERK**

**IT IS HEREBY CERTIFIED** that the foregoing is a true and correct transcript of a Resolution adopted by this Board of County Commissioners in session this 27<sup>th</sup> day of February, 2020.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the Official Seal of the Office of the County Commissioners of Hamilton County, Ohio, this 27<sup>th</sup> day of February, 2020.

  
Jacqueline Panioto, County Clerk  
Board of County Commissioners  
Hamilton County, Ohio



City Contract No. \_\_\_\_\_

**JOINT AGREEMENT BETWEEN HAMILTON COUNTY AND THE CITY OF CINCINNATI FOR MAINTENANCE OF A PORTION OF RED BANK ROAD**

This AGREEMENT is made and entered into by and between the Board of County Commissioners of Hamilton County, Ohio, on behalf of the County Engineer (the "COUNTY"), acting by and through its duly authorized agent, the County Administrator, and the City of Cincinnati, Ohio, a municipal corporation (the "CITY"), acting by and through its City Manager (collectively, the "PARTIES").

**Recitals:**

WHEREAS, the COUNTY and CITY desire to maintain a portion of Red Bank Road abutting property that is to be annexed by the CITY, which annexation would result in the road being segmented by the boundary line between the township and the City.

WHEREAS, because of the dual responsibility for a portion of the road that would result from the annexation, as a condition of the annexation the City has agreed to assume the maintenance of the entire portion of the road from the corporation line on the south to I-71 on the north.

WHEREAS, the COUNTY and CITY agree that the maintenance of roads is required for the orderly and efficient flow of traffic, and that the public will benefit by creating a joint agreement whereby the CITY will be responsible for all maintenance of the relevant portion of Red Bank Road, on both sides of the street.

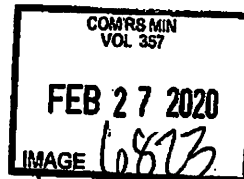
WHEREAS, in entering this agreement and performing work pursuant to this agreement, the PARTIES have accepted that the COUNTY will delegate to the CITY responsibility and liability for the maintenance of a small section of roadway within the jurisdiction of the COUNTY.

NOW, THEREFORE, in consideration of the mutual covenants, terms, and conditions contained herein, the PARTIES hereby mutually agree as follows:

**1. Obligations of the City.**

a. The CITY will perform all maintenance on the following portion of Red Bank Road, on the entire portion whether owned by the CITY or the COUNTY:

- i. Running north-south from the CITY's corporation line on the south to the ODOT Right-of-Way for Interstate 71 on the north;
- ii. Adjacent to Auditor's Parcel Nos. 051-0011-0004-00, 051-0011-0003-00, 051-0011-0021-00, 051-0011-0051-90, 051-0011-0048-00, 520-0215-0011-00, 520-0215-0102-90, 520-0215-0053-90, 520-0215-0049-90, 520-0215-0010-90;
- iii. As approximately depicted on Exhibit A , "Map," attached hereto.



b. "Maintenance" is defined as the act of preserving and keeping each type of roadway, roadside structure or facility within the Right-of-Way as nearly as possible to its original condition as constructed or as subsequently improved, to provide satisfactory and safe highway transportation. Maintenance shall include but is not limited to: crack sealing, pothole repair, partial depth pavement patching, pavement marking, sign repair and replacement, mowing, trimming, herbicidal spraying, street sweeping, snow and ice control, drainage repairs, catch basin cleaning, litter pick-up, full depth pavement repairs, resurfacing, pavement widening, guardrail repair and replacement, and culvert repair and replacement.

2. **Obligations of the County.** In consideration for the promises and performance of the CITY as set forth herein, the COUNTY agrees to approve the annexation by the CITY of property in Columbia Township adjacent to the portion of Red Bank Road to be maintained by the CITY, which annexation has already been approved by the CITY through Ordinance No. 262-2018.

3. **Insurance.** It shall be the responsibility of the CITY, through its self-insurance program, to protect the CITY, the CITY's employees, and the COUNTY from any and all general liability or automobile liability claims that may arise from maintenance carried out in performance of this agreement. The CITY is fully self-insured for the following potential liabilities:

- a. General liability;
- b. Workers compensation;
- c. Automobile liability;
- d. Professional liability.

4. **Subcontracting.** If the CITY subcontracts any portion of this agreement, the CITY shall be responsible for guaranteeing that the subcontractor for the portion of the agreement that is subcontracted is adequately covered to the insurance limits as specified herein and that the insurance for the subcontractor meets the same requirements as for the CITY, such as naming all of the required parties as additional insured. The CITY is responsible for obtaining the necessary proofs of insurance coverage from the subcontractor and submitting these to the County Engineer.

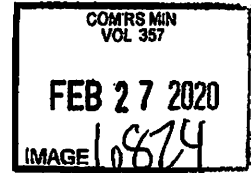
5. **Binding Effect.** This agreement shall be binding upon and inure to the benefit of the PARTIES and their respective successors and assigns.

6. **Term, Amendment.** This agreement shall take effect as of the Effective Date as defined on the signature page hereof and shall remain in effect indefinitely. Should the PARTIES consent to modifications of the contract, then an amendment shall be drawn, approved, and executed in the same manner as the original agreement. Should the ownership of the portion of Red Bank Road affected by this Agreement change, the PARTIES shall terminate or amend this agreement as necessary.

7. **Notice.** All notices required under this agreement shall be personally served or sent by U.S. mail, postage prepaid, addressed to the parties as follows:

To CITY:  
City of Cincinnati  
Dept. Transportation & Engineering  
801 Plum Street, Room 450  
Cincinnati, Ohio 45202

To COUNTY:  
Hamilton County Engineer  
Room 700 County Administration Building  
138 East Court Street  
Cincinnati, OH 45202



8. **Relationship of Parties.** CITY shall have exclusive control of and the exclusive right to control the details of the services and work performed hereunder and all persons performing the same and shall be solely responsible for the acts and omissions of its officers, agents, employees, contractors, and subcontractors, if any. Nothing herein shall be construed as creating a partnership or joint venture between the CITY and COUNTY.

9. **Entirety.** This agreement and the Exhibits attached hereto contain the entire contract between the PARTIES as to the matters contained herein. Any oral representations or modifications concerning this agreement shall be of no force and effect.

10. **Waiver.** This agreement shall be construed in a manner that a waiver of any breach of any provision of this agreement shall not constitute or operate as a waiver of any other breach of such provision or of any other provisions, nor shall any failure to enforce any provision hereof operate as a waiver of such provision or of any other provision.

11. **Severability.** This agreement shall be severable, so if any part or parts of this agreement shall for any reason be held invalid or unenforceable by a court of competent jurisdiction, all remaining parts shall remain binding and in full force and effect.

IN WITNESS WHEREOF, the COUNTY and CITY have signed and sealed this agreement on the dates indicated in their respective acknowledgements below, effective as of the later of such dates (the "Effective Date").

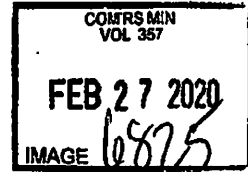
**HAMILTON COUNTY:**

*James B. Hubbard*  
Hamilton County Engineer

Date: 1/7/2020 <sup>2020</sup> ~~2019~~ <sup>ABK</sup>

RESOLUTION VOL. \_\_\_\_\_, IMAGES \_\_\_\_\_ TO \_\_\_\_\_ DATE \_\_\_\_\_

*J. J. [Signature]* <sup>FOTE J&</sup>  
County Administrator



**APPROVED AS TO FORM**

*Eric Munn*  
County Prosecutor, by Eric Munn, asst. prosecutor

**CITY OF CINCINNATI**

*Patrick A. Duhaney*  
Patrick A. Duhaney, City Manager

Date: 1/23/2020

**RECOMMENDED BY:**

*John S. Brazina*  
John S. Brazina, Director, Department of Transportation and Engineering

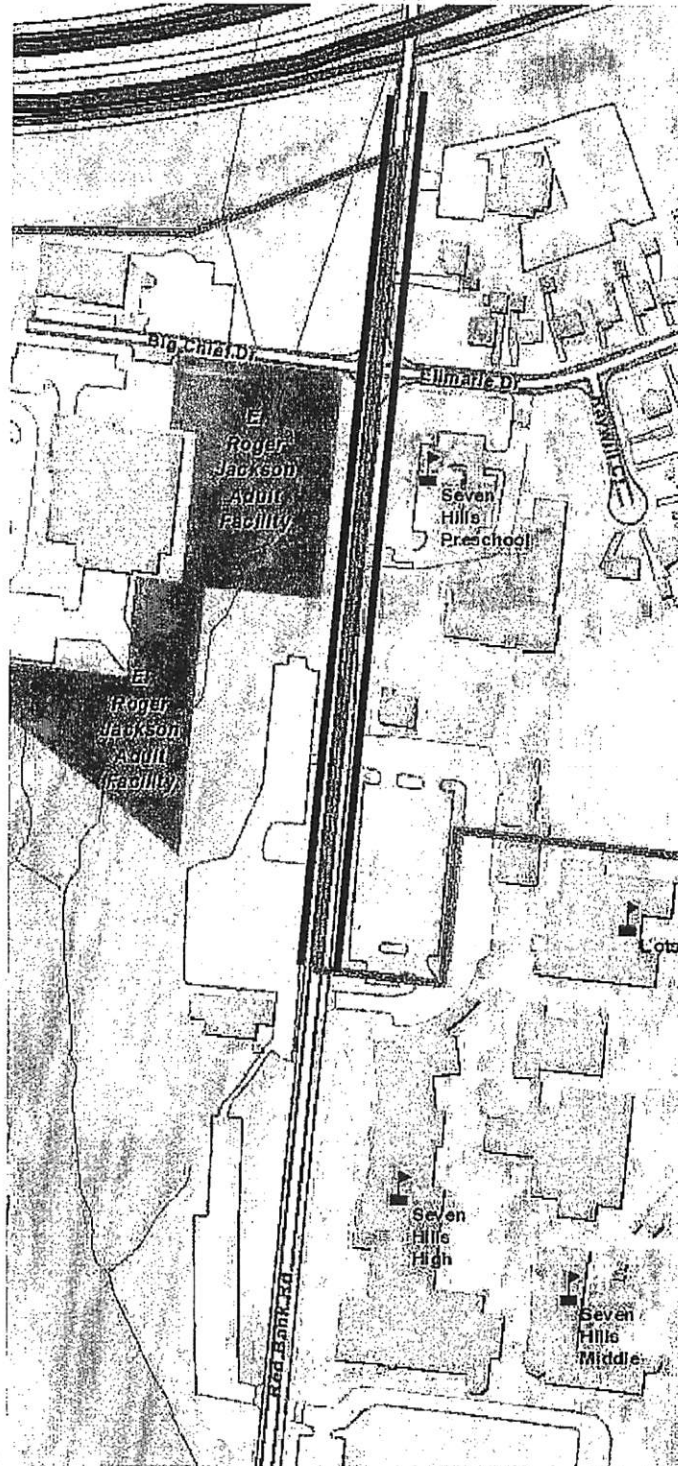
**APPROVED AS TO FORM:**

*D. Mark [Signature]*  
Assistant City Solicitor

**EXHIBIT A**  
**Map**

Approximate location of area to be maintained (between red lines):

COMRS MIN  
VOL 357  
**FEB 27 2020**  
IMAGE 0876



On motion of Commissioner *Driedaus*, seconded by  
Commissioner *Summeras*

the following resolution was adopted...

**RESOLUTION GRANTING A PETITION FOR THE ANNEXATION OF 10.786 ACRES  
FROM COLUMBIA TOWNSHIP TO THE CITY OF CINCINNATI**

BY THE BOARD:

WHEREAS, on August 21, 2018, Stephen M. Griffith, Jr., Agent for the Petitioners, submitted a petition for annexation 10.786 acres situate in Section 17, Town 4, Fractional Range 2, BTM Columbia Township to the City of Cincinnati, Ohio and being more particularly described as follows:

Beginning at a point in the west line of said Section 17, said point being N05°15'58"E a distance of 1215.06 feet from the southwest corner of said Section 17, said point also being in the centerline of Red Bank Road;

Thence along said west line, N05°15'58"E a distance of 590.62 feet to a point;

Thence, S83°52'56"E, passing a 5/8" iron pin set at 30.00 feet, a total distance of 40.56 feet to a concrete monument found in the east right of way line of Red Bank Road;

Thence along said east right of way line, N05°27'04"E a distance of 167.21 feet to a 5/8" iron pin set;

Thence continuing, along a curve to the right an arc distance of 23.56 feet to a 5/8" iron pin set in the south right of way line of Ellmarie Drive, said curve having a radius of 15.00 feet, a delta of 90°00'00" and a chord bearing N50°27'04"E a distance of 21.21 feet;

Thence along said south right of way line the following three (3) courses:

1. S84°32'56"E a distance of 139.60 feet to a 5/8" iron pin set;
2. Along a curve to the left an arc distance of 72.44 feet to a 5/8" iron pin set, said curve having a radius of 191.56 feet, a delta of 21°40'00" and a chord bearing N84°37'04"E a distance of 72.01 feet;
3. Along a curve to the right an arc distance of 23.56 feet to a 5/8" iron pin set in the southwesterly right of way line of Raywill Court, said curve having a radius of 15.00 feet, a delta of 90°00'00" and a chord bearing S61°12'56"E a distance of 21.21 feet;

Thence along said southwesterly right of way line the following three (3) courses:

1. S16°12'55"E a distance of 93.75 feet to a 5/8" iron pin set;
2. Along a curve to the right an arc distance of 29.63 feet to a 5/8" iron pin set, said curve having a radius of 50.83 feet, a delta of 33°23'57" and a chord bearing S00°29'03"W a distance of 29.21 feet;
3. Along a curve to the left an arc distance of 54.73 feet to a 5/8" iron pin set in the northwest corner of Lot 48 of Hillsdale Homes Subdivision as recorded in P.B. 59 Pgs 24-25, said curve having a radius of 40.00 feet, a delta of 78°23'57" and a chord bearing S22°00'57"E a distance of 50.56 feet;

Thence along the westerly line of said Lot 48, S28°47'04"W a distance of 113.57 feet to a 5/8" iron pin set in the south line of said Hillsdale Homes Subdivision;



~~Thence in part along said south line and along the south line of a tract of land conveyed to the Seven Hills School in O.R. 12965 Pg. 922, S83°52'56"E a distance of 863.18 feet to a point in the westerly right of way line of Red Bank Expressway, witness a found 3/4" iron pin lying 0.3 feet North and 0.3 feet East;~~

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APR 02 2020  
PAGE 47

Thence along said westerly right of way line the following three (3) courses:

1. S00°15'52"E a distance of 0.26 feet;
2. S08°27'40"W a distance of 220.76 feet to a 5/8" iron pin set;
3. S15°23'05"W a distance of 92.03 feet to a 5/8" iron pin set in the north line of a 24.784 acre (dead) tract of land conveyed to The Seven Hills School in O.R. 8380 Pg. 2080;

Thence along the lines of said 24.784 acre (deed) tract of land the following three (3) courses:

1. N83°55'42"W a distance of 965.33 feet to a point, witness a found 1" pipe lying 0.6 feet North and 0.6 feet West;
2. S05°15'58"W a distance of 203.00 feet to a 5/8" iron pin set;
3. N83°55'42"W, passing a 5/8" iron pin set at 140.00 feet, a total distance of 170.00 feet to the point of beginning.

WHEREAS, said petition was submitted in accordance with 709.023 providing for annexation by all property owners with or without consent of municipality and township; and

WHEREAS, the agent has provided proof of service to the governmental entities and that adjacent property owners were provided notice of the annexation; and

WHEREAS, the City of Cincinnati adopted a resolution setting forth services that will be provided if such area is annexed; and

WHEREAS, Columbia Township has not objected to the annexation; and

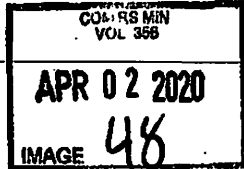
WHEREAS, a maintenance agreement for a portion of Red Bank Road has been obtained and entered into by the City of Cincinnati and Hamilton County; and

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Hamilton County, Ohio hereby approves the petition for annexation of 10.786 acres from Columbia Township to the City of Cincinnati in accordance with Section 709.023 of the Ohio Revised Code; and

BE IT FURTHER RESOLVED that the Clerk of the Board be and she hereby is directed to certify copies of this resolution to Columbia Township, City of Cincinnati; Mr. Stephen M. Griffith, Jr. Agent; Eric Beck, Acting Hamilton County Engineer; and Mr. James Noyes, Hamilton County Regional Planning Commission.

ADOPTED at a regularly adjourned meeting of the Board of County Commissioners, Hamilton County, Ohio this 2nd day of April, 2020.

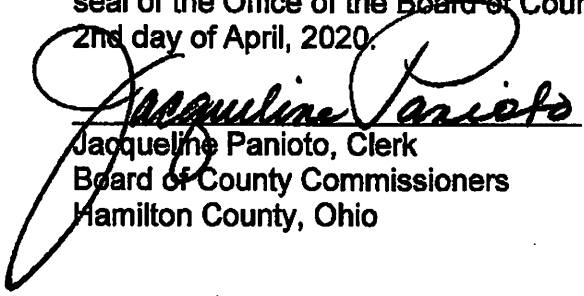
Ms. Driehaus. *Yes*      Ms. Summerow Dumas. *Yes*      Ms. Parks. *Yes*



CERTIFICATE OF CLERK

IT IS HEREBY CERTIFIED that the foregoing is a true and correct transcript of a resolution adopted by the Board of County Commissioners in session the 2nd day of April, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Office of the Board of County Commissioners, Hamilton County, Ohio this 2nd day of April, 2020.

  
Jacqueline Panioto, Clerk  
Board of County Commissioners  
Hamilton County, Ohio



202100636

**Greg Landsman**  
Councilmember

January 31, 2021

## Outdoor Dining Report *MOTION*

With the COVID pandemic putting many of our Cities' businesses at risk, our legislative body has an obligation to consider how we can help ease stress by writing adaptive legislation. Most restaurants in Cincinnati are small businesses that are run by entrepreneurs trying to create jobs in our neighborhood—they play a crucial role in our workforce ecosystem. One in three American's first job is at a restaurant; 28% of restaurant employees are students; and, 80% of restaurant owners/managers started in entry-level positions at restaurants<sup>1</sup>. But necessary health restrictions on indoor dining are impacting restaurants' ability to survive. Even by May of 2020, employment levels in food services and drinking places were down 37% from before the pandemic<sup>2</sup>, and 17% nationally have closed.

We know that outdoor dining provides many potential short and long-term benefits. Short term, it allows small businesses to survive without sacrificing the health of their employees or customers. Long-term, it allows us to reimagine our neighborhoods and cities in a way that centers community building, pedestrian safety, and health. However, the legislative procedure needed to pursue long-term outdoor dining options for Cincinnati *must* improve upon the publicly-critiqued process which secured outdoor dining to OTR and at The Banks.

Thus, **WE MOVE** that the Administration conduct a report into the possibilities of expanding outdoor dining to other neighborhoods in Cincinnati; we ask that in recognition of the urgency of the pandemic, the report be done in the next 30 days. And that in order to encourage any legislation on outdoor dining to be inclusive and constructive, it consider the following procedural requests:

1. As outdoor seating on sidewalks and/or parking spaces sits on public space, *the restaurant should lease that space from the city* at market rates on a square foot basis, as they do indoor space. Furthermore, just as restaurants pay for "lease improvements" to the indoor area of a restaurant, if a restaurant wants to create an outdoor seating area they should be responsible for building whatever that space will look like, and maintaining it to standards of private space ownership (including safety and ADA accessibility). This guarantees that this process

<sup>1</sup> <https://www.americaatwork.org/first-job>

<sup>2</sup>

<https://cdn.advocacy.sba.gov/wp-content/uploads/2020/06/29105857/Small-Business-Facts-Restaurants-And-Bars-Staggered-By-Pandemic.pdf>



Greg Landsman  
Councilmember

- does not just merely contribute to increased privatization of public land, but that the public sector will receive financial compensation and potential space improvement.
2. That being said, due in part to the fact that small businesses are the ones most at risk of closure during this pandemic, ***any lease fees for the expansion of restaurant space to outdoor public space should be waived for 2021.*** This consideration should work to curb any negative financial impact to the restaurants most struggling who might benefit from this outdoor dining to stay in businesses.
  3. ***The report should also include looking into the use of Parks*** that are adjacent to Business Districts with Restaurants, as they offer unique areas for relaxing, protected from traffic.
  4. ***There should be a clear and fully transparent process for approval.*** We recommend that this begin with the restaurant in question communicating their interest in outdoor dining to their respective community council and city *at the same time.* After which both the community council and city would solicit greater community input, taking care to include differing input, criticism, and opinion from those who would be most impacted by the space (the residents, businesses, and non-profits who use adjacent space). This allows each neighborhood to explore their own process and possible implementations. A quick and transparent approval process for permits should follow, with city management using consistent fee structures across neighborhoods.
  5. Lastly, considering that permanent outdoor dining in cities has proven to impact constituents with disabilities<sup>3 4 5</sup>, we ask that ***the Administration's report also look into how to ensure that outdoor dining does not infringe on the rights of these constituents,*** and guarantee businesses' compliance with existing ADA requirements. We ask that this aspect of the report includes consultation with disabled constituent(s), in order to properly acknowledge that their voices should be centered on any issue of accessibility<sup>6</sup>. If necessary, a group could be put together to consult on this issue. Some examples of potential ways to address accessibility include but are not limited to:

<sup>3</sup> <https://www.inquirer.com/health/coronavirus/philadelphia-outdoor-dining-sidewalks-accessibility-20200714.html>

<sup>4</sup> <https://www.today.com/health/outdoor-dining-adds-obstacles-people-disabilities-t196151>

<sup>5</sup>

<https://thecounter.org/people-with-disabilities-fear-that-permanent-outdoor-dining-will-make-inaccessible-cities-even-worse/>

<sup>6</sup>

<https://vidaindependente.org/wp-content/uploads/2018/07/Nothing-About-Us-Without-Us-Disability-Oppression-and-Empowerment-ilovepdf-compressed.pdf>



## Greg Landsman

*Councilmember*

1. Permitting outdoor dining expansion in converted parking spaces and on sidewalks, but only with a space requirement that takes into account the pedestrian movement of disabled constituents — examples of this can be found in Cities such as Philadelphia<sup>7</sup>
2. Permitting outdoor dining expansion, but only in converted parking spaces (and not on any designated accessible parking spaces)
6. In any outdoor dining space, ensuring a certain number of accessible seating arrangement so that disabled constituents may also utilize the space
7. Implementing the ability for disabled constituents to report businesses which repeatedly do not adhere to accessibility needs to the City

A handwritten signature in blue ink, appearing to be "GL", positioned above a horizontal line.

Councilmember Greg Landsman

A handwritten signature in blue ink, appearing to be "David Mann", positioned above a horizontal line.

Councilmember David Mann

<sup>7</sup> <https://www.phila.gov/media/20200611105211/Guidelines-for-Outdoor-Dining.pdf>

CAL  
my own  
+ Landsman



The following information is for your information only. It is not intended to be used as a substitute for professional advice. The information is provided for your information only and is not intended to be used as a substitute for professional advice. The information is provided for your information only and is not intended to be used as a substitute for professional advice.

Handwritten signature or name, possibly "Landsman".

Handwritten text, possibly a date or reference number.

Date: February 24, 2021

To: Mayor and Members of City Council 202100745  
From: Paula Boggs Muething, City Manager  
Subject: EMERGENCY ORDINANCE – DEDICATING PORTIONS OF COLERAIN AVENUE, BLUE ROCK STREET, AND ELMORE STREET AS PUBLIC RIGHT-OF-WAY

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Attached is an emergency ordinance captioned as follows:

DEDICATING, ACCEPTING, AND CONFIRMING the dedication of certain real property as public right-of-way for street purposes, as portions of the public streets known as Colerain Avenue, Blue Rock Street, and Elmore Street located in the Northside neighborhood of Cincinnati.

The City's Department of Transportation and Engineering ("DOTE") and the Ohio Department of Transportation ("ODOT") completed the project, Northside Arterial Improvement Project (the "Project") that improved, widened, and realigned certain portions of Colerain Avenue, Blue Rock Street, and Elmore Street in the Northside neighborhood.

As part of the Project, ODOT acquired and conveyed to the City certain property required to complete the Project and DOTE has identified 12 such parcels located along Colerain Avenue, Blue Rock Street, and Elmore Street that must be dedicated, accepted, and confirmed as public right-of-way.

The City Planning Commission approved the dedication of these parcels at its meeting on February 19, 2021.

The reason for the emergency is the immediate need for the City to accept and confirm the dedication of the parcels and to record the Dedication Plats with the Hamilton County, Ohio Recorder's Office without delay.

The Administration recommends passage of the attached emergency ordinance.

Attachment I – Dedication Plats for Northside Arterial Improvement Project

cc: John S. Brazina, Director, Transportation and Engineering

EMERGENCY

City of Cincinnati

JRS

AWB

An Ordinance No. \_\_\_\_\_ - 2021

**DEDICATING, ACCEPTING, AND CONFIRMING** the dedication of certain real property as public right-of-way for street purposes, as portions of the public streets known as Colerain Avenue, Blue Rock Street, and Elmore Street located in the Northside neighborhood of Cincinnati.

WHEREAS, the City's Department of Transportation and Engineering ("DOTE"), in coordination with the Ohio Department of Transportation ("ODOT"), undertook and completed the Northside Arterial Improvement Project (the "Project"), which Project improved, widened, and realigned certain portions of Colerain Avenue, Blue Rock Street, and Elmore Street in the Northside neighborhood of Cincinnati; and

WHEREAS, as part of the Project, ODOT acquired and conveyed to the City certain real property required to complete the Project, and DOTE has identified 12 such parcels located along Colerain Avenue, Blue Rock Street, and Elmore Street that must be dedicated, accepted, and confirmed as public right-of-way as parts of the aforementioned public streets (the "Dedication Property"), which Dedication Property is more particularly depicted on the plats entitled *Dedication Plat of Elmore Street 194-11-337*, *Dedication Plat of Parcel 192-63-65*, *Dedication Plat of Parcel 195-2-122*, *Dedication Plat of Parcel 194-12-252*, *Dedication Plat of Parcel 195-28-319*, *Dedication Plat of Parcel 195-28-320*, *Dedication Plat of Parcel 195-28-321*, *Dedication Plat of Parcel 195-29-171*, *Dedication Plat of Parcel 195-29-173*, *Dedication Plat of Parcel 195-29-176*, *Dedication Plat of Parcel 221-13-221*, and *Dedication Plat of Parcel 221-13-222*, attached to this ordinance as Attachment A (collectively, the "Dedication Plats"); and

WHEREAS, the office of the City Engineer has examined the Dedication Plats as to their technical features and found them to be correct and has recommended that the Dedication Property be dedicated, accepted, and confirmed as public right-of-way; and

WHEREAS, based on the foregoing, the City Manager recommends that Council dedicate, accept, and confirm the dedication of the Dedication Property as public right-of-way; and

WHEREAS, the City Planning Commission approved the dedication of the Dedication Property at its meeting on February 19, 2021; now, therefore,

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



Section 1. That the City of Cincinnati hereby dedicates, accepts, and confirms as public right-of-way for street purposes, certain real property as portions of the public streets known as Colerain Avenue, Blue Rock Street, and Elmore Street, as depicted on the plats entitled *Dedication Plat of Elmore Street 194-11-337*, *Dedication Plat of Parcel 192-63-65*, *Dedication Plat of Parcel 195-2-122*, *Dedication Plat of Parcel 194-12-252*, *Dedication Plat of Parcel 195-28-319*, *Dedication Plat of Parcel 195-28-320*, *Dedication Plat of Parcel 195-28-321*, *Dedication Plat of Parcel 195-29-171*, *Dedication Plat of Parcel 195-29-173*, *Dedication Plat of Parcel 195-29-176*, *Dedication Plat of Parcel 221-13-221*, and *Dedication Plat of Parcel 221-13-222* (collectively, the “Dedication Plats”), which Dedication Plats are attached to this ordinance as Attachment A and incorporated herein by reference. The real property hereby dedicated, accepted, and confirmed as public right-of-way is more particularly described as follows (the “Dedication Property”):

Auditor’s Parcel No.: 194-11-337

Situate in Section 27, Town 3, Fractional Range 2, Millcreek Township, City of Cincinnati, Hamilton County, Ohio and being more particularly described as follows:

Beginning at a set Mag nail at the intersection of the existing south line of Elmore Street, 30’ R/W and the west line of Spring Grove Avenue, 60’ R/W; thence South 20°47’21” West, 71.19 feet to an existing cross notch in the south line of Elmore Street as now constructed, R/W varies; thence with the south line of said Elmore Street as now constructed the following six courses;

1. on a curve to the left said curve having a radius of 1484.64 feet a chord bearing North 74°06’19” West, 17.13 feet, 17.13 feet as measured along said curve to an existing iron pin;
2. on a curve to the left said curve having a radius of 952.99 feet a chord bearing North 75°12’20” West, 74.42 feet, 74.44 feet as measured along said curve to an existing iron pin;
3. On a curve to the left said curve having a radius of 729.84 a chord bearing North 81°21’39” West, 105.82 feet, 105.92 feet as measured along said curve to an existing iron pin;

4. On a curve to the left said curve having a radius of 775.00 feet a chord bearing South 89°52'03" West, 134.19 feet, 134.36 feet as measured along said curve to a set 5/8" iron pin;  
5. South 84°54'04" West, 28.85 feet to a set 5/8" iron pin;  
6. On a curve to the left said curve having a radius of 55.00 feet a chord bearing South 29°15'48" West, 79.43 feet, 88.75 feet as measured along said curve to a set Mag nail in the east line of existing Colerain Avenue, 60' R/W;  
thence with the east line of said Colerain Avenue North 20°54'09" West, 110.53 feet to a set Mag nail in the existing south line of said Elmore Street; thence with the existing south line of said Elmore Street the following two courses;  
1. North 74°53'23" East, 121.42 feet to a set Mag nail;  
2. South 84°01'56" East, 344.14 feet to the Place of Beginning.  
Containing 25,256 square feet of land more or less (0.580 acres). Bearings based on NAD 83. Subject to all legal highways, easements and restrictions of record.

Auditor's Parcel No.: 192-63-65

Situate in Section 28, Town 3, Fractional Range 2, Millcreek Township, City of Cincinnati, Hamilton County, Ohio, and being more particularly described as follows:

Beginning at the northwest corner of Lot 11 of Byron Kirby Heirs, First Subdivision as recorded in Plat Book 15, Page 26; thence South 05°38'22" West, 11.58 feet to a point; thence South 83°56'19" East, 48.36 feet to a point; thence South 74°13'57" East, 42.29 feet to a set cross notch being the Place of Beginning; thence North 05°38'22" East, 3.84 feet to a set cross notch; thence South 78°44'05" East, 50.18 feet to a set Mag nail; thence South 05°38'22" West, 7.84 feet to a set Mag nail; thence North 74°13'57" West, 50.73 feet to the Place of Beginning. Containing 292 square feet of land more or less (0.007 acres). Bearings based on NAD 83. Subject to all legal highways and restrictions of record.

Auditor's Parcel No.: 193-2-122

Situate in Section 27, Town 3, Fractional Range 2, Millcreek Township, City of Cincinnati, Hamilton County, Ohio, and being part of Lots 236, 237 of E. Knowlton's Subdivision as recorded in Plat Book 1, Page 227 and being part of Lot 258 of C.E. Williams Subdivision as recorded in Plat Book 1, Page 124 and being more particularly described as follows:

Beginning at the northeast corner of said Lot 236 of E. Knowlton's Subdivision; thence South 21°09'10" West, 35.11 feet to a set 5/8" iron pin being the Place of Beginning; thence South 21°09'10" West, 18.86 feet to a set cross notch in the north line of Elmore Street R/W varies, as now built; thence with said Elmore Street the following three courses:

1. On a curve to the right said curve having a radius of 40.00 feet a chord bearing North 48°14'23" West, 7.25 feet, 7.26 feet as measured along said curve to a set cross notch;

2. North 42°54'28" West, 91.21 feet to a set cross notch;

3. On a curve to the right said curve having a radius of 20.00 feet a chord bearing North 20°28'53" West, 15.41 feet, 15.82 feet as measured along said curve to a set cross notch; Thence South 41°59'36" East, 17.37 feet to a set 5/8" iron pin; thence on a curve to the right said curve having a radius of 342.04 feet a chord bearing South 50°46'35" East, 87.89 feet, 88.13 feet as measured along said curve to the Place of Beginning.

Containing 1325 square feet of land more or less (0.030 acres). Bearings based on NAD 83. Subject to all legal highways and restrictions of record.

Auditor's Parcel No.: 194-12-252

Situate in Section 28, Town 3, Fractional Range 2, Millcreek Township, City of Cincinnati, Hamilton County, Ohio, and being part of Lot 14 of T. Kirby's Subdivision as recorded in Plat Book 1, Page 171 H.C.R.O. and being more particularly described as follows:

Beginning at a set Mag nail at the intersection of the south line of Blue Rock Street, 60' R/W and the north line of line of Colerain Avenue, 60' R/W, measure with said Blue Rock Street South 60°46'23" East, 28.69 feet to a set cross notch; thence South 33°44'01" West, 19.85 feet to a set cross notch in the east line of said Colerain Avenue; thence with said Colerain Avenue North 24°39'51" West, 33.58 feet to the Place of Beginning.

Containing 284 square feet of land more or less (0.007 acres). Bearings based on NAD 83. Subject to all legal highways and restrictions of record.

Auditor's Parcel No.: 195-28-319

Situate in Section 28, Town 3, Fractional Range 2, Millcreek Township, City of Cincinnati, Hamilton County, Ohio, and being more particularly described as follows:

Beginning at the northeast corner of Lot 4 of Byron Kirby Heirs, First Subdivision as recorded in Plat Book 15, Page 26 and the south line of Colerain Avenue R/W varies; thence South 64°52'16" East, 84.53 to a set cross notch being the Place of Beginning; thence South 64°52'16" East, 164.07 feet to an existing iron pin; thence South 18°31'44" West, 10.03 feet to a set 5/8" iron pin; thence North 66°55'39" West, 77.41 feet to a set Mag nail; thence North 64°19'29" West, 17.39 feet to a set Mag nail; thence North 61°55'07" West, 6.53 feet to an existing post; thence North 63°37'43" West, 37.78 feet to a set cross notch; thence North 64°58'54" West, 1.12 feet to a set cross notch; thence North 18°30'28" East, 4.80 feet to a set cross notch; thence North 71°33'39" West, 23.59 feet to a set cross notch; thence North 18°31'44" East, 9.46 feet to the Place of Beginning.

Containing 1831 square feet of land more or less (0.042 acres). Bearings based on NAD 83. Subject to all legal highways and restrictions of record.

Auditor's Parcel No.: 195-28-320

Situate in Section 28, Town 3, Fractional Range 2, Millcreek Township, City of Cincinnati, Hamilton County, Ohio, and being more particularly described as follows:

Beginning at a set Mag nail at the northeast corner of Lot 4 of Byron Kirby Heirs, First Subdivision as recorded in Plat Book 15, Page 26 and the south line of Colerain Avenue R/W varies; thence South 18°31'44" West, 10.16 feet to a set Mag nail; thence North 64°59'20" West, 15.55 feet to a set Mag nail; thence on a curve to the left said curve having a radius of 462.02 feet a chord bearing North 67°31'23" West, 43.62 feet, 43.64 feet as measured along said curve to a set 5/8" iron pin; thence North 81°31'08" West, 5.42 feet to a set 5/8" iron pin; thence North 05°58'51" East, 14.49 feet to a set cross notch; thence South 64°52'16" East, 67.90 feet to the Place of Beginning.

Containing 721 square feet of land more or less (0.017 acres). Bearings based on NAD 83. Subject to all legal highways and restrictions of record.

Auditor's Parcel No.: 195-28-321

Situate in Section 28, Town 3, Fractional Range 2, Millcreek Township, City of Cincinnati, Hamilton County, Ohio, and being more particularly described as follows:

Beginning at a set Mag nail at the northeast corner of Lot 4 of Byron Kirby Heirs, First Subdivision as recorded in Plat Book 15, Page 26 and the south line of Colerain Avenue R/W varies; thence with said Colerain Avenue South 64°52'16" East, 84.53 feet to an existing cross notch; thence South 18°31'44" West, 9.98 feet to a set cross notch; thence North 64°59'20" West, 84.51 feet to a set Mag nail; thence North 18°31'44" East, 10.16 feet to the Place of Beginning.

Containing 845 square feet of land more or less (0.019 acres). Bearings based on NAD 83. Subject to all legal highways and restrictions of record.

Auditor's Parcel No.: 195-29-171

Situate in Section 28, Town 3, Fractional Range 2, Millcreek Township, City of Cincinnati, Hamilton County, Ohio, and being more particularly described as follows:

Beginning at a set Mag nail at the northwest corner of Lot 11 of Byron Kirby Heirs, First Subdivision as recorded in Plat Book 15, Page 26 and the south line of Colerain Avenue, R/W varies; thence with the south line of said Colerain Avenue South 76°59'26" East, 195.08 feet to a set Mag nail; thence North 84°07'32" West, 7.44 feet to a set Mag nail; thence North 78°44'05" West, 132.78 feet to a

set cross notch; thence North 83°56'19" West, 53.89 feet to a set Mag nail; thence North 05°38'22" East, 11.58 feet to the Place of Beginning.  
Containing 843 square feet of land more or less (0.019 acres). Bearings based on NAD 83.

Auditor's Parcel No.: 195-29-173

Situate in Section 28, Town 3, Fractional Range 2, Millcreek Township, City of Cincinnati, Hamilton County, Ohio, and being more particularly described as follows:

Beginning at the northwest corner of Lot 11 of Byron Kirby Heirs, First Subdivision as recorded in Plat Book 15, Page 26; thence South 05°38'22" West, 11.58 feet to a point; thence South 83°56'19" East, 48.36 feet to a set 5/8" iron pin being the Place of Beginning; thence South 83°56'19" East, 5.53 feet to a set cross notch; thence South 78°44'05" East, 36.28 feet to a set cross notch; thence South 05°38'22" West, 3.84 feet to a set cross notch; thence North 74°13'57" West, 42.29 feet to the Place of Beginning.

Containing 89 square feet of land more or less (0.002 acres). Bearings based on NAD 83. Subject to all legal highways, easements and restrictions of record.

Auditor's Parcel No.: 195-29-176

Situate in Section 28, Town 3, Fractional Range 2, Millcreek Township, City of Cincinnati, Hamilton County, Ohio, and being more particularly described as follows:

Beginning at a set cross notch at the northeast corner of Lot 5 of Byron Kirby Heirs, First Subdivision as recorded in Plat Book 15, Page 26; thence South 05°58'51" West, 16.20 feet to a set 5/8" iron pin; North 71°20'50" West, 13.58 feet to a cross notch; thence North 74°13'57" West, 96.32 feet to a set Mag nail; thence North 05°38'22" East, 7.84 feet to a set Mag nail; thence South 78°44'05" East, 46.31 feet to a set Mag nail; thence South 84°07'32" East, 7.44 feet to a set Mag nail; thence South 76°59'26" East, 55.08 feet to the Place of Beginning.

Containing 1316 square feet of land more or less (0.030 acres). Bearings based on NAD 83. Subject to all legal highways and restrictions of record.

Auditor's Parcel No.: 221-13-221

Situate in Section 28, Town 3, Fractional Range 2, Millcreek Township, City of Cincinnati, Hamilton County, Ohio, and being more particularly described as follows:

Beginning at a set cross notch at the intersection of the north line of Blue Rock Street, R/W varies and the west line of Fergus Street 50' R/W; thence with said Blue Rock Street North 83°33'09" West, 89.27 feet to a set cross notch being the Place of Beginning; thence with said Blue Rock Street South 49°42'21" West, 32.88 feet to an existing cross notch, thence continuing with said Blue Rock

Street North 83°53'22" West 282.48 feet to a point being 3.12 north of an existing cross notch; thence North 06°03'44" East, 9.62 feet to a set 5/8" iron pin being the proposed north line of said Blue Rock Street; thence with the proposed north line of Blue Rock Street the following seven courses;

1. South 75°12'12" East, 59.65 feet to a set cross notch;
2. South 84°11'59" East, 95.65 feet to a set cross notch;
3. South 84°23'12" East, 120.14 feet to a set cross notch;
4. North 05°40'42" East, 20.92 feet to a set cross notch;
5. South 84°10'27" East, 26.03 feet to a set cross notch;
6. North 04°39'59" East, 0.48 feet to a set cross notch;
7. South 85°14'12" East, 4.56 feet to the Place of beginning.

Containing 1,022 square feet of land more or less (0.023 acres). Bearings based on NAD 83. Subject to all legal highways and restrictions of record.

Auditor's Parcel No.: 221-13-222

Situate in Section 28, Town 3, Fractional Range 2, Millcreek Township, City of Cincinnati, Hamilton County, Ohio, and being more particularly described as follows:

Beginning at an existing Mag nail at the intersection of the south line of Blue Rock Street, R/W varies and the north line of Vandalia Avenue, 17' R/W, measure with said Vandalia Avenue South 66°53'55" West, 12.78 feet to an existing Mag nail; thence North 17°55'37" West, 10.38 feet to an existing Mag nail; thence South 80°28'20" East, 15.29 feet to an existing Mag nail; thence South 03°06'05" West, 2.34 feet to the Place of Beginning.

Containing 84 square feet of land more or less (0.002 acres). Bearings based on NAD 83. Subject to all legal highways and restrictions of record.

Section 2. That the City Solicitor shall cause an authenticated copy of this ordinance and the Dedication Plats to be filed with the Hamilton County, Ohio Auditor's Office and recorded in the Hamilton County, Ohio Recorder's Office.

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 the Dedication Plats and other necessary real estate documents.

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the

emergency is the immediate need for the City to accept and confirm the dedication of the Dedication Property and to record the Dedication Plats with the Hamilton County, Ohio Recorder's Office without delay.

Passed: \_\_\_\_\_, 2021

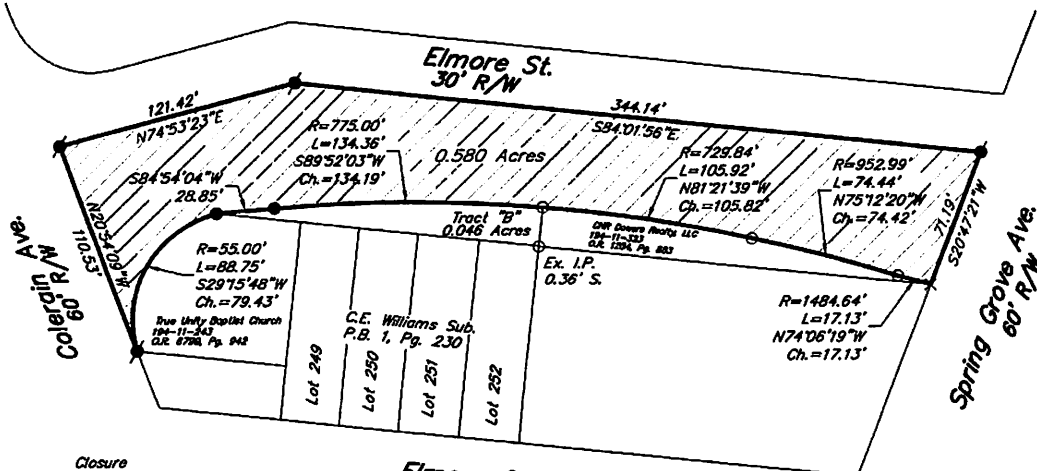
\_\_\_\_\_  
John Cranley, Mayor

Attest: \_\_\_\_\_  
Clerk

ATTACHMENT A



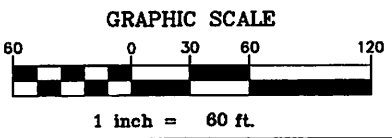
MAD 83 (2007)



**Closure**

North: 427498.6103	East: 1389710.0982	Distance: 71.19
Course: S 20-47-21 W		
North: 427432.0653	East: 1389684.8307	Distance: 17.13
Course: N 74-06-19 W		
North: 427436.7456	East: 1389668.3595	Distance: 74.42
Course: N 75-12-20 W		
North: 427455.7605	East: 1389596.4005	Distance: 105.82
Course: N 81-21-39 W		
North: 427471.6462	East: 1389491.7769	Distance: 134.19
Course: S 89-52-03 W		
North: 427471.3362	East: 1389357.5895	Distance: 28.85
Course: S 84-54-04 W		
North: 427468.7726	East: 1389328.8581	Distance: 79.43
Course: S 29-15-48 W		
North: 427399.4824	East: 1389290.0324	Distance: 110.53
Course: N 20-54-09 W		
North: 427502.7379	East: 1389250.5979	Distance: 121.42
Course: N 74-53-23 E		
North: 427534.3906	East: 1389367.8239	Distance: 344.14
Course: S 84-01-56 E		
North: 427498.6103	East: 1389710.0982	

Area: 25256 s.f. ±      0.580 acres



- = Existing 5/8" Iron Pin
- × = Existing Cross Notch
- = Set 5/8" Iron Pin
- ⊙ = Set Mag nail

*Joseph N. Koopman*  
 Joseph N. Koopman  
 Ohio Reg. No. 7184



Section 27, Town 3, F.R. 2, Millcreek Township  
 City of Cincinnati, Hamilton County, Ohio

Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Approved: \_\_\_\_\_  
 Katherine Keough - Jura, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Elmore Street as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI  
 By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Paula Boggs Muething, City Manager  
 STATE OF OHIO )  
 COUNTY OF HAMILTON ) SS:  
 The foregoing instrument was acknowledged before me  
 this \_\_\_\_\_ day of \_\_\_\_\_, 2020,  
 by \_\_\_\_\_ City Manager of the City of Cincinnati,  
 an Ohio municipal corporation, on behalf of said corporation.

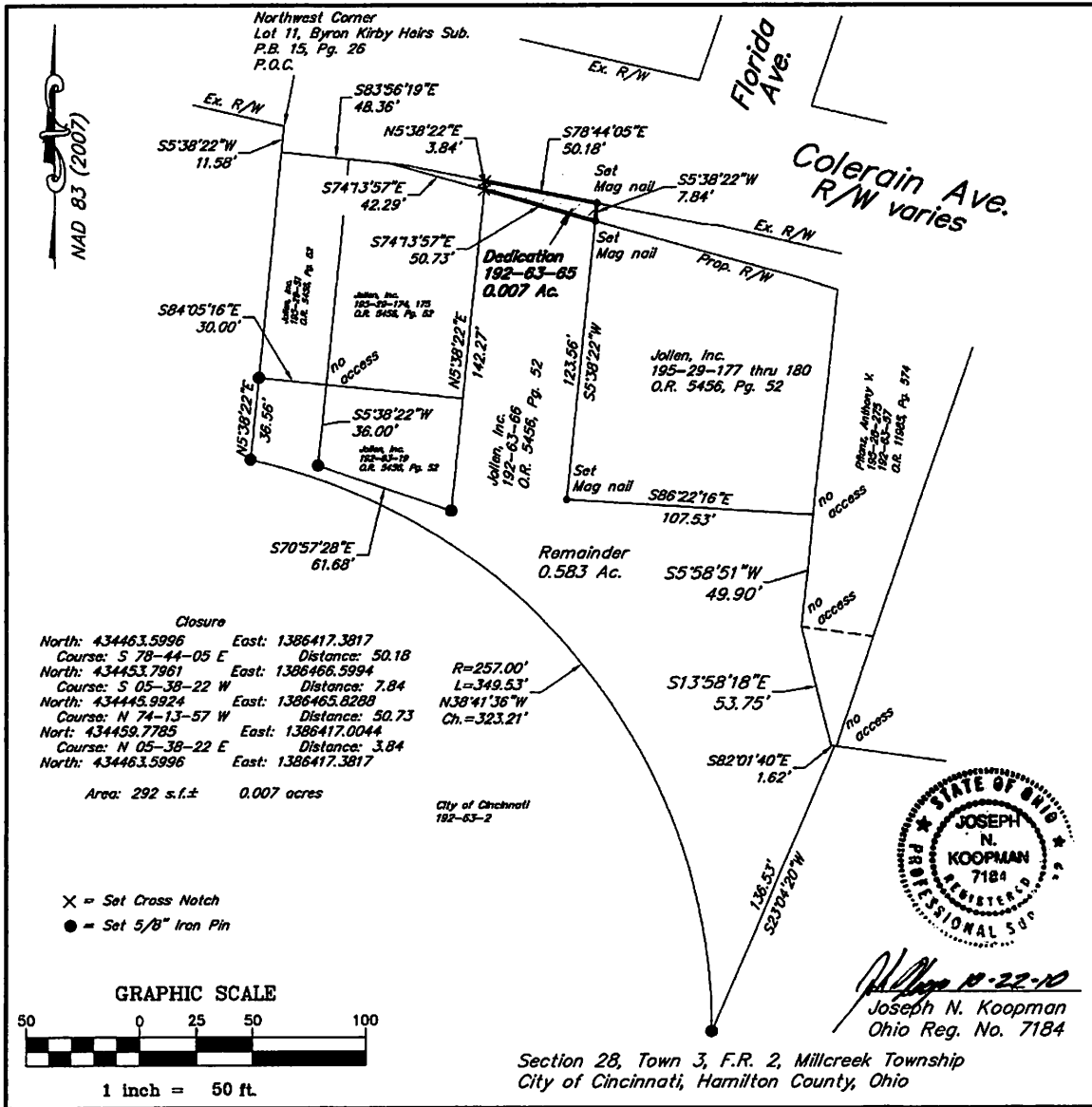
\_\_\_\_\_  
 Notary Public State of Ohio

Approved as to Form: \_\_\_\_\_  
 Assistant City Solicitor  
 Approved: \_\_\_\_\_  
 SEWERS CHIEF ENGINEER - MSD  
 Approved: \_\_\_\_\_  
 City Stormwater Management Engineer -  
 Stormwater Management Utility  
 Approved: \_\_\_\_\_  
 Dan Gindling - City Engineer



**Dedication Plat**

**Elmore St.**  
 194-11-337  
 Date: October, 2020



Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Approved:

Katherine Kaough - Jurs, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Colerain Avenue as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI

By: \_\_\_\_\_ Date: \_\_\_\_\_

Paula Boggs Muething, City Manager

STATE OF OHIO )  
COUNTY OF HAMILTON ) ss:

The foregoing instrument was acknowledged before me

this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

by \_\_\_\_\_ City Manager of the City of Cincinnati, an Ohio municipal corporation, on behalf of said corporation.

Notary Public State of Ohio

Approved as to Form:

Assistant City Solicitor

Approved: \_\_\_\_\_  
SEWERS CHIEF ENGINEER - MSD

Approved: \_\_\_\_\_  
City Stormwater Management Engineer -  
Stormwater Management Utility

Approved: \_\_\_\_\_  
Don Gindling - City Engineer



*Joseph N. Koopman*  
Joseph N. Koopman  
Ohio Reg. No. 7184

Section 28, Town 3, F.R. 2, Millcreek Township  
City of Cincinnati, Hamilton County, Ohio



Department of  
Transportation  
and Engineering  
City of Cincinnati  
City Hall  
801 Plum Street  
Cincinnati, Ohio 45202

<b>Dedication Plat</b>	
<b>Parcel 192-63-65</b>	
Date: October, 2020	

NAD 83 (2007)

Spring Grove Ave.  
60' R/W

**Closure**  
 North: 432015.8246 East: 1389941.3763  
 Course: S 21-09-10 W Distance: 18.86  
 North: 431998.2348 East: 1389934.5704  
 Course: N 48-14-23 W Distance: 7.25  
 North: 432003.0654 East: 1389929.1601  
 Course: N 42-54-28 W Distance: 91.21  
 North: 432069.8719 East: 1389867.0625  
 Course: N 20-26-53 W Distance: 15.41  
 North: 432084.3108 East: 1389861.6894  
 Course: S 41-59-36 E Distance: 17.37  
 North: 432071.4000 East: 1389873.2917  
 Course: S 50-46-35 E Distance: 87.89  
 North: 432015.8246 East: 1389941.3763  
 Area: 1325 s.f.± 0.030 acres

CR Group, Inc.  
193-2-108  
O.R. 10265, Pg. 1906

Northeast Corner  
Lot E. Knowlton's Sub.  
P.B. 1, Pg. 27  
P.O.C.

William P. Dooley Byp.  
R/W varies

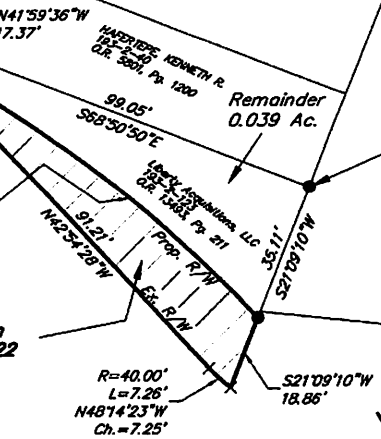
Elmore St.  
R/W varies

Dedication  
193-2-122  
0.030 Ac.

R=20.00'  
L=15.82'  
N20°28'53"W  
Ch.=15.41'

R=342.04'  
L=88.13'  
N50°46'35"W  
Ch.=87.89'

R=40.00'  
L=7.26'  
N48°14'23"W  
Ch.=7.25'



Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

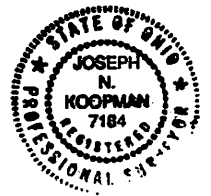
Approved: \_\_\_\_\_  
 Katherine Keough - Jurs, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Elmore Street as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI  
 By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Paula Boggs Muething, City Manager  
 STATE OF OHIO )  
 COUNTY OF HAMILTON ) ss:  
 The foregoing instrument was acknowledged before me  
 this \_\_\_\_\_ day of \_\_\_\_\_, 2020,  
 by \_\_\_\_\_ City Manager of the City of Cincinnati,  
 an Ohio municipal corporation, on behalf of said corporation.

Notary Public State of Ohio

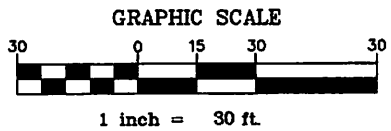
Approved as to Form: \_\_\_\_\_  
 Assistant City Solicitor  
 Approved: \_\_\_\_\_  
 SEWERS CHIEF ENGINEER - MSD  
 Approved: \_\_\_\_\_  
 City Stormwater Management Engineer -  
 Stormwater Management Utility  
 Approved: \_\_\_\_\_  
 Don Gindling - City Engineer



Joseph N. Koopman  
Ohio Reg. No. 7184

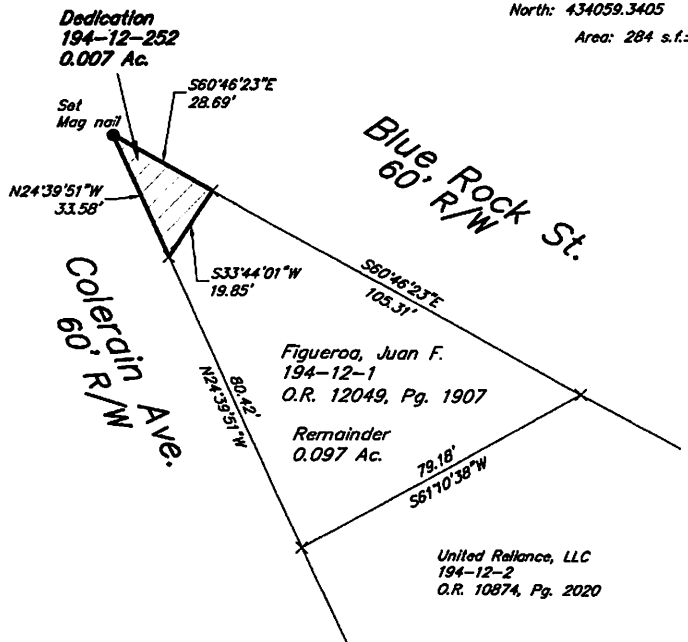
Section 28, Town 3, F.R. 2, Millcreek Township  
City of Cincinnati, Hamilton County, Ohio

X = Set Cross Notch  
● = Set 5/8" Iron Pin



Department of Transportation and Engineering City of Cincinnati City Hall 801 Plum Street Cincinnati, Ohio 45202	<b>Dedication Plat</b>
	<b>Parcel 193-2-122</b>
	Date: October, 2020

NAD 83 (2007)



**Closure**  
 North: 434059.3405 East: 1388422.7384  
 Course: S 60-46-23 E Distance: 28.69  
 North: 434045.3340 East: 1388447.7725  
 Course: S 33-44-01 W Distance: 19.85  
 North: 434028.8273 East: 1388436.7498  
 Course: N 24-39-51 W Distance: 33.58  
 North: 434059.3405 East: 1388422.7384  
 Area: 284 s.f.± 0.007 acres

Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Approved: \_\_\_\_\_  
 Katherine Koough - Jurs, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Colerain Avenue as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI  
 By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Paulo Boggs Muething, City Manager  
 STATE OF OHIO )  
 COUNTY OF HAMILTON ) ss  
 The foregoing instrument was acknowledged before me  
 this \_\_\_\_\_ day of \_\_\_\_\_, 2020,  
 by \_\_\_\_\_ City Manager of the City of Cincinnati,  
 an Ohio municipal corporation, on behalf of said corporation.

Notary Public State of Ohio

Approved as to Form: \_\_\_\_\_  
 Assistant City Solicitor  
 Approved: \_\_\_\_\_  
 SEWERS CHIEF ENGINEER - MSD  
 Approved: \_\_\_\_\_  
 City Stormwater Management Engineer -  
 Stormwater Management Utility  
 Approved: \_\_\_\_\_  
 Don Gindling - City Engineer



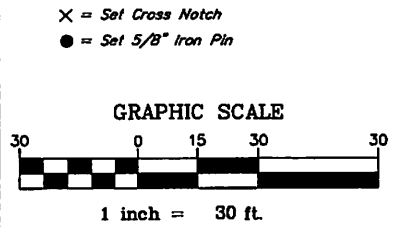
*Joseph N. Koopman 10-22-20*  
 Joseph N. Koopman  
 Ohio Reg. No. 7184

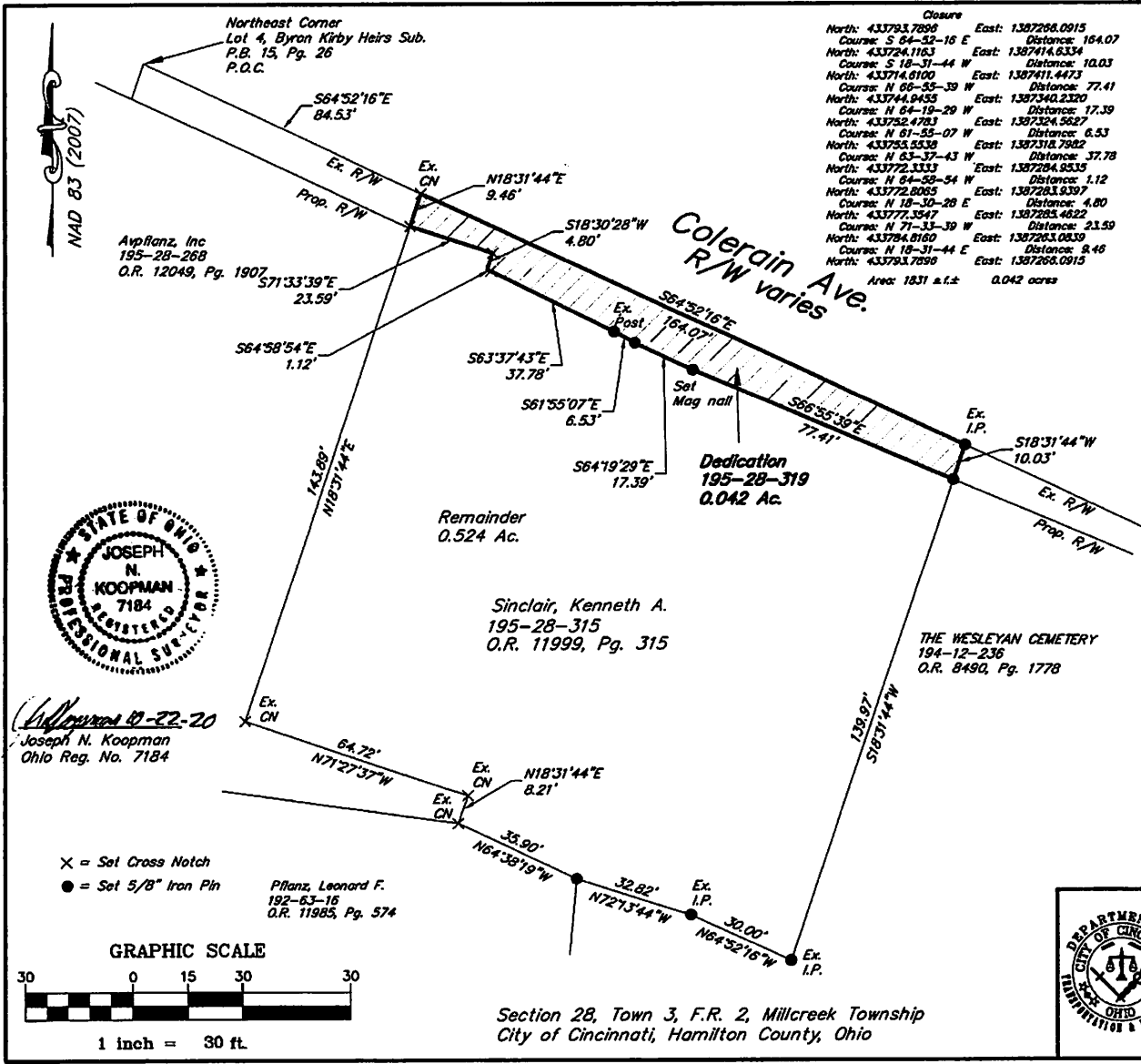
Section 28, Town 3, F.R. 2, Millcreek Township  
 City of Cincinnati, Hamilton County, Ohio



Department of  
 Transportation  
 and Engineering  
 City of Cincinnati  
 City Hall  
 801 Plum Street  
 Cincinnati, Ohio 45202

<b>Dedication Plat</b>	
<b>Parcel 194-12-252</b>	
Date: October, 2020	





**Closure**

North: 433793.7898	East: 1387266.0915	Distance: 164.07
Course: S 64-52-16 E		Distance: 164.07
North: 433724.1163	East: 1387414.6334	Distance: 10.03
Course: S 18-31-44 W		Distance: 10.03
North: 433714.6100	East: 1387411.4473	Distance: 77.41
Course: N 66-55-39 W		Distance: 77.41
North: 433744.9455	East: 1387340.2320	Distance: 17.39
Course: N 64-19-29 W		Distance: 17.39
North: 433752.4783	East: 1387324.5627	Distance: 6.53
Course: N 61-55-07 W		Distance: 6.53
North: 433755.5539	East: 1387318.7982	Distance: 37.78
Course: N 63-37-43 W		Distance: 37.78
North: 433772.3333	East: 1387284.9535	Distance: 1.12
Course: N 64-56-54 W		Distance: 1.12
North: 433728.8065	East: 1387283.9307	Distance: 4.80
Course: N 18-30-28 E		Distance: 4.80
North: 433777.3547	East: 1387283.4622	Distance: 23.59
Course: N 71-35-39 W		Distance: 23.59
North: 433794.8160	East: 1387263.0839	Distance: 9.46
Course: N 18-31-44 E		Distance: 9.46
North: 433793.7898	East: 1387266.0915	Distance: 164.07

Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Approved: \_\_\_\_\_  
Katherine Keough - Jurs, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Colerain Avenue as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI  
By: \_\_\_\_\_ Date: \_\_\_\_\_  
Paula Boggs Muething, City Manager

STATE OF OHIO )  
COUNTY OF HAMILTON ) ss  
The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2020,  
by \_\_\_\_\_ City Manager of the City of Cincinnati, an Ohio municipal corporation, on behalf of said corporation.

Notary Public State of Ohio

Approved as to Form: \_\_\_\_\_  
Assistant City Solicitor  
Approved: \_\_\_\_\_ SEWERS CHIEF ENGINEER - MSD  
Approved: \_\_\_\_\_ City Stormwater Management Engineer - Stormwater Management Utility  
Approved: \_\_\_\_\_ Don Gindling - City Engineer

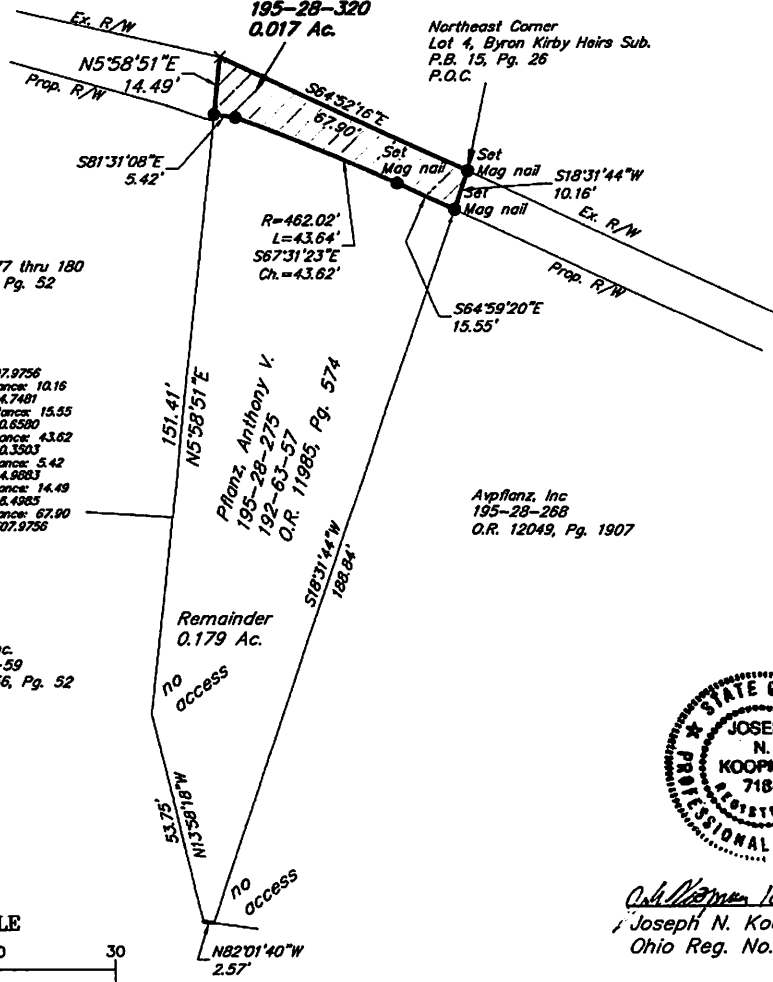
<p>Department of Transportation and Engineering City of Cincinnati City Hall 801 Plum Street Cincinnati, Ohio 45202</p>	<b>Dedication Plat</b>
	<b>Parcel 195-28-319</b>
	Date: October, 2020



# Colerain Ave. R/W varies

Dedication  
195-28-320  
0.017 Ac.

Northeast Corner  
Lot 4, Byron Kirby Heirs Sub.  
P.B. 15, Pg. 26  
P.O.C.



Jollen, Inc.  
195-29-177 thru 180  
O.R. 5456, Pg. 52

- Closure
- North: 434396.8274 East: 1387307.9756
  - Course: S 18-31-44 W Distance: 10.16
  - North: 434387.1973 East: 1387304.7481
  - Course: N 64-55-20 W Distance: 15.55
  - North: 434393.7710 East: 1387290.6590
  - Course: N 67-31-23 W Distance: 43.62
  - North: 434410.4479 East: 1387250.3503
  - Course: N 01-31-08 W Distance: 5.42
  - North: 434411.2475 East: 1387244.9883
  - Course: N 05-58-51 E Distance: 14.49
  - North: 434425.0831 East: 1387248.4985
  - Course: S 84-52-16 E Distance: 67.90
  - North: 434396.8274 East: 1387307.9756
- Area: 721 ± ft.± 0.017 acres

Jollen, Inc.  
192-63-59  
O.R. 5456, Pg. 52

Avplanz, Inc  
195-28-268  
O.R. 12049, Pg. 1907

Pflanz, Anthony V.  
195-28-275  
192-63-57  
O.R. 11985, Pg. 574

Remainder  
0.179 Ac.

no access

no access

- X = Set Cross Notch
- = Set 5/8" Iron Pin

### GRAPHIC SCALE



1 inch = 30 ft.



*Joseph N. Koopman*  
Joseph N. Koopman  
Ohio Reg. No. 7184

Section 28, Town 3, F.R. 2, Millcreek Township  
City of Cincinnati, Hamilton County, Ohio

Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Approved:

Katherine Keough - Jurs, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Colerain Avenue as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI

By: \_\_\_\_\_ Date: \_\_\_\_\_

Paula Boggs Muething, City Manager

STATE OF OHIO )  
COUNTY OF HAMILTON ) SS:

The foregoing instrument was acknowledged before me

this \_\_\_\_\_ day of \_\_\_\_\_, 2020,

by \_\_\_\_\_ City Manager of the City of Cincinnati, an Ohio municipal corporation, on behalf of said corporation.

Notary Public State of Ohio

Approved as to Form:

Assistant City Solicitor

Approved: \_\_\_\_\_  
SEWERS CHIEF ENGINEER - MSD

Approved: \_\_\_\_\_  
City Stormwater Management Engineer -  
Stormwater Management Utility

Approved: \_\_\_\_\_  
Don Gindling - City Engineer

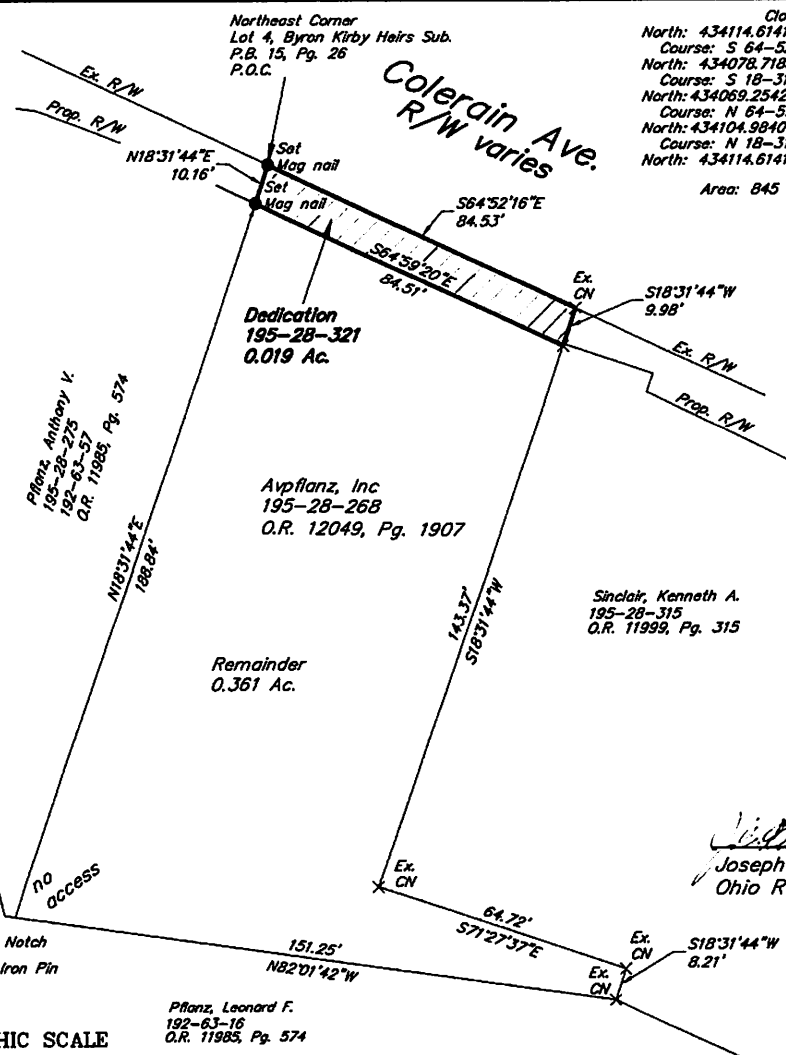
DEPARTMENT OF TRANSPORTATION AND ENGINEERING  
CITY OF CINCINNATI  
City Hall  
801 Plum Street  
Cincinnati, Ohio 45202

**Dedication Plat**

**Parcel 195-28-320**

Date: October, 2020

NAD 83 (2007)



Closure  
 North: 434114.6141 East: 1387271.5569  
 Course: S 64-52-16 E Distance: 84.53  
 North: 434078.7183 East: 1387348.0858  
 Course: S 18-31-44 W Distance: 9.98  
 North: 434069.2542 East: 1387344.9138  
 Course: N 64-59-20 W Distance: 84.51  
 North: 434104.9840 East: 1387268.3293  
 Course: N 18-31-44 E Distance: 10.16  
 North: 434114.6141 East: 1387271.5569  
 Area: 845 s.f.± 0.019 acres

Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.  
 Approved: \_\_\_\_\_  
 Katherine Keough - Jurs, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Colerain Avenue as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI  
 By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Paula Boggs Muething, City Manager

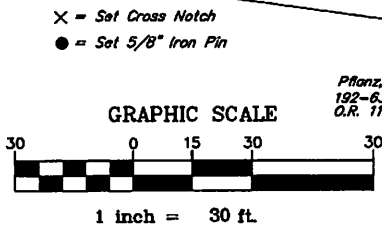
STATE OF OHIO )  
 COUNTY OF HAMILTON ) ss  
 The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2020,  
 by \_\_\_\_\_ City Manager of the City of Cincinnati, an Ohio municipal corporation, on behalf of said corporation.

Notary Public State of Ohio



*Joseph N. Koopman*  
 Joseph N. Koopman  
 Ohio Reg. No. 7184

Approved as to Form: \_\_\_\_\_  
 Assistant City Solicitor  
 Approved: \_\_\_\_\_  
 SEWERS CHIEF ENGINEER - MSD  
 Approved: \_\_\_\_\_  
 City Stormwater Management Engineer - Stormwater Management Utility  
 Approved: \_\_\_\_\_  
 Don Gindling - City Engineer

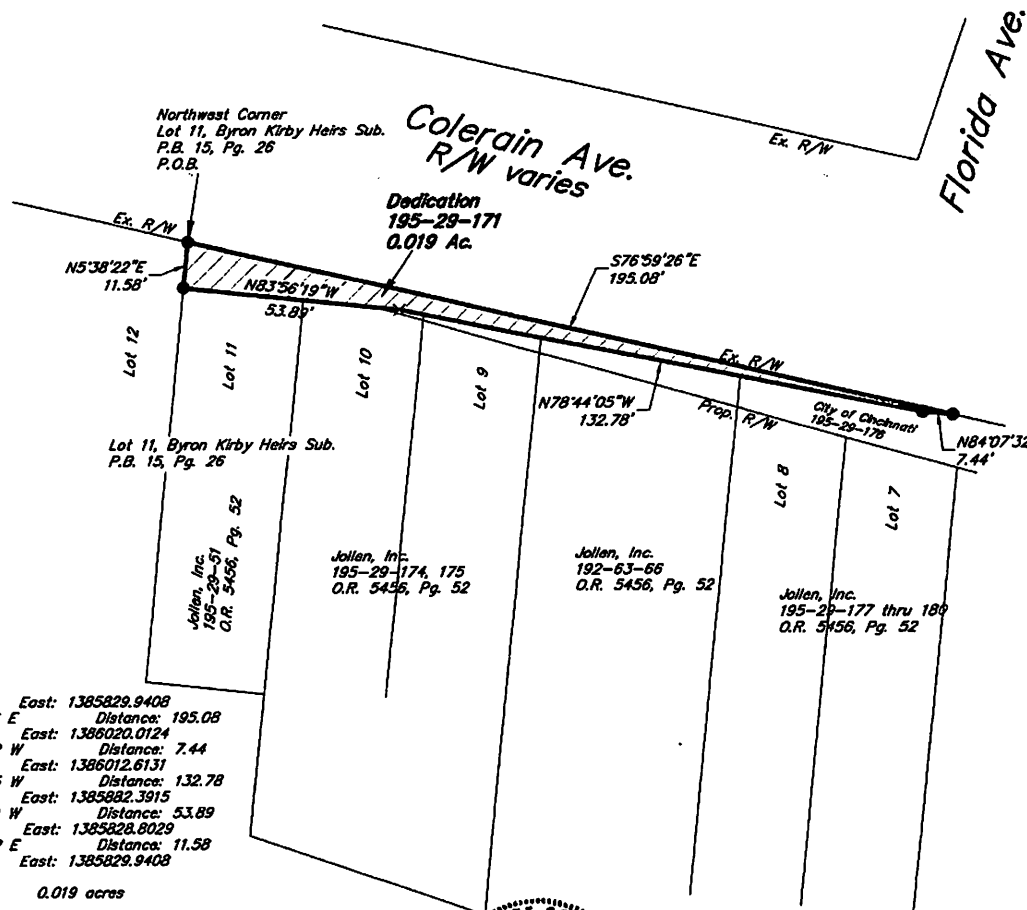


Pflanz, Leonard F.  
 192-63-16  
 O.R. 11985, Pg. 574

Section 28, Town 3, F.R. 2, Millcreek Township  
 City of Cincinnati, Hamilton County, Ohio

 Department of Transportation and Engineering City of Cincinnati City Hall 801 Plum Street Cincinnati, Ohio 45202	<b>Dedication Plat</b>
	<b>Parcel 195-28-321</b>
	Date: October, 2020

NAD 83 (2007)

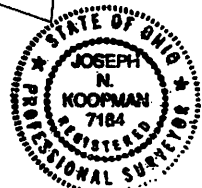
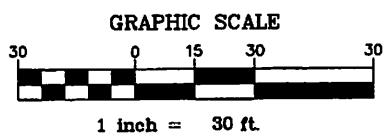


**Closure**

North: 435211.3741	East: 1385829.9408
Course: S 76-59-26 E	Distance: 195.08
North: 435167.4601	East: 1386020.0124
Course: N 84-07-32 W	Distance: 7.44
North: 435168.2214	East: 1386012.6131
Course: N 78-44-05 W	Distance: 132.78
North: 435194.1599	East: 1385882.3915
Course: N 83-56-19 W	Distance: 53.89
North: 435199.8503	East: 1385828.8029
Course: N 05-38-22 E	Distance: 11.58
North: 435211.3741	East: 1385829.9408

Area: 843 s.f.± 0.019 acres

X = Set Cross Notch  
 ● = Set Mag Nail



*Joseph N. Koopman*  
 Joseph N. Koopman  
 Ohio Reg. No. 7184

Section 28, Town 3, F.R. 2, Millcreek Township  
 City of Cincinnati, Hamilton County, Ohio

Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Approved: \_\_\_\_\_  
 Katherine Keough - Jurs, Director, Department of City Planning.

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Colerain Avenue as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI  
 By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Paula Boggs Muething, City Manager

STATE OF OHIO )  
 COUNTY OF HAMILTON ) ss:  
 The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2020,  
 by \_\_\_\_\_ City Manager of the City of Cincinnati, an Ohio municipal corporation, on behalf of said corporation.

\_\_\_\_\_  
 Notary Public State of Ohio

Approved as to Form: \_\_\_\_\_  
 Assistant City Solicitor

Approved: \_\_\_\_\_  
 SEWERS CHIEF ENGINEER - MSD

Approved: \_\_\_\_\_  
 City Stormwater Management Engineer - Stormwater Management Utility

Approved: \_\_\_\_\_  
 Don Ghidling - City Engineer

Department of Transportation and Engineering  
 City of Cincinnati  
 City Hall  
 801 Plum Street  
 Cincinnati, Ohio 45202

<b>Dedication Plat</b>
<b>Parcel 195-29-171</b>
Date: September, 2020



NAD 83 (2007)

Northwest Corner  
Lot 11, Byron Kirby Heirs Sub.  
P.B. 15, Pg. 26  
P.O.C.

Ex. R/W

SS'38'22"W 11.58'

S83'56'19"E 30.00'

S83'56'19"E 18.36'

S83'56'19"E 5.53'

S78'44'05"E 36.28'

S5'38'22"W 3.84'

SS'38'22"W 3.84'

Ex. R/W

Prop. R/W

S74'13'57"E 42.29'

S5'38'22"W 92.28'

Vacated Edinwood

Lot 12

Lot 11

Lot 10

Lot 9

Jollen, Inc.  
195-29-51  
O.R. 5456, Pg. 52

Jollen, Inc.  
195-29-174, 175  
O.R. 5456, Pg. 52

Remainder  
0.134 Ac.

no access

60.00'

N84'05'16"W

Set  
Mag nail

Jollen, Inc.  
192-63-66  
O.R. 5456, Pg. 52

Jollen, Inc.  
195-29-173  
0.002 Ac.

Closure

North: 434776.5557 East: 1386351.8624 Distance: 5.53  
Course: S 83-56-19 E

North: 434778.9723 East: 1386357.3586 Distance: 36.28  
Course: S 78-44-05 E

North: 434768.8841 East: 1386392.9420 Distance: 3.84  
Course: S 05-38-22 W

North: 434783.0630 East: 1386392.5647 Distance: 42.29  
Course: N 74-13-57 W

North: 434776.5557 East: 1386351.8624 Distance: 0.002 acres  
Area: 89 s.f.±

Colerain Ave.  
R/W varies

Florida Ave.

Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Approved: \_\_\_\_\_  
Katherine Keough - Jurs, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Colerain Avenue as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Paula Boggs Muething, City Manager

STATE OF OHIO )  
COUNTY OF HAMILTON ) ss:

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2020,

by \_\_\_\_\_ City Manager of the City of Cincinnati, an Ohio municipal corporation, on behalf of said corporation.

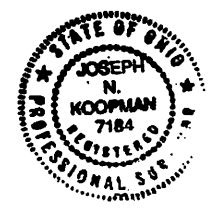
Notary Public State of Ohio

Approved as to Form: \_\_\_\_\_  
Assistant City Solicitor

Approved: \_\_\_\_\_  
SEWERS CHIEF ENGINEER - MSD

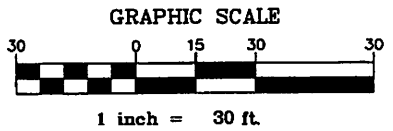
Approved: \_\_\_\_\_  
City Stormwater Management Engineer - Stormwater Management Utility

Approved: \_\_\_\_\_  
Don Gindling - City Engineer



*Joseph N. Koopman*  
Joseph N. Koopman  
Ohio Reg. No. 7184

X = Set Cross Notch  
● = Set 5/8" Iron Pin



Section 28, Town 3, F.R. 2, Millcreek Township  
City of Cincinnati, Hamilton County, Ohio

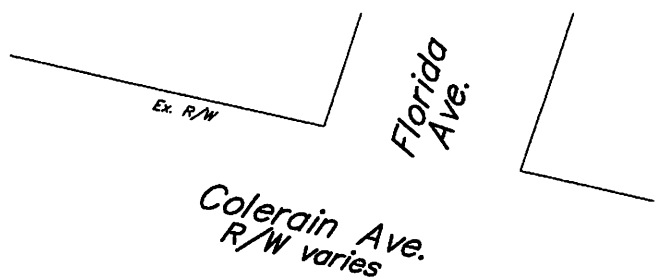
DEPARTMENT OF TRANSPORTATION AND ENGINEERING  
CITY OF CINCINNATI  
City Hall  
801 Plum Street  
Cincinnati, Ohio 45202

**Dedication Plat**

**Parcel 195-29-173**

Date: October, 2020

MAD 83 (2007)



**Closure**  
 North: 433921.7541 East: 1386412.6957  
 Course: S 05-58-31 W Distance: 18.20  
 North: 433905.6392 East: 1386411.3075  
 Course: N 71-20-50 W Distance: 13.58  
 North: 433908.8534 East: 1386398.4381  
 Course: N 74-13-57 W Distance: 86.32  
 North: 433936.1576 East: 1386305.7403  
 Course: N 05-30-22 E Distance: 7.84  
 North: 433943.8513 East: 1386302.5109  
 Course: S 78-44-05 E Distance: 46.31  
 North: 433934.9148 East: 1386351.9293  
 Course: S 84-07-32 E Distance: 7.44  
 North: 433934.1533 East: 1386359.3289  
 Course: S 78-59-26 E Distance: 55.08  
 North: 433921.7541 East: 1386412.6957  
 Area: 1316 s.f.± 0.030 acres

Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_ day of \_\_\_\_\_, 2020.

Approved: \_\_\_\_\_  
 Katherine Keough - Jurs, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described herein, does hereby adapt and confirm this plat and dedicate to public use forever Colerain Avenue as shown herein, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

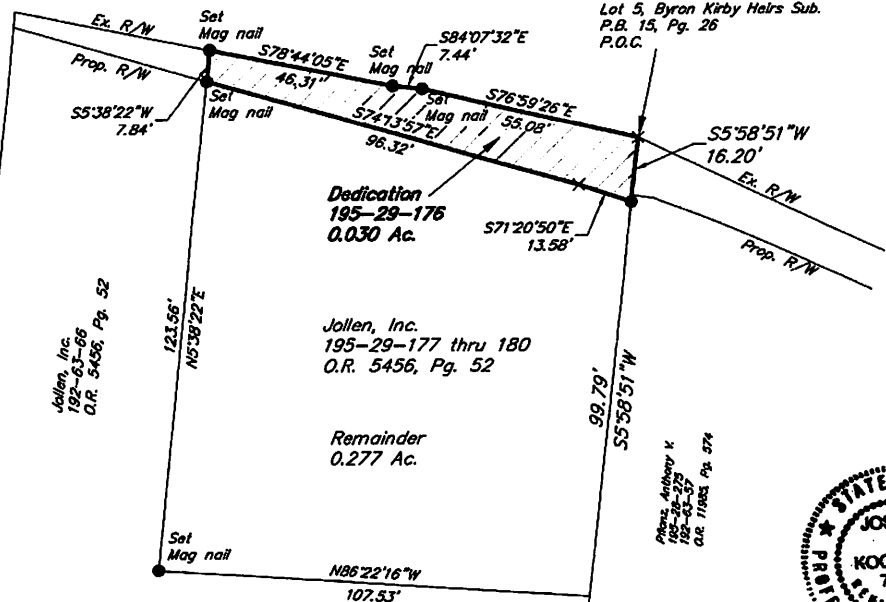
CITY OF CINCINNATI  
 By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Paula Boggs Muething, City Manager

STATE OF OHIO )  
 COUNTY OF HAMILTON ) ss:  
 The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2020,  
 by \_\_\_\_\_ City Manager of the City of Cincinnati, an Ohio municipal corporation, on behalf of said corporation.

Notary Public State of Ohio

Approved as to Form: \_\_\_\_\_  
 Assistant City Solicitor  
 Approved: \_\_\_\_\_  
 SEWERS CHIEF ENGINEER - MSD  
 Approved: \_\_\_\_\_  
 City Stormwater Management Engineer - Stormwater Management Utility  
 Approved: \_\_\_\_\_  
 Dan Gindling - City Engineer

Northeast Corner  
 Lot 5, Byron Kirby Heirs Sub.  
 P.B. 15, Pg. 26  
 P.O.C.



**Dedication**  
 195-29-176  
 0.030 Ac.

Jollen, Inc.  
 195-29-177 thru 180  
 O.R. 5456, Pg. 52

Remainder  
 0.277 Ac.

Pleasanz, Anthony K.  
 165-26-273  
 162-60-37  
 O.R. 71882, Pg. 874



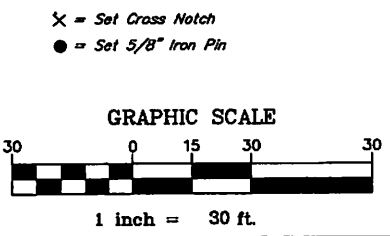
*Joseph N. Koopman*  
 Joseph N. Koopman  
 Ohio Reg. No. 7184

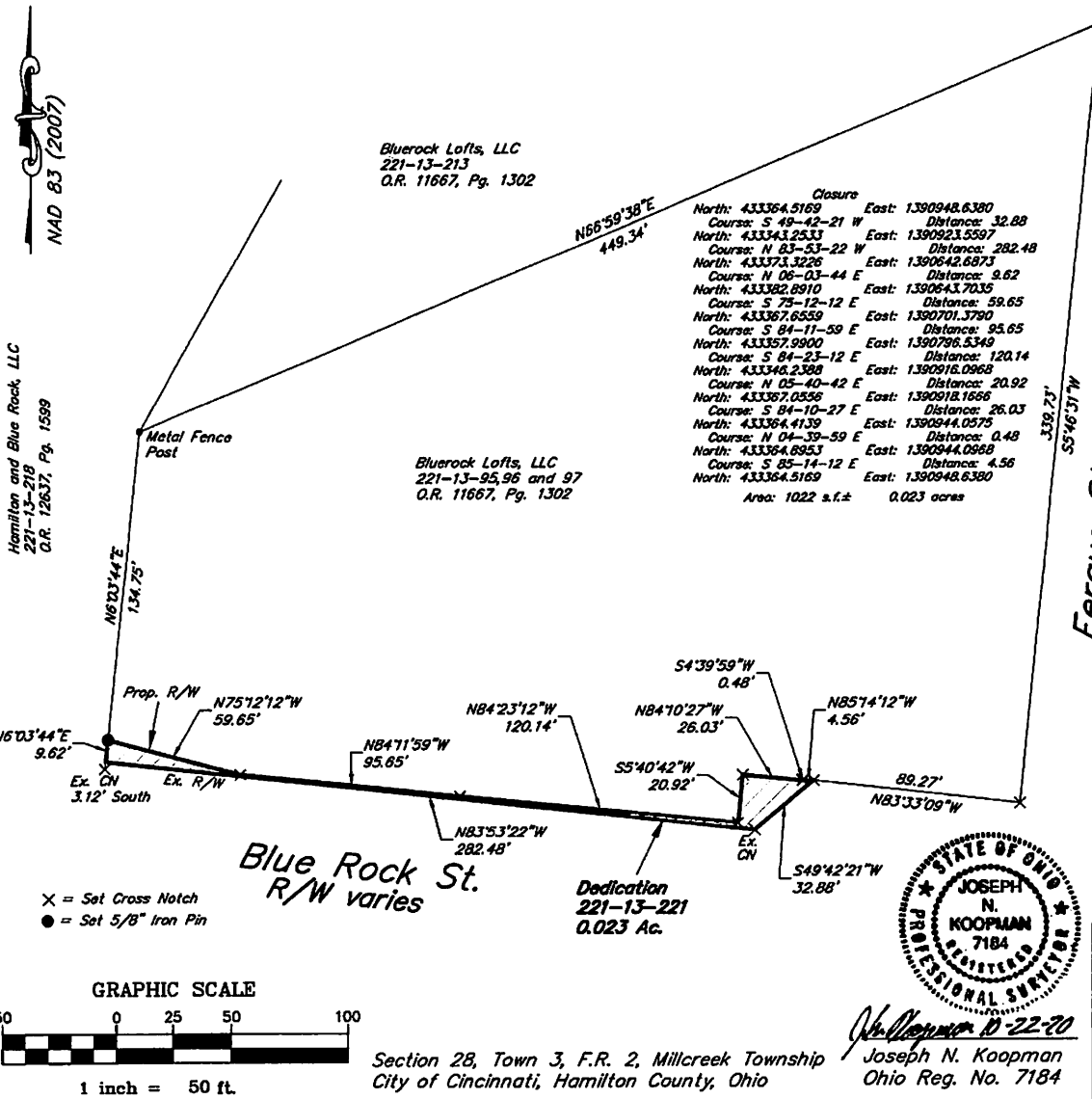
Section 28, Town 3, F.R. 2, Millcreek Township  
 City of Cincinnati, Hamilton County, Ohio



Department of  
 Transportation  
 and Engineering  
 City of Cincinnati  
 City Hall  
 801 Plum Street  
 Cincinnati, Ohio 45202

<b>Dedication Plat</b>	
<b>Parcel 195-29-176</b>	
Date: May, 2017	





Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Approved: \_\_\_\_\_  
Katherine Keough - Jurs, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Blue Rock Street as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI  
By: \_\_\_\_\_ Date: \_\_\_\_\_  
Paula Boggs Muething, City Manager

STATE OF OHIO )  
COUNTY OF HAMILTON ) ss  
The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2020,  
by \_\_\_\_\_ City Manager of the City of Cincinnati, an Ohio municipal corporation, on behalf of said corporation.

Notary Public State of Ohio

Approved as to Form: \_\_\_\_\_  
Assistant City Solicitor  
Approved: \_\_\_\_\_ SEWERS CHIEF ENGINEER - MSD  
Approved: \_\_\_\_\_ City Stormwater Management Engineer - Stormwater Management Utility  
Approved: \_\_\_\_\_ Don Gindling - City Engineer



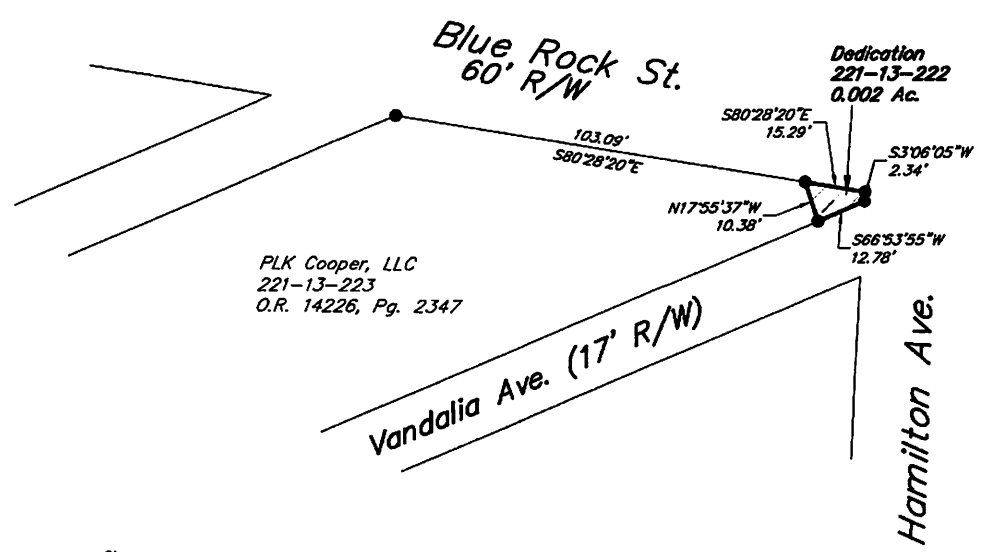
Joseph N. Koopman  
Ohio Reg. No. 7184

Section 28, Town 3, F.R. 2, Millcreek Township  
City of Cincinnati, Hamilton County, Ohio



Department of Transportation and Engineering City of Cincinnati City Hall 801 Plum Street Cincinnati, Ohio 45202	<b>Dedication Plat</b>
	<b>Parcel 221-13-221</b>
	Date: October, 2020

NAD 83 (2007)

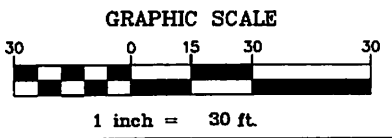


PLK Cooper, LLC  
221-13-223  
O.R. 14226, Pg. 2347

Dedication  
221-13-222  
0.002 Ac.

**Closure**  
 North: 433532.5207 East: 1390186.1987 Distance: 12.78  
 Course: S 66-53-55 W  
 North: 433527.5077 East: 1390174.4486 Distance: 10.38  
 Course: N 17-55-37 W  
 North: 433537.3882 East: 1390171.2502 Distance: 15.29  
 Course: S 80-28-20 E  
 North: 433534.8580 East: 1390186.3254 Distance: 2.34  
 Course: S 03-06-05 W  
 North: 433532.5207 East: 1390186.1987  
 Area: 84 s.f.± 0.002 acres

X = Existing Cross Notch  
● = Existing Nag nail



Section 28, Town 3, F.R. 2, Millcreek Township  
City of Cincinnati, Hamilton County, Ohio

*Joseph N. Koopman* 10-22-20  
Joseph N. Koopman  
Ohio Reg. No. 7184



Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

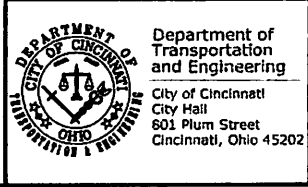
Approved: \_\_\_\_\_  
Katherine Keough - Jurs, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Blue Rock Street as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI  
By: \_\_\_\_\_ Date: \_\_\_\_\_  
Paula Boggs Muething, City Manager  
STATE OF OHIO )  
COUNTY OF HAMILTON ) ss  
The foregoing instrument was acknowledged before me  
this \_\_\_\_\_ day of \_\_\_\_\_, 2020,  
by \_\_\_\_\_ City Manager of the City of Cincinnati,  
an Ohio municipal corporation, on behalf of said corporation.

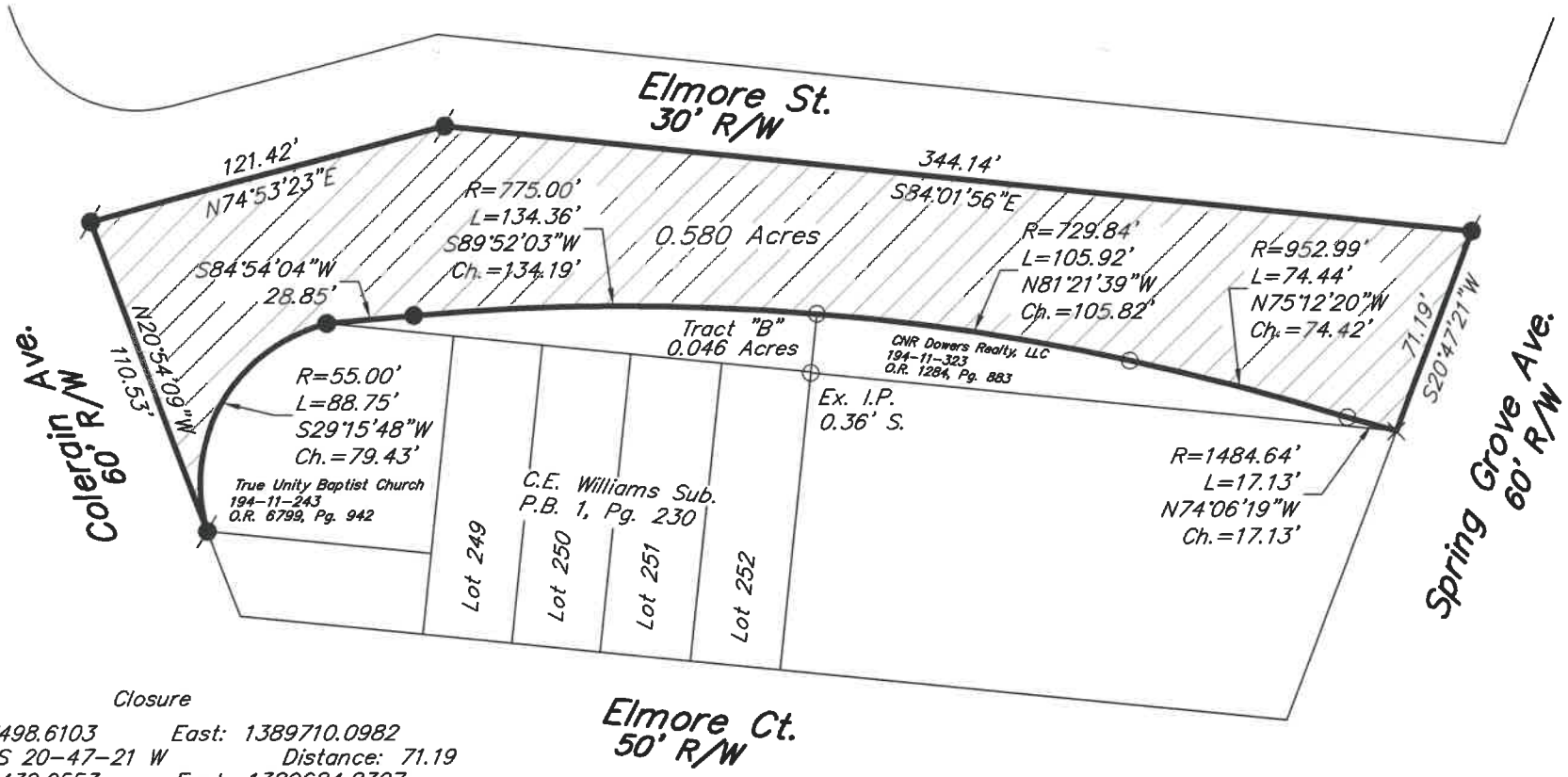
Notary Public State of Ohio

Approved as to Form: \_\_\_\_\_  
Assistant City Solicitor  
Approved: \_\_\_\_\_  
SEWERS CHIEF ENGINEER - MSD  
Approved: \_\_\_\_\_  
City Stormwater Management Engineer -  
Stormwater Management Utility  
Approved: \_\_\_\_\_  
Don Gindling - City Engineer



Department of Transportation and Engineering City of Cincinnati City Hall 601 Plum Street Cincinnati, Ohio 45202	<b>Dedication Plat</b>
	<b>Parcel 221-13-222</b>
	Date: October, 2020

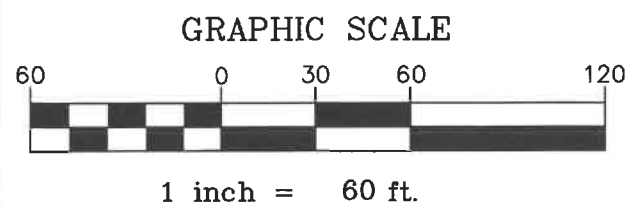
NAD 83 (2007)



Closure

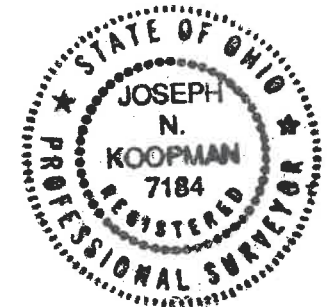
North: 427498.6103	East: 1389710.0982
Course: S 20-47-21 W	Distance: 71.19
North: 427432.0553	East: 1389684.8307
Course: N 74-06-19 W	Distance: 17.13
North: 427436.7456	East: 1389668.3595
Course: N 75-12-20 W	Distance: 74.42
North: 427455.7505	East: 1389596.4005
Course: N 81-21-39 W	Distance: 105.82
North: 427471.6462	East: 1389491.7769
Course: S 89-52-03 W	Distance: 134.19
North: 427471.3362	East: 1389357.5895
Course: S 84-54-04 W	Distance: 28.85
North: 427468.7726	East: 1389328.8581
Course: S 29-15-48 W	Distance: 79.43
North: 427399.4824	East: 1389290.0324
Course: N 20-54-09 W	Distance: 110.53
North: 427502.7379	East: 1389250.5979
Course: N 74-53-23 E	Distance: 121.42
North: 427534.3906	East: 1389367.8239
Course: S 84-01-56 E	Distance: 344.14
North: 427498.6103	East: 1389710.0982

Area: 25256 s.f.± 0.580 acres



- = Existing 5/8" Iron Pin
- × = Existing Cross Notch
- = Set 5/8" Iron Pin
- ⦿ = Set Mag nail

*Joseph N. Koopman*  
 Joseph N. Koopman  
 Ohio Reg. No. 7184



Section 27, Town 3, F.R. 2, Millcreek Township  
 City of Cincinnati, Hamilton County, Ohio

Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Approved:

Katherine Keough - Jurs, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Elmore Street as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI

By: \_\_\_\_\_ Date: \_\_\_\_\_

Paula Boggs Muething, City Manager

STATE OF OHIO )  
 COUNTY OF HAMILTON ) SS:

The foregoing instrument was acknowledged before me

this \_\_\_\_\_ day of \_\_\_\_\_ 2020,

by \_\_\_\_\_ City Manager of the City of Cincinnati, an Ohio municipal corporation, on behalf of said corporation.

Notary Public State of Ohio

Approved as to Form:

Assistant City Solicitor

Approved: \_\_\_\_\_  
 SEWERS CHIEF ENGINEER - MSD

Approved: \_\_\_\_\_  
 City Stormwater Management Engineer - Stormwater Management Utility

Approved: \_\_\_\_\_  
 Don Gindling - City Engineer



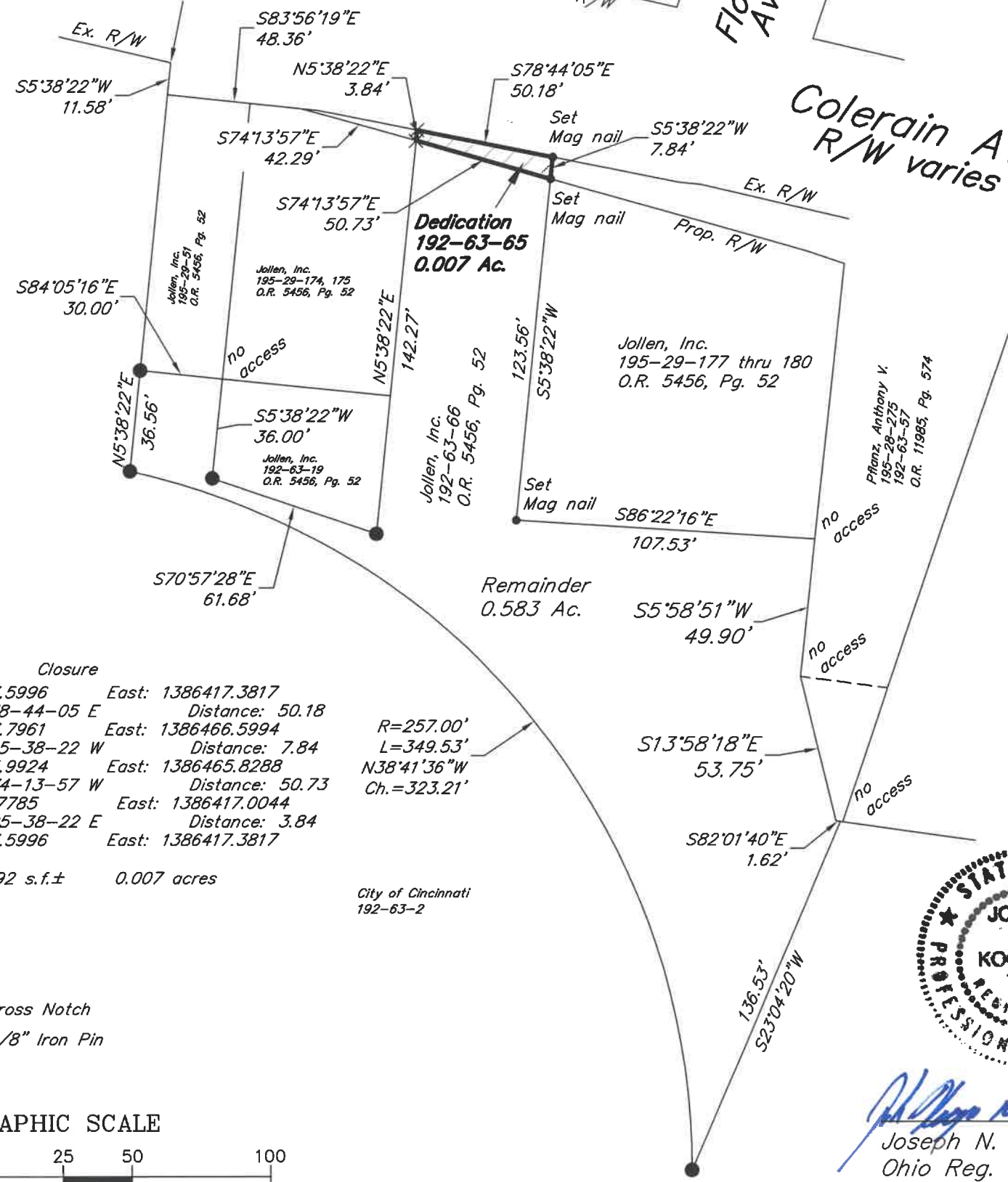
<b>Dedication Plat</b>	
<b>Elmore St.</b>	
194-11-337	
Date: October, 2020	

NAD 83 (2007)

Northwest Corner  
Lot 11, Byron Kirby Heirs Sub.  
P.B. 15, Pg. 26  
P.O.C.

Florida Ave.

Colerain Ave.  
R/W varies



**Closure**

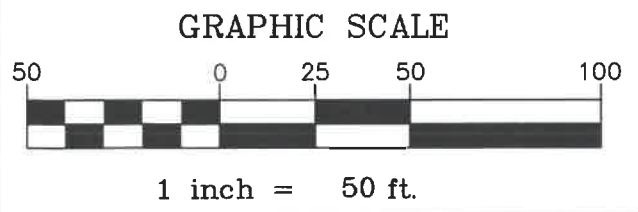
North: 434463.5996	East: 1386417.3817
Course: S 78-44-05 E	Distance: 50.18
North: 434453.7961	East: 1386466.5994
Course: S 05-38-22 W	Distance: 7.84
North: 434445.9924	East: 1386465.8288
Course: N 74-13-57 W	Distance: 50.73
North: 434459.7785	East: 1386417.0044
Course: N 05-38-22 E	Distance: 3.84
North: 434463.5996	East: 1386417.3817

Area: 292 s.f.±    0.007 acres

R=257.00'  
L=349.53'  
N38°41'36"W  
Ch.=323.21'

City of Cincinnati  
192-63-2

X = Set Cross Notch  
● = Set 5/8" Iron Pin



*Joseph N. Koopman*  
Joseph N. Koopman  
Ohio Reg. No. 7184

Section 28, Town 3, F.R. 2, Millcreek Township  
City of Cincinnati, Hamilton County, Ohio

Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Approved:

Katherine Keough - Jurs, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Colerain Avenue as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI

By: \_\_\_\_\_ Date: \_\_\_\_\_

Paula Boggs Muething, City Manager

STATE OF OHIO )  
COUNTY OF HAMILTON ) SS:

The foregoing instrument was acknowledged before me

this \_\_\_\_\_ day of \_\_\_\_\_ 2020.

by \_\_\_\_\_ City Manager of the City of Cincinnati, an Ohio municipal corporation, on behalf of said corporation.

Notary Public State of Ohio

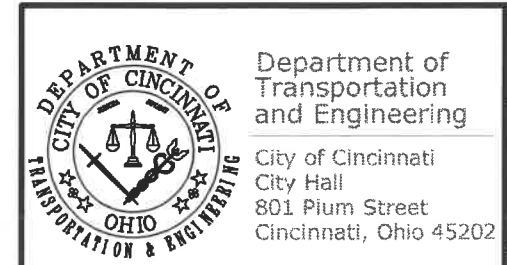
Approved as to Form:

Assistant City Solicitor

Approved: \_\_\_\_\_  
SEWERS CHIEF ENGINEER - MSD

Approved: \_\_\_\_\_  
City Stormwater Management Engineer -  
Stormwater Management Utility

Approved: \_\_\_\_\_  
Don Gindling - City Engineer



Department of  
Transportation  
and Engineering  
City of Cincinnati  
City Hall  
801 Plum Street  
Cincinnati, Ohio 45202

**Dedication Plat**  
**Parcel 192-63-65**  
Date: October, 2020

NAD 83 (2007)

Spring Grove Ave.  
60' R/W

Closure

North: 432015.8246	East: 1389941.3763
Course: S 21-09-10 W	Distance: 18.86
North: 431998.2348	East: 1389934.5704
Course: N 48-14-23 W	Distance: 7.25
North: 432003.0654	East: 1389929.1601
Course: N 42-54-28 W	Distance: 91.21
North: 432069.8719	East: 1389867.0625
Course: N 20-28-53 W	Distance: 15.41
North: 432084.3108	East: 1389861.6694
Course: S 41-59-36 E	Distance: 17.37
North: 432071.4000	East: 1389873.2917
Course: S 50-46-35 E	Distance: 87.89
North: 432015.8246	East: 1389941.3763

Area: 1325 s.f.± 0.030 acres

CR Group, Inc.  
193-2-108  
O.R. 10265, Pg. 1906

N41°59'36"W  
17.37'

HAFERTEPE, KENNETH R.  
193-2-40  
O.R. 5801, Pg. 1200

99.05'

S68°50'50"E

Remainder  
0.039 Ac.

Northeast Corner  
Lot E. Knowlton's Sub.  
P.B. 1, Pg. 27  
P.O.C.

Liberty Acquisitions, LLC  
193-2-122  
O.R. 13493, Pg. 211

91.21'

N42°54'28"W

Prop. R/W

Ex. R/W

35.11'

S21°09'10"W

William P. Dooley Byp.  
R/W varies

R=20.00'  
L=15.82'  
N20°28'53"W  
Ch.=15.41'

R=342.04'  
L=88.13'  
N50°46'35"W  
Ch.=87.89'

Dedication  
193-2-122  
0.030 Ac.

R=40.00'  
L=7.26'  
N48°14'23"W  
Ch.=7.25'

S21°09'10"W  
18.86'

Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Approved:

Katherine Keough - Jurs, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Elmore Street as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI

By: \_\_\_\_\_ Date: \_\_\_\_\_

Paula Boggs Muething, City Manager

STATE OF OHIO )  
COUNTY OF HAMILTON ) SS:

The foregoing instrument was acknowledged before me

this \_\_\_\_ day of \_\_\_\_\_ 2020,

by \_\_\_\_\_ City Manager of the City of Cincinnati, an Ohio municipal corporation, on behalf of said corporation.

Notary Public State of Ohio

Approved as to Form:

Assistant City Solicitor

Approved: \_\_\_\_\_  
SEWERS CHIEF ENGINEER - MSD

Approved: \_\_\_\_\_  
City Stormwater Management Engineer -  
Stormwater Management Utility

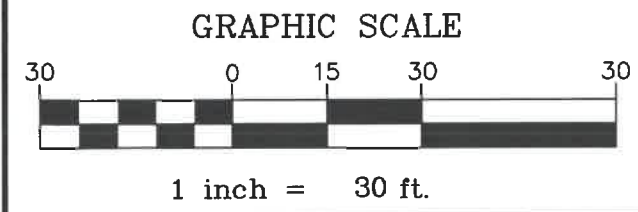
Approved: \_\_\_\_\_  
Don Gindling - City Engineer



Joseph N. Koopman  
Ohio Reg. No. 7184

Section 28, Town 3, F.R. 2, Millcreek Township  
City of Cincinnati, Hamilton County, Ohio

X = Set Cross Notch  
● = Set 5/8" Iron Pin



Department of  
Transportation  
and Engineering  
City of Cincinnati  
City Hall  
801 Plum Street  
Cincinnati, Ohio 45202

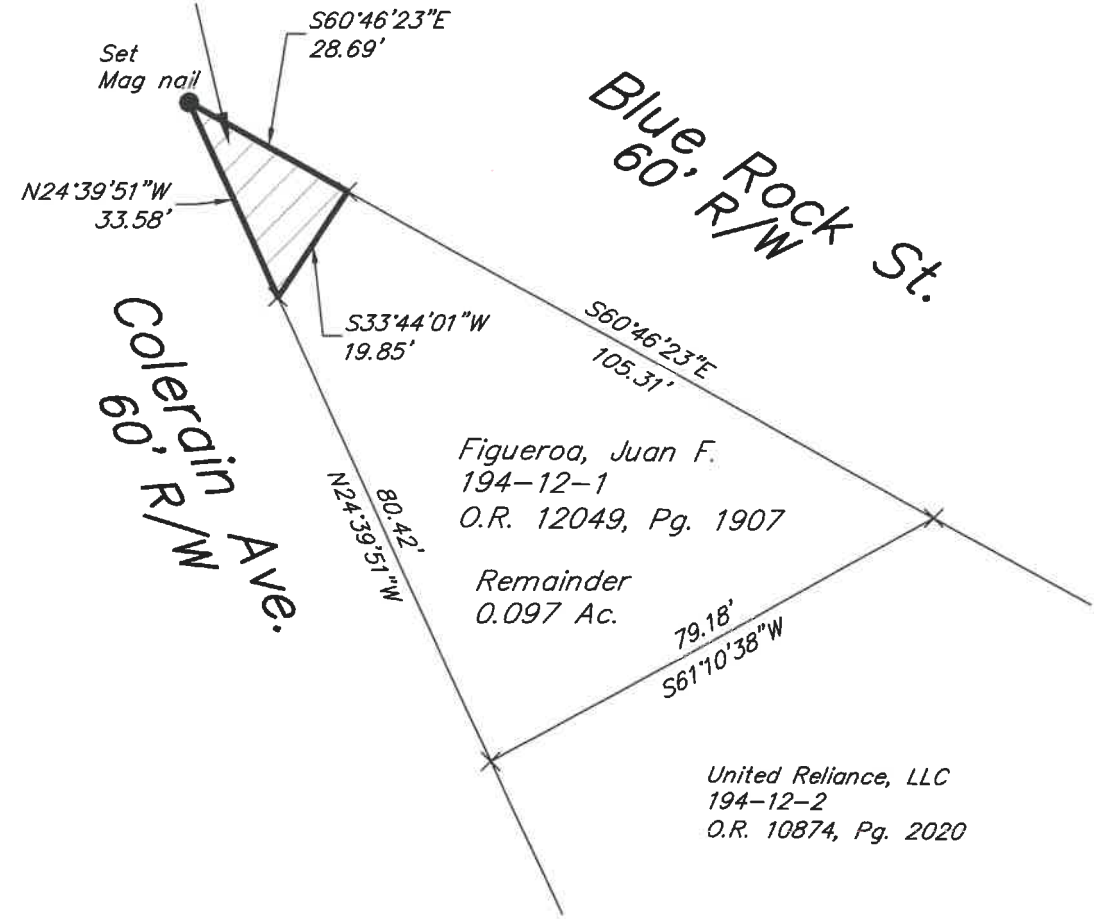
**Dedication Plat**

**Parcel 193-2-122**

Date: October, 2020

NAD 83 (2007)

Dedication  
194-12-252  
0.007 Ac.



Closure  
 North: 434059.3405 East: 1388422.7384  
 Course: S 60-46-23 E Distance: 28.69  
 North: 434045.3340 East: 1388447.7725  
 Course: S 33-44-01 W Distance: 19.85  
 North: 434028.8273 East: 1388436.7498  
 Course: N 24-39-51 W Distance: 33.58  
 North: 434059.3405 East: 1388422.7384  
 Area: 284 s.f.± 0.007 acres

Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

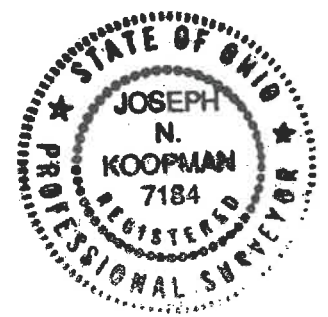
Approved: \_\_\_\_\_  
Katherine Keough - Jurs, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Colerain Avenue as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI  
 By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Paula Boggs Muething, City Manager  
 STATE OF OHIO )  
 COUNTY OF HAMILTON ) SS:  
 The foregoing instrument was acknowledged before me  
 this \_\_\_\_ day of \_\_\_\_\_ 2020,  
 by \_\_\_\_\_ City Manager of the City of Cincinnati,  
 an Ohio municipal corporation, on behalf of said corporation.

Notary Public State of Ohio

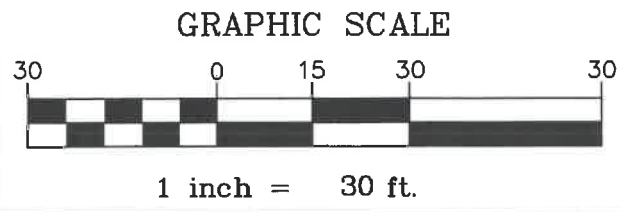
Approved as to Form: \_\_\_\_\_  
 Assistant City Solicitor  
 Approved: \_\_\_\_\_  
 SEWERS CHIEF ENGINEER - MSD  
 Approved: \_\_\_\_\_  
 City Stormwater Management Engineer -  
 Stormwater Management Utility  
 Approved: \_\_\_\_\_  
 Don Gindling - City Engineer




*Joseph N. Koopman*  
 Joseph N. Koopman  
 Ohio Reg. No. 7184

Section 28, Town 3, F.R. 2, Millcreek Township  
City of Cincinnati, Hamilton County, Ohio

X = Set Cross Notch  
 ● = Set 5/8" Iron Pin



 Department of Transportation and Engineering City of Cincinnati City Hall 801 Plum Street Cincinnati, Ohio 45202	<b>Dedication Plat</b>
	<b>Parcel 194-12-252</b>
	Date: October, 2020



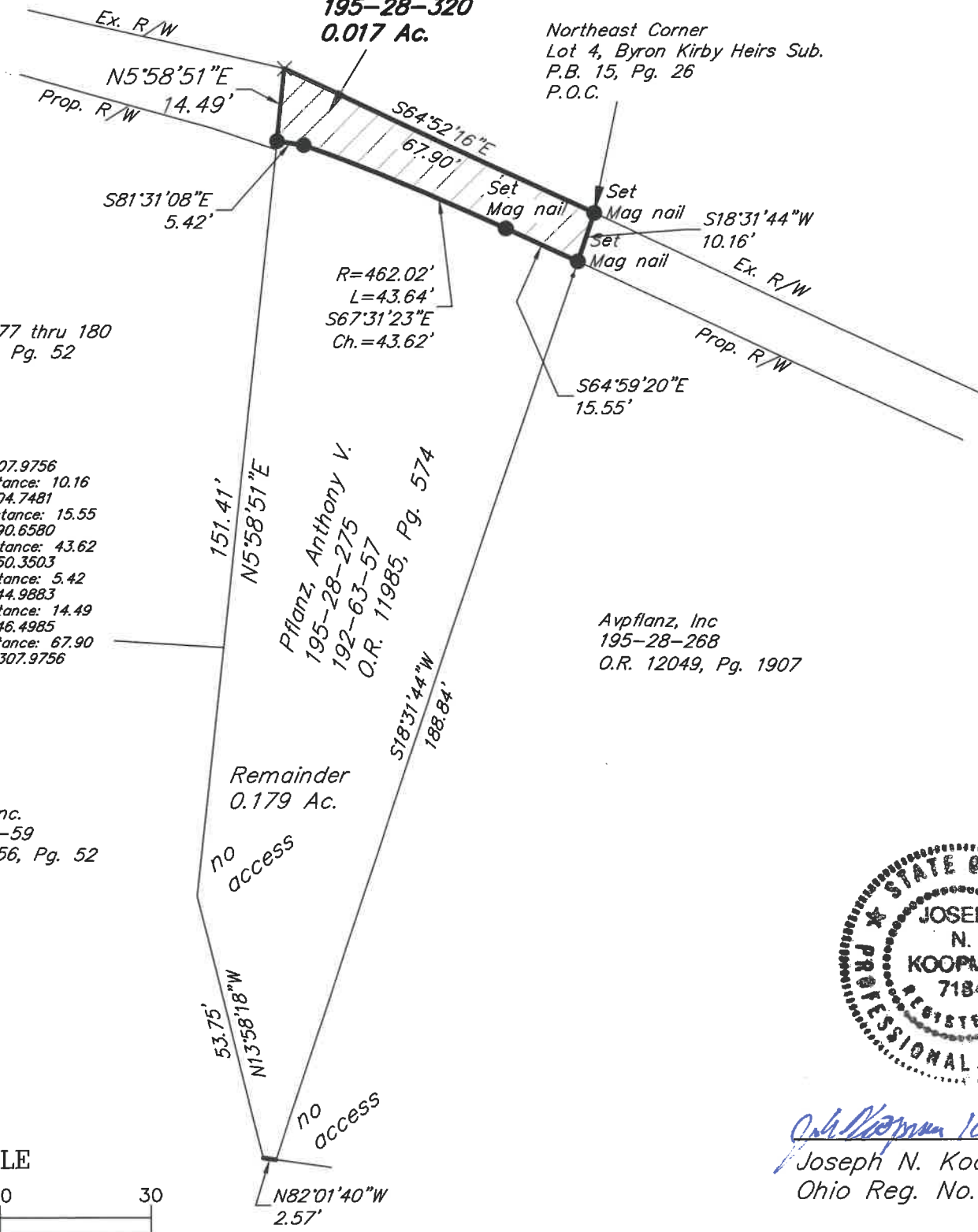


NAD 83 (2007)

# Colerain Ave. R/W varies

**Dedication  
195-28-320  
0.017 Ac.**

Northeast Corner  
Lot 4, Byron Kirby Heirs Sub.  
P.B. 15, Pg. 26  
P.O.C.



Jollen, Inc.  
195-29-177 thru 180  
O.R. 5456, Pg. 52

**Closure**

North: 434396.8274	East: 1387307.9756
Course: S 18-31-44 W	Distance: 10.16
North: 434387.1973	East: 1387304.7481
Course: N 64-59-20 W	Distance: 15.55
North: 434393.7710	East: 1387290.6580
Course: N 67-31-23 W	Distance: 43.62
North: 434410.4479	East: 1387250.3503
Course: N 81-31-08 W	Distance: 5.42
North: 434411.2475	East: 1387244.9883
Course: N 05-58-51 E	Distance: 14.49
North: 434425.6631	East: 1387246.4985
Course: S 64-52-16 E	Distance: 67.90
North: 434396.8274	East: 1387307.9756

Area: 721 s.f.±    0.017 acres

Jollen, Inc.  
192-63-59  
O.R. 5456, Pg. 52

Avpflanz, Inc  
195-28-268  
O.R. 12049, Pg. 1907

Pflanz, Anthony V.  
195-28-275  
192-63-57  
O.R. 11985, Pg. 574

Remainder  
0.179 Ac.

no access

no access

X = Set Cross Notch  
● = Set 5/8" Iron Pin



*Joseph N. Koopman 10-22-20*  
Joseph N. Koopman  
Ohio Reg. No. 7184

Section 28, Town 3, F.R. 2, Millcreek Township  
City of Cincinnati, Hamilton County, Ohio

Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Approved:

Katherine Keough - Jurs, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Colerain Avenue as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI

By: \_\_\_\_\_ Date: \_\_\_\_\_

Paula Boggs Muething, City Manager

STATE OF OHIO )  
COUNTY OF HAMILTON ) SS:

The foregoing instrument was acknowledged before me

this \_\_\_\_ day of \_\_\_\_\_ 2020,

by \_\_\_\_\_ City Manager of the City of Cincinnati, an Ohio municipal corporation, on behalf of said corporation.

\_\_\_\_\_  
Notary Public State of Ohio

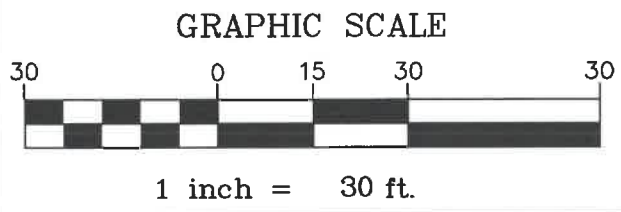
Approved as to Form:

\_\_\_\_\_  
Assistant City Solicitor

Approved: \_\_\_\_\_  
SEWERS CHIEF ENGINEER - MSD

Approved: \_\_\_\_\_  
City Stormwater Management Engineer -  
Stormwater Management Utility

Approved: \_\_\_\_\_  
Don Gindling - City Engineer



DEPARTMENT OF  
CITY OF CINCINNATI  
TRANSPORTATION & ENGINEERING

Department of  
Transportation  
and Engineering  
City of Cincinnati  
City Hall  
801 Plum Street  
Cincinnati, Ohio 45202

**Dedication Plat**

---

**Parcel 195-28-320**

---

Date: October, 2020

NAD 83 (2007)

Northeast Corner  
Lot 4, Byron Kirby Heirs Sub.  
P.B. 15, Pg. 26  
P.O.C.

Closure  
North: 434114.6141 East: 1387271.5569  
Course: S 64-52-16 E Distance: 84.53  
North: 434078.7183 East: 1387348.0858  
Course: S 18-31-44 W Distance: 9.98  
North: 434069.2542 East: 1387344.9138  
Course: N 64-59-20 W Distance: 84.51  
North: 434104.9840 East: 1387268.3293  
Course: N 18-31-44 E Distance: 10.16  
North: 434114.6141 East: 1387271.5569  
Area: 845 s.f.± 0.019 acres

Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Approved: \_\_\_\_\_  
Katherine Keough - Jurs, Director, Department of City Planning

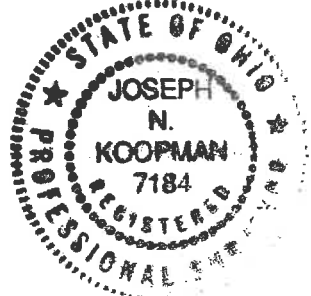
The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Colerain Avenue as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI  
By: \_\_\_\_\_ Date: \_\_\_\_\_  
Paula Boggs Muething, City Manager

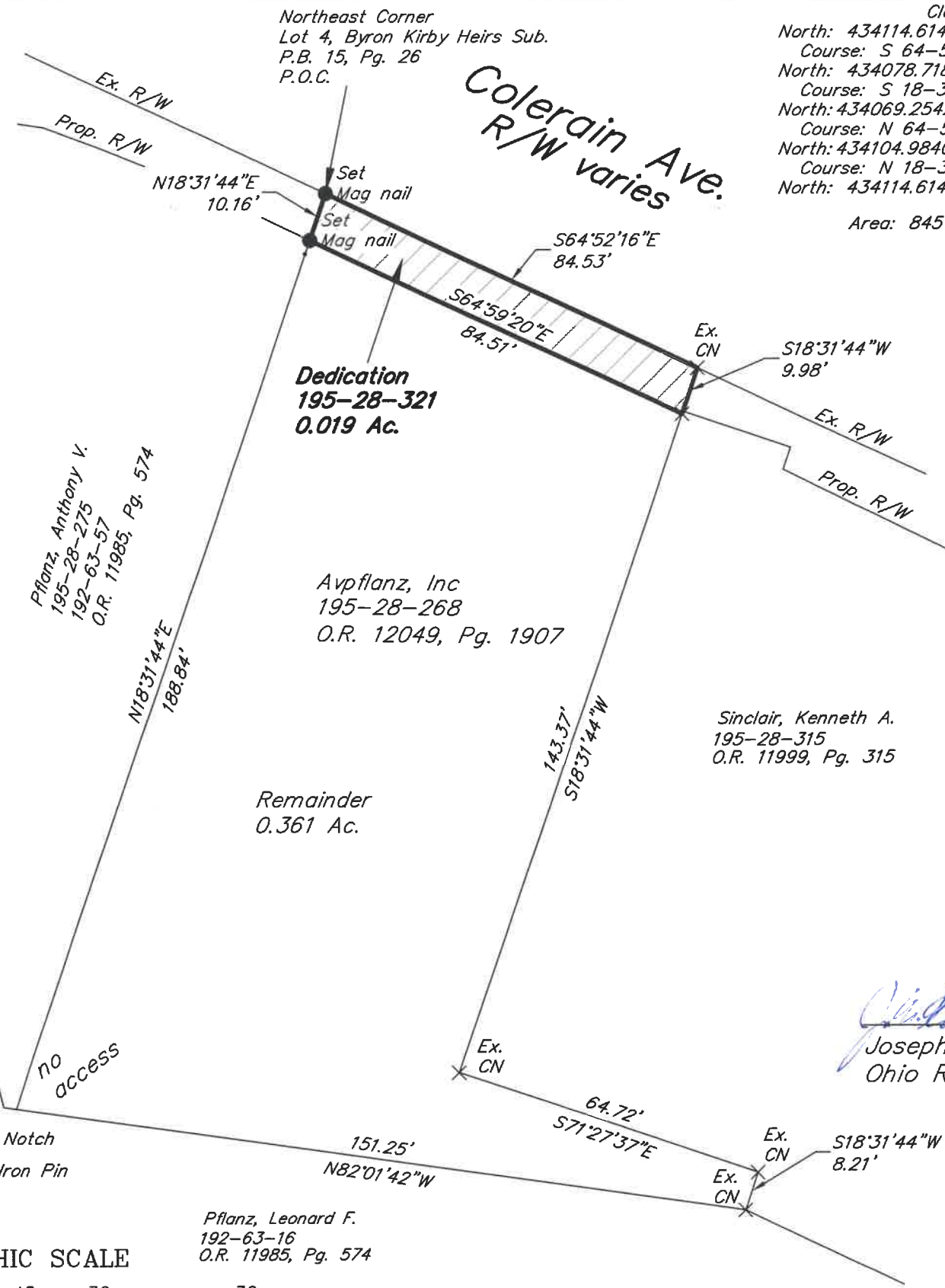
STATE OF OHIO )  
COUNTY OF HAMILTON ) ss:  
The foregoing instrument was acknowledged before me  
this \_\_\_\_ day of \_\_\_\_\_ 2020,  
by \_\_\_\_\_ City Manager of the City of Cincinnati,  
an Ohio municipal corporation, on behalf of said corporation.

Notary Public State of Ohio

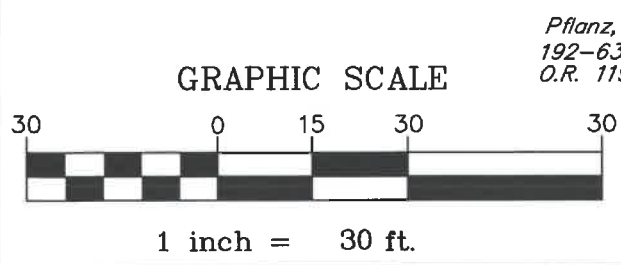
Approved as to Form: \_\_\_\_\_  
Assistant City Solicitor  
Approved: \_\_\_\_\_  
SEWERS CHIEF ENGINEER - MSD  
Approved: \_\_\_\_\_  
City Stormwater Management Engineer -  
Stormwater Management Utility  
Approved: \_\_\_\_\_  
Don Gindling - City Engineer



*Joseph N. Koopman 10-22-20*  
Joseph N. Koopman  
Ohio Reg. No. 7184



X = Set Cross Notch  
● = Set 5/8" Iron Pin



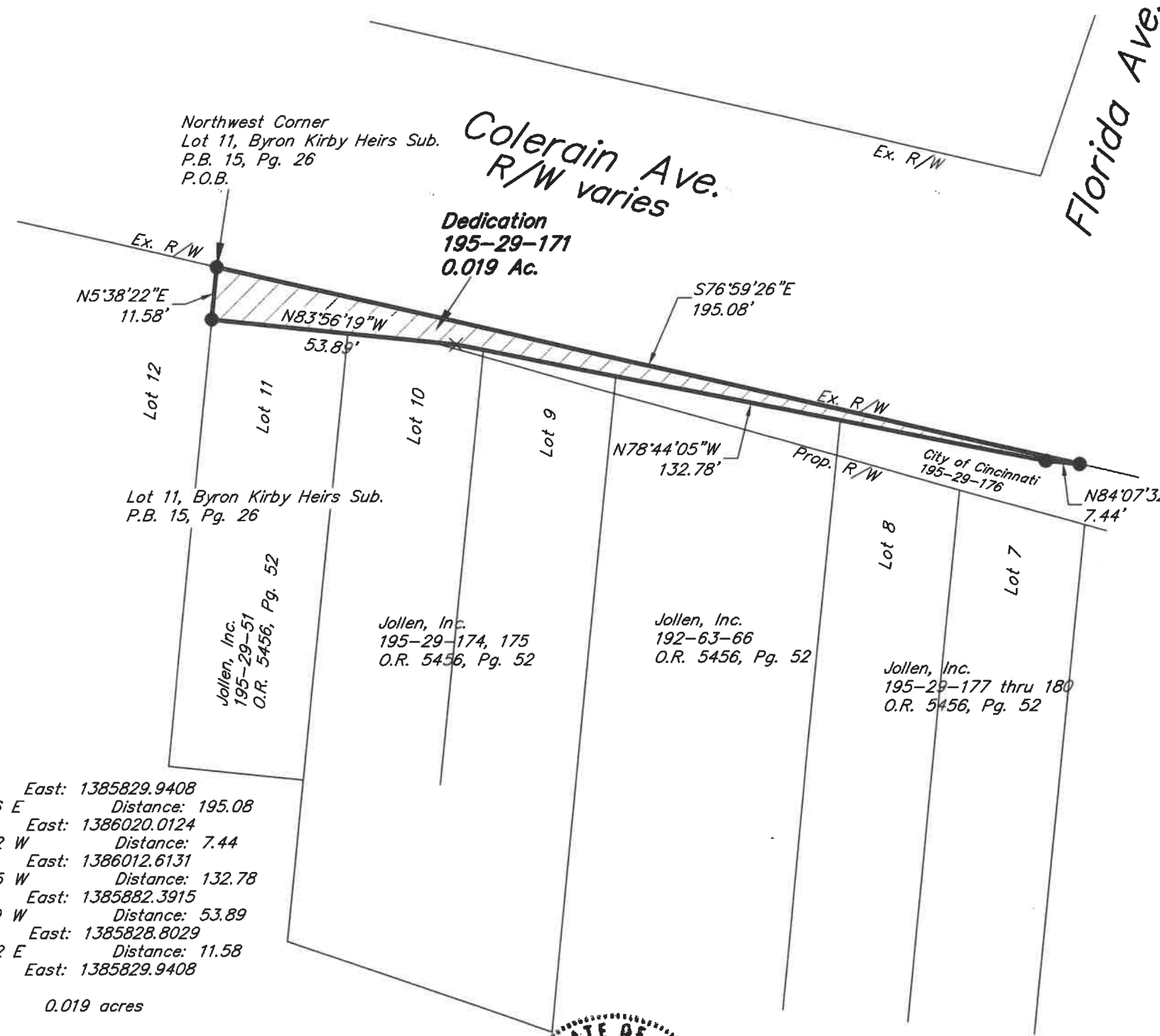
Pflanz, Leonard F.  
192-63-16  
O.R. 11985, Pg. 574

Section 28, Town 3, F.R. 2, Millcreek Township  
City of Cincinnati, Hamilton County, Ohio



<b>Dedication Plat</b>	
<b>Parcel 195-28-321</b>	
Date: October, 2020	

NAD 83 (2007)

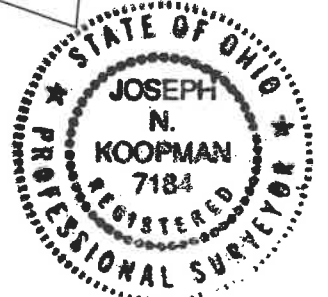
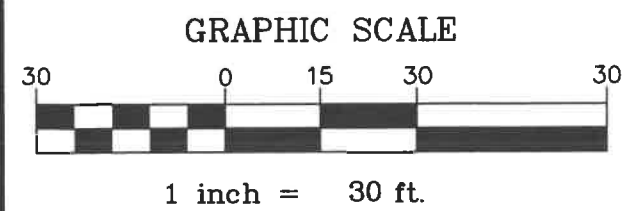


Closure

North: 435211.3741	East: 1385829.9408	Distance: 195.08
Course: S 76-59-26 E		
North: 435167.4601	East: 1386020.0124	Distance: 7.44
Course: N 84-07-32 W		
North: 435168.2214	East: 1386012.6131	Distance: 132.78
Course: N 78-44-05 W		
North: 435194.1599	East: 1385882.3915	Distance: 53.89
Course: N 83-56-19 W		
North: 435199.8503	East: 1385828.8029	Distance: 11.58
Course: N 05-38-22 E		
North: 435211.3741	East: 1385829.9408	

Area: 843 s.f.± 0.019 acres

X = Set Cross Notch  
 ● = Set Mag Nail



*J. N. Koopman* 10-1-20  
 Joseph N. Koopman  
 Ohio Reg. No. 7184

Section 28, Town 3, F.R. 2, Millcreek Township  
 City of Cincinnati, Hamilton County, Ohio

Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Approved: \_\_\_\_\_  
 Katherine Keough - Jurs, Director, Department of City Planning.

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Colerain Avenue as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI  
 By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Paula Boggs Muething, City Manager

STATE OF OHIO )  
 COUNTY OF HAMILTON ) SS:  
 The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2020,  
 by \_\_\_\_\_ City Manager of the City of Cincinnati, an Ohio municipal corporation, on behalf of said corporation.

\_\_\_\_\_  
 Notary Public State of Ohio

Approved as to Form: \_\_\_\_\_  
 Assistant City Solicitor

Approved: \_\_\_\_\_  
 SEWERS CHIEF ENGINEER - MSD

Approved: \_\_\_\_\_  
 City Stormwater Management Engineer - Stormwater Management Utility

Approved: \_\_\_\_\_  
 Don Gindling - City Engineer



Department of Transportation and Engineering  
 City of Cincinnati  
 City Hall  
 801 Plum Street  
 Cincinnati, Ohio 45202

<b>Dedication Plat</b>
<b>Parcel 195-29-171</b>
Date: September, 2020

NAD 83 (2007)

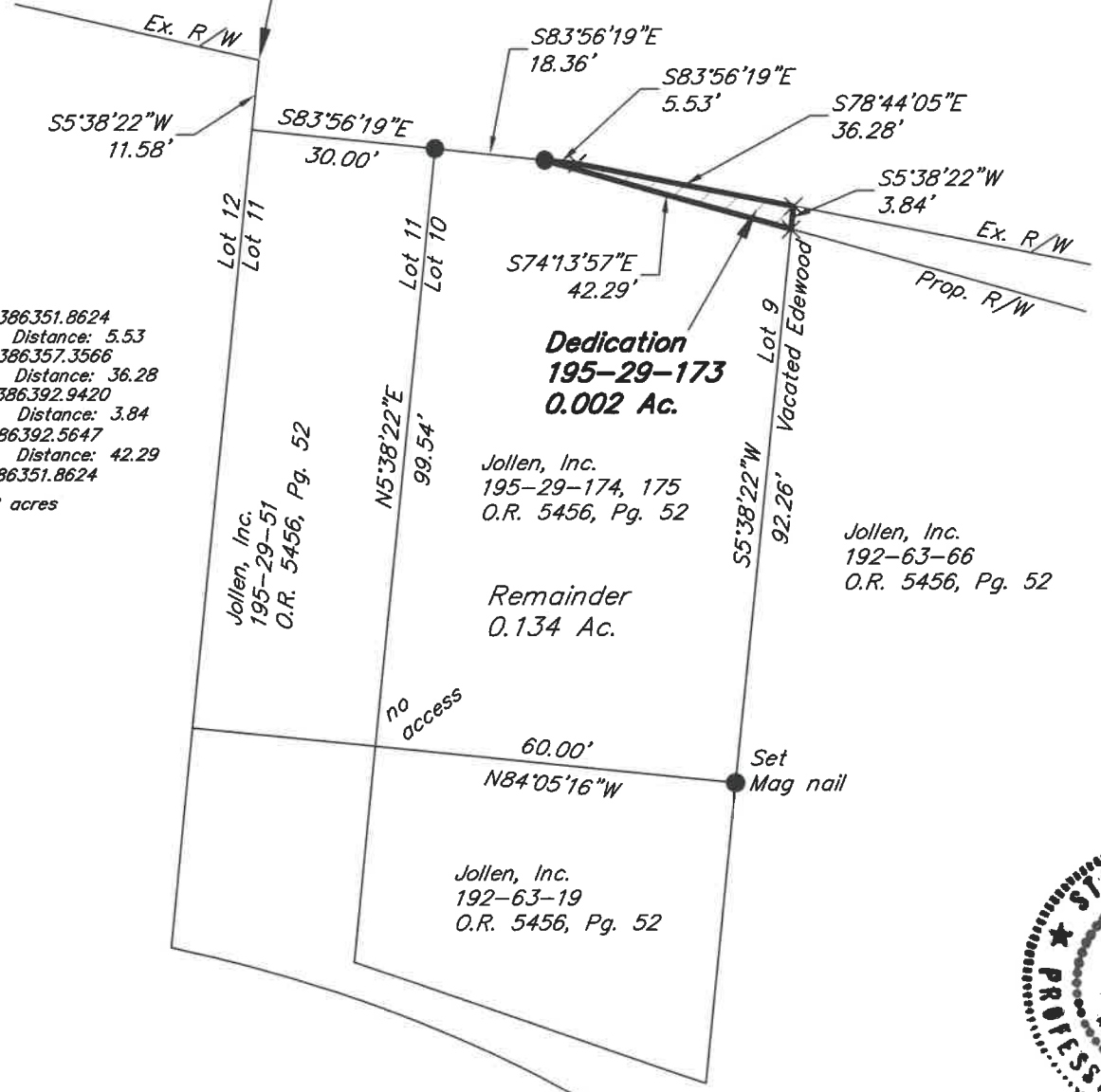
Northwest Corner  
Lot 11, Byron Kirby Heirs Sub.  
P.B. 15, Pg. 26  
P.O.C.

Colerain Ave.  
R/W varies

Florida Ave.

**Closure**

North: 434776.5557 East: 1386351.8624  
 Course: S 83-56-19 E Distance: 5.53  
 North: 434775.9723 East: 1386357.3566  
 Course: S 78-44-05 E Distance: 36.28  
 North: 434768.8841 East: 1386392.9420  
 Course: S 05-38-22 W Distance: 3.84  
 North: 434765.0630 East: 1386392.5647  
 Course: N 74-13-57 W Distance: 42.29  
 North: 434776.5557 East: 1386351.8624  
 Area: 89 s.f.± 0.002 acres



Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Approved: \_\_\_\_\_  
Katherine Keough - Jurs, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Colerain Avenue as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI

By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Paula Boggs Muething, City Manager

STATE OF OHIO )  
 COUNTY OF HAMILTON ) SS:  
 The foregoing instrument was acknowledged before me

this \_\_\_\_ day of \_\_\_\_\_ 2020,

by \_\_\_\_\_ City Manager of the City of Cincinnati,  
 an Ohio municipal corporation, on behalf of said corporation.

Notary Public State of Ohio

Approved as to Form: \_\_\_\_\_  
 Assistant City Solicitor

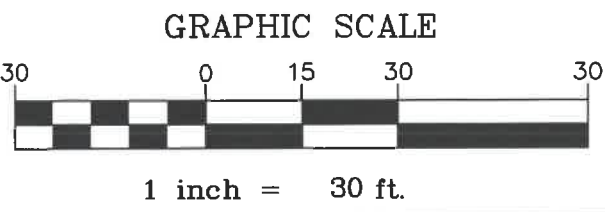
Approved: \_\_\_\_\_  
 SEWERS CHIEF ENGINEER - MSD

Approved: \_\_\_\_\_  
 City Stormwater Management Engineer -  
 Stormwater Management Utility

Approved: \_\_\_\_\_  
 Don Gindling - City Engineer



*Joseph N. Koopman*  
 Joseph N. Koopman  
 Ohio Reg. No. 7184

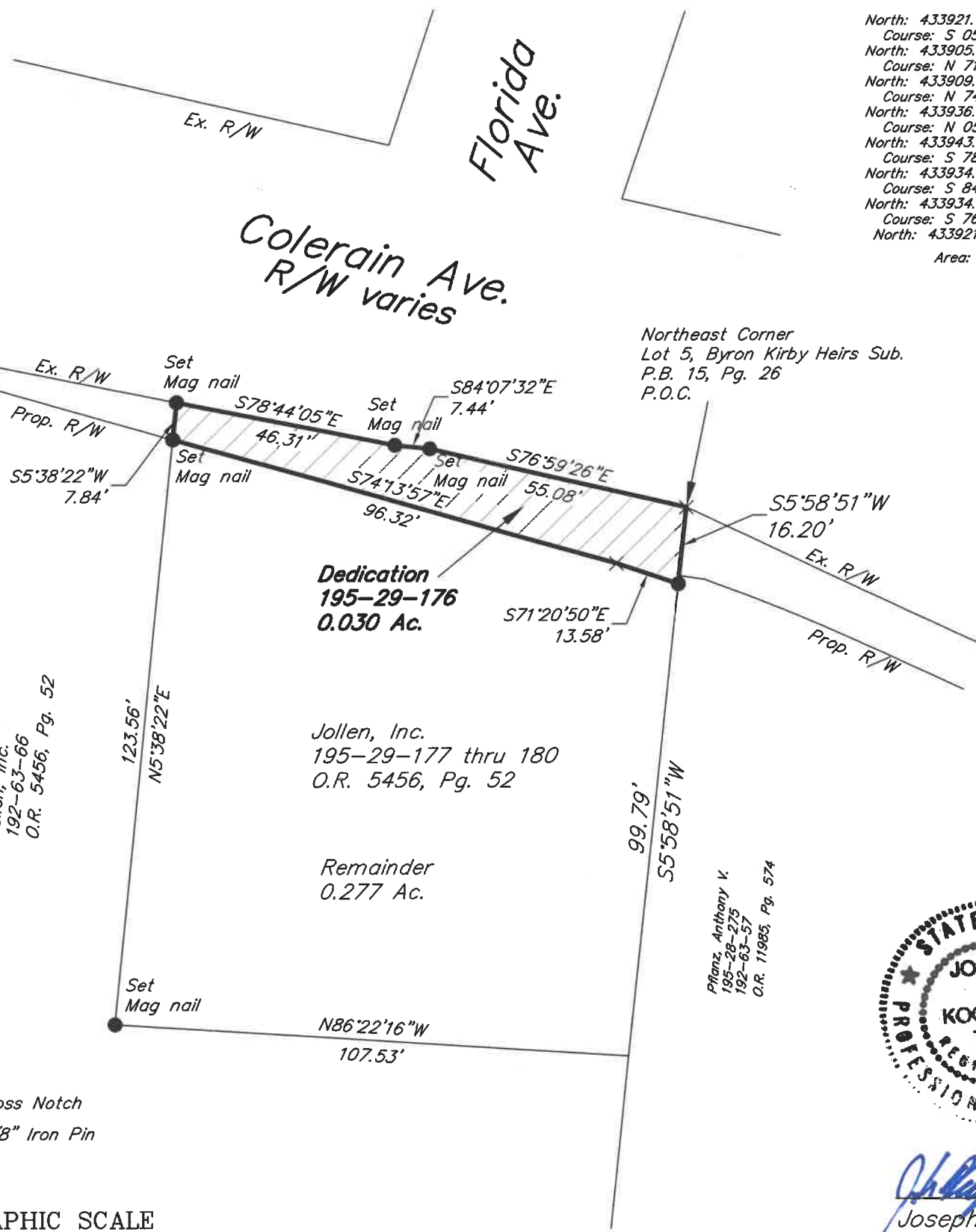


Section 28, Town 3, F.R. 2, Millcreek Township  
City of Cincinnati, Hamilton County, Ohio



<b>Dedication Plat</b>
<b>Parcel 195-29-173</b>
Date: October, 2020

NAD 83 (2007)



**Closure**  
 North: 433921.7541 East: 1386412.9957  
 Course: S 05-58-51 W Distance: 16.20  
 North: 433905.6392 East: 1386411.3075  
 Course: N 71-20-50 W Distance: 13.58  
 North: 433909.9834 East: 1386398.4381  
 Course: N 74-13-57 W Distance: 96.32  
 North: 433936.1576 East: 1386305.7403  
 Course: N 05-38-22 E Distance: 7.84  
 North: 433943.9613 East: 1386306.5109  
 Course: S 78-44-05 E Distance: 46.31  
 North: 433934.9146 East: 1386351.9293  
 Course: S 84-07-32 E Distance: 7.44  
 North: 433934.1533 East: 1386359.3286  
 Course: S 76-59-26 E Distance: 55.08  
 North: 433921.7541 East: 1386412.9957  
 Area: 1316 s.f.± 0.030 acres

Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Approved: \_\_\_\_\_  
Katherine Keough - Jurs, Director, Department of City Planning

The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Colerain Avenue as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI  
 By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Paula Boggs Muething, City Manager  
 STATE OF OHIO ) SS:  
 COUNTY OF HAMILTON )  
 The foregoing instrument was acknowledged before me  
 this \_\_\_\_ day of \_\_\_\_\_ 2020,  
 by \_\_\_\_\_ City Manager of the City of Cincinnati,  
 an Ohio municipal corporation, on behalf of said corporation.

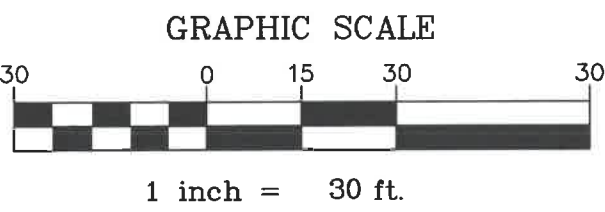
Notary Public State of Ohio

Approved as to Form: \_\_\_\_\_  
 Assistant City Solicitor  
 Approved: \_\_\_\_\_  
 SEWERS CHIEF ENGINEER - MSD  
 Approved: \_\_\_\_\_  
 City Stormwater Management Engineer -  
 Stormwater Management Utility  
 Approved: \_\_\_\_\_  
 Don Gindling - City Engineer



*Joseph N. Koopman*  
 Joseph N. Koopman  
 Ohio Reg. No. 7184

X = Set Cross Notch  
 ● = Set 5/8" Iron Pin

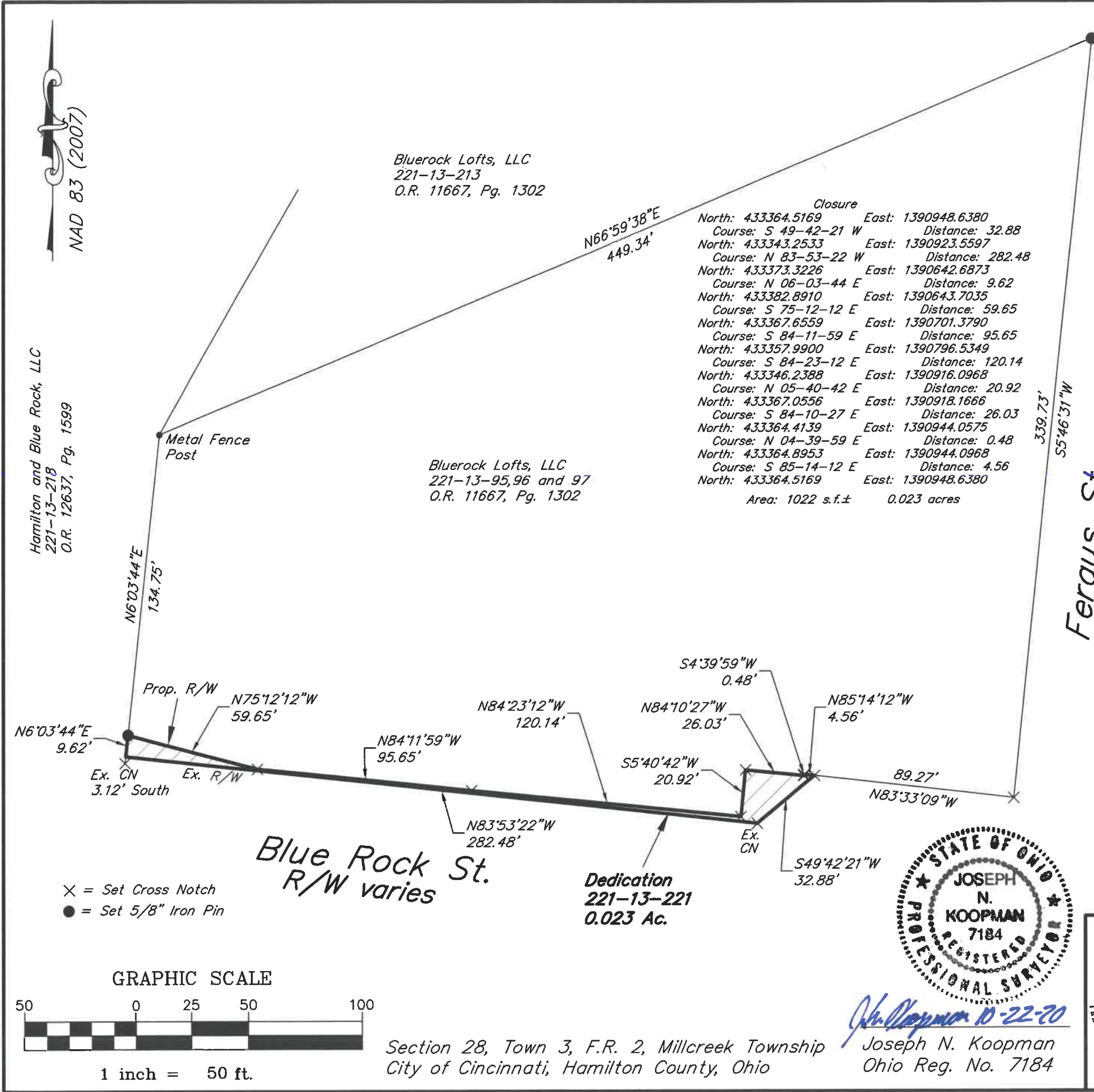


Section 28, Town 3, F.R. 2, Millcreek Township  
 City of Cincinnati, Hamilton County, Ohio



Department of  
 Transportation  
 and Engineering  
 City of Cincinnati  
 City Hall  
 801 Plum Street  
 Cincinnati, Ohio 45202

<b>Dedication Plat</b>	
<b>Parcel 195-29-176</b>	
Date: May, 2017	



Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_ day of \_\_\_\_\_, 2020.

Approved: \_\_\_\_\_  
Katherine Keough - Jurs, Director, Department of City Planning

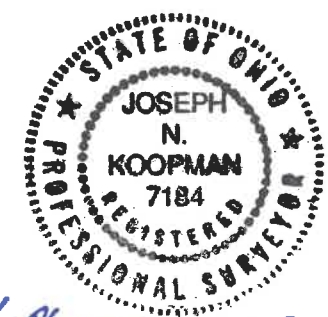
The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Blue Rock Street as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI  
By: \_\_\_\_\_ Date: \_\_\_\_\_  
Paula Boggs Muething, City Manager

STATE OF OHIO )  
COUNTY OF HAMILTON ) SS:  
The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2020,  
by \_\_\_\_\_ City Manager of the City of Cincinnati, an Ohio municipal corporation, on behalf of said corporation.

Notary Public State of Ohio

Approved as to Form: \_\_\_\_\_  
Assistant City Solicitor  
Approved: \_\_\_\_\_  
SEWERS CHIEF ENGINEER - MSD  
Approved: \_\_\_\_\_  
City Stormwater Management Engineer - Stormwater Management Utility  
Approved: \_\_\_\_\_  
Don Gindling - City Engineer

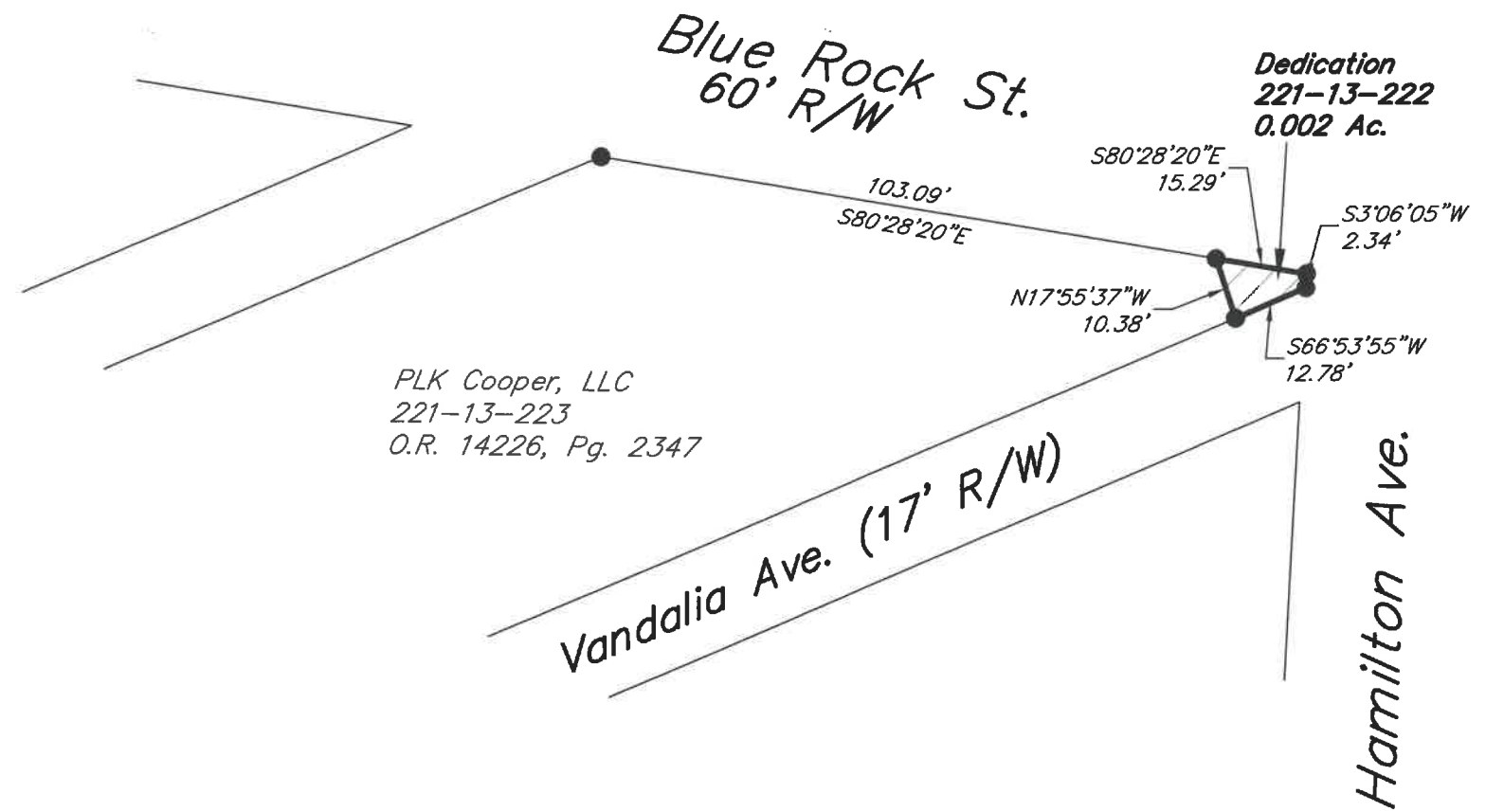


*Joseph N. Koopman 10-22-20*  
Joseph N. Koopman  
Ohio Reg. No. 7184



**Dedication Plat**  
**Parcel 221-13-221**  
Date: October, 2020

NAD 83 (2007)

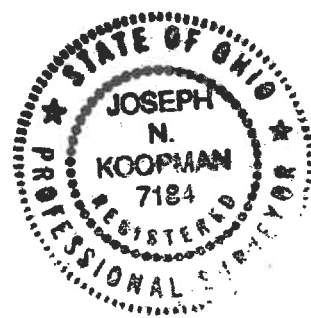


PLK Cooper, LLC  
221-13-223  
O.R. 14226, Pg. 2347

Closure

North: 433532.5207	East: 1390186.1987
Course: S 66-53-55 W	Distance: 12.78
North: 433527.5077	East: 1390174.4466
Course: N 17-55-37 W	Distance: 10.38
North: 433537.3882	East: 1390171.2502
Course: S 80-28-20 E	Distance: 15.29
North: 433534.8580	East: 1390186.3254
Course: S 03-06-05 W	Distance: 2.34
North: 433532.5207	East: 1390186.1987

Area: 84 s.f.±      0.002 acres



*John Koopman 10-22-20*  
Joseph N. Koopman  
Ohio Reg. No. 7184

Plat approved by the City of Cincinnati Planning Commission at the meeting on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Approved: \_\_\_\_\_  
Katherine Keough – Jurs, Director, Department of City Planning

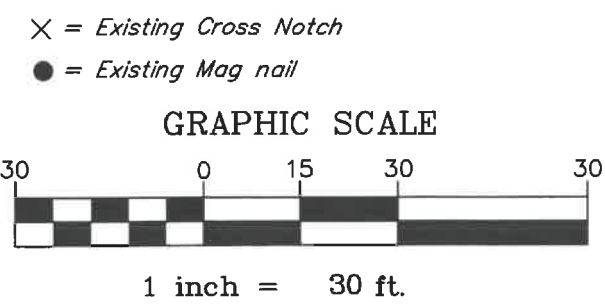
The City of Cincinnati, being the owner of the lands described hereon, does hereby adopt and confirm this plat and dedicate to public use forever Blue Rock Street as shown hereon, in accordance with Ordinance No. \_\_\_\_\_, dated \_\_\_\_\_, 2020.

CITY OF CINCINNATI  
By: \_\_\_\_\_ Date: \_\_\_\_\_  
Paula Boggs Muething, City Manager

STATE OF OHIO )  
COUNTY OF HAMILTON ) SS:  
The foregoing instrument was acknowledged before me  
this \_\_\_\_\_ day of \_\_\_\_\_, 2020,  
by \_\_\_\_\_ City Manager of the City of Cincinnati,  
an Ohio municipal corporation, on behalf of said corporation.

\_\_\_\_\_  
Notary Public State of Ohio

Approved as to Form: \_\_\_\_\_  
Assistant City Solicitor  
Approved: \_\_\_\_\_  
SEWERS CHIEF ENGINEER – MSD  
Approved: \_\_\_\_\_  
City Stormwater Management Engineer –  
Stormwater Management Utility  
Approved: \_\_\_\_\_  
Don Gindling – City Engineer



Section 28, Town 3, F.R. 2, Millcreek Township  
City of Cincinnati, Hamilton County, Ohio

 Department of Transportation and Engineering City of Cincinnati City Hall 801 Plum Street Cincinnati, Ohio 45202	<b>Dedication Plat</b>
	<b>Parcel 221-13-222</b>
	Date: October, 2020





202100757

**Jan-Michele Lemon Kearney**  
*Councilmember*

## MOTION

WE MOVE for the city administration to prepare a report and recommendations for reducing traffic speed on Paddock Rd., starting from the top at Reading Rd. down to Tennessee Ave., so as to increase safety for pedestrians, golf cart users, and drivers in this area.

WE MOVE further for a list of all traffic calming measures available in Cincinnati, as well as approximate costs for each, whether or not they currently are being used.

---

Councilmember Jan-Michele Lemon Kearney

# City of Cincinnati Council



Melissa Autry, CMC  
Clerk of Council

Office of the Clerk

801 Plum Street, Suite 308  
Cincinnati, Ohio 45202  
Phone (513) 352-3246  
Fax (513) 352-2578

February 26, 2021

202100850

## MOTION

On December 24, 2020, a BP gas station situated at the corner of West Eighth Street and Pedretti Avenue leaked an estimated 360 gallons of gasoline from one of its aging tanks. The gasoline penetrated sewer lines, affecting residents on Carnation Avenue, Cappel Drive and Hermosa Avenue. Dozens were forced to leave their homes or endure serious restrictions on their indoor activities due to the presence of gasoline fumes. We believe other aging gas stations — many in lower-income neighborhoods — may also have aging tanks which could put our citizens at risk. Accordingly, WE MOVE that the Administration provide a full report regarding the leak and all efforts to remediate it. This report should provide concise information for the affected residents regarding claims they may make to the Metropolitan Sewer District for compensation related to the leak, as well as an outline of the various state and local agencies with jurisdiction over the matter and all efforts (civil, criminal and administrative) which are being undertaken to address the negligence which led to this incident. Moreover, ME MOVE that the Administration work with all applicable state, local and federal agencies to compile a list of other aging gas stations within the City limits which may reasonably present a similar risk to City residents.

Jan-Michele Lemon Keaney (PP)

Betsy Sundaman

Al Steen

Christina M. Whitman

(Statement on reverse side)

## **STATEMENT**


The December 24<sup>th</sup> leak at the BP gas station on West Eighth Street and Pedretti Avenue provides a stark reminder of the impact aging infrastructure can have on our residents.

Dozens of Cincinnatians were forced to disrupt their holiday activities — which had already been compromised by COVID — to deal with awful smells and restrictions on candles and lighting. In some instances, individuals were forced to leave their homes on Christmas Day and seek shelter in nearby hotels, at significant expense.

We also note that aging gas stations such as this one are often located in lower-income neighborhoods, and thus can reasonably be seen as a contributor to the well-documented phenomenon of environmental racism.

Accordingly, the signers of this Motion feel an obligation to make both this leak, and the identification of potential future leaks, a priority for both Council and the Administration.

**Date:** March 2, 2021

**To:** Paul Boggs Muething, City Manager  
**From:** Andrew W. Garth, City Solicitor   
**Subject:** **Emergency Ordinance – Charter Amendment \$50,000,000 Annual Contribution**

Transmitted herewith is an emergency ordinance captioned as follows:

**TO SUBMIT** to the electors of the City of Cincinnati an amendment to the Charter of the City which requires a permanent, annual contribution beginning July 1, 2021 of fifty million dollars (\$50,000,000) of City funds to a new restricted fund to pay for housing for persons with low incomes using funding sources otherwise dedicated to providing for essential City services and public infrastructure needs to be paid from (1) the City's general operating or capital funds; (2) revenue from the lease or sale of the Cincinnati Southern Railway; (3) a proposed fee on developers of all commercial and some residential projects; or (4) a personal income tax on the award of stock options in publicly traded companies; where the newly-created fund is restricted to the purpose of creating and preserving housing that is affordable for households earning 60% of Hamilton County's median household income, with half of the fund restricted to housing that is affordable for households earning 30% of Hamilton County's median household income; where the fund can be allocated to new construction, renovation of vacant property, renovation of existing affordable units, operation costs of affordable housing, and direct services, provided that housing supported by the fund, with the exception of owner-occupied single-family housing, must be permanently dedicated as affordable by deed restriction; where the fund will be administered by an unelected volunteer board that will consist of eleven private citizens, nine of whom are selected by affordable housing and low income service organizations and two of whom are selected by the City Council President Pro Tem; who will serve staggered four-year terms; and who will create the rules, regulations, and standards that govern the board by enacting new Article XVII of the Charter.

AWG/CMZ/(lnk)  
Attachment  
337134

{00333198-1}

EMERGENCY

City of Cincinnati

ORD *AWB*

An Ordinance No. \_\_\_\_\_

- 2021

TO SUBMIT to the electors of the City of Cincinnati an amendment to the Charter of the City which requires a permanent, annual contribution beginning July 1, 2021 of fifty million dollars (\$50,000,000) of City funds to a new restricted fund to pay for housing for persons with low incomes using funding sources otherwise dedicated to providing for essential City services and public infrastructure needs to be paid from (1) the City's general operating or capital funds; (2) revenue from the lease or sale of the Cincinnati Southern Railway; (3) a proposed fee on developers of all commercial and some residential projects; or (4) a personal income tax on the award of stock options in publicly traded companies; where the newly-created fund is restricted to the purpose of creating and preserving housing that is affordable for households earning 60% of Hamilton County's median household income, with half of the fund restricted to housing that is affordable for households earning 30% of Hamilton County's median household income; where the fund can be allocated to new construction, renovation of vacant property, renovation of existing affordable units, operation costs of affordable housing, and direct services, provided that housing supported by the fund, with the exception of owner-occupied single-family housing, must be permanently dedicated as affordable by deed restriction; where the fund will be administered by an unelected volunteer board that will consist of eleven private citizens, nine of whom are selected by affordable housing and low income service organizations and two of whom are selected by the City Council President Pro Tem; who will serve staggered four-year terms; and who will create the rules, regulations, and standards that govern the board by enacting new Article XVII of the Charter.

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio, two-thirds of the members elected thereto concurring:

Section 1. That there shall be submitted to the vote of the qualified electors of the City of Cincinnati for their approval or disapproval at the primary election to be held May 4, 2021, an amendment to the Charter of the City of Cincinnati, enacting new Article XVII thereof, to read as follows:

**Article XVII.**

**AN AMENDMENT TO THE CHARTER OF THE CITY OF CINCINNATI TO REQUIRE A PERMANENT, ANNUAL CONTRIBUTION OF FIFTY MILLION DOLLARS (\$50,000,000) OF CITY FUNDS TO A NEW RESTRICTED FUND TO PAY FOR HOUSING FOR PERSONS WITH LOW INCOMES USING FUNDING SOURCES OTHERWISE DEDICATED TO PROVIDING FOR ESSENTIAL CITY SERVICES AND**

**PUBLIC INFRASTRUCTURE NEEDS, TO BE ADMINISTERED BY AN UNELECTED VOLUNTEER BOARD BY ENACTING NEW ARTICLE XVII, WHICH ALSO REQUIRES:**

**A. CITY COUNCIL SHALL APPROPRIATE NO LESS THAN \$50 MILLION INTO THE FUND EVERY FISCAL YEAR BEGINNING JULY 1, 2021, TO BE PAID FROM (1) THE CITY'S GENERAL OPERATING OR CAPITAL FUNDS; (2) REVENUE FROM THE LEASE OR SALE OF THE CINCINNATI SOUTHERN RAILWAY, WHICH APPROPRIATION IS CURRENTLY PROHIBITED BY STATE LAW; (3) A PROPOSED FEE ON DEVELOPERS OF ALL COMMERCIAL AND SOME RESIDENTIAL PROJECTS; OR (4) A PERSONAL INCOME TAX ON THE AWARD OF STOCK OPTIONS IN PUBLICLY TRADED COMPANIES, WHICH TAX IS CURRENTLY PROHIBITED BY STATE LAW. THE MANDATORY \$50 MILLION ANNUAL APPROPRIATION SHALL TAKE PRIORITY OVER OTHER FUNDING NEEDS OF THE CITY AND COULD REQUIRE THE CITY TO REDUCE CITY SERVICES AND INFRASTRUCTURE PROJECTS BY AS MUCH AS \$50 MILLION ANNUALLY COMPARED TO CURRENT CITY EXPENDITURES FOR GENERAL OPERATING AND CAPITAL PROJECTS. ANY STATE OR FEDERAL FUNDING RECEIVED BY THE CITY AND DEPOSITED IN THE FUND SHALL NOT COUNT TOWARD THE \$50 MILLION MINIMUM ANNUAL CONTRIBUTION.**

**B. THE FUND IS RESTRICTED TO THE PURPOSE OF CREATING AND PRESERVING HOUSING THAT IS AFFORDABLE FOR HOUSEHOLDS EARNING 60% OF HAMILTON COUNTY'S MEDIAN HOUSEHOLD INCOME, WITH HALF OF THE FUND RESTRICTED TO HOUSING THAT IS AFFORDABLE FOR HOUSEHOLDS EARNING 30% OF HAMILTON COUNTY'S MEDIAN HOUSEHOLD INCOME; THAT THE FUND CAN BE ALLOCATED TO NEW CONSTRUCTION, RENOVATION OF VACANT PROPERTY, RENOVATION OF EXISTING AFFORDABLE UNITS, OPERATION COSTS OF AFFORDABLE HOUSING, AND DIRECT SERVICES, PROVIDED THAT HOUSING SUPPORTED BY THE FUND, WITH THE EXCEPTION OF OWNER-OCCUPIED SINGLE-FAMILY HOUSING, MUST BE PERMANENTLY DEDICATED AS AFFORDABLE BY DEED RESTRICTION; THAT ALL PERSONS HIRED TO CONSTRUCT, RENOVATE, OR OPERATE ANY UNITS SUPPORTED BY THE FUND MUST BE PAID A LIVING WAGE; AND THAT SUPPORTED HOUSING ORGANIZATIONS MUST COMMIT THAT FUND PROJECT LANDLORDS WILL BE LIMITED IN THEIR ABILITY TO PURSUE EVICTIONS.**

**C. THE FUND WILL BE CONTROLLED AND MANAGED BY A BOARD THAT WILL CONSIST OF ELEVEN PRIVATE CITIZENS, NINE OF WHOM ARE SELECTED BY AFFORDABLE HOUSING AND LOW INCOME SERVICE ORGANIZATIONS AND TWO OF WHOM ARE SELECTED BY THE CITY COUNCIL PRESIDENT PRO TEM; WHO WILL SERVE STAGGERED FOUR-**

**YEAR TERMS; WHO WILL CREATE THE RULES, REGULATIONS, AND STANDARDS THAT GOVERN THE BOARD.**

**Section 1. Establishment of the Affordable Housing Trust Fund**

- 1) The Fund is hereby established as a separate restricted account under the name of the City of Cincinnati Affordable Housing Trust Fund, held by the city in trust to address the purposes set forth herein.
- 2) The purposes of the Affordable Housing Trust Fund are restricted .
  - a. To increase resources available for affordable housing and neighborhood stabilization;
  - b. To create and preserve affordable and accessible housing to meet the needs of families, households, and individuals with low incomes in the city;
  - c. To provide housing investment to prevent displacement and the loss of affordable housing in neighborhoods; and
  - d. To leverage additional outside resources for the betterment of housing affordable to households with low incomes in the city.
- 3) Definition of affordable: A home shall be "affordable" when costs associated with residing in the home require no more than thirty percent of the household's income.

**Section 2. The Cincinnati Affordable Housing Trust Fund Board**

- 1) The Board shall have control and management of the city's Affordable Housing Trust Fund and may adopt rules and regulations, implement policies, release requests for proposals, approve and deny proposals and otherwise be responsible for the Fund's management.
- 2) The Board shall be supported by the Department of Community and Economic Development or its successor.
- 3) The Board shall adopt rules and regulations to establish standards, policies, and goals for the Affordable Housing Trust Fund , consistent with the purposes and policies set forth in this ordinance, including without limitation criteria; for eligible projects, number and type of units funded, scoring of applications for funding and the prohibition of discrimination in the use of the Fund. The Board has responsibility to approve or modify said standards and policies.
- 4) The Board shall issue an Annual Report on the activities and accomplishments of the Affordable Housing Trust Fund for the previous year.
- 5) The Board shall appoint its employees to assist in administration of the Fund.
- 6) The Board shall have the power to approve contracts which shall be executed by the City Manager.
- 7) The Board may only conduct business with an affirmative vote of six (6) members.

- 8) The Board shall consist of eleven (11) members who shall serve with no compensation. The Board shall be composed of city residents selected as follows:
- a. One (1) member who is a developer of affordable housing or who is an affordable or fair housing professional to be nominated by the board of Housing Opportunities Made Equal of Greater Cincinnati, Inc. or its successor.
  - b. One (1) member who is a representative of a community development corporation who is also a resident of its neighborhood or service area, to be nominated by Homebase Cincinnati or its successor.
  - c. One (1) member who is a representative from a local charitable foundation serving city residents with low incomes, to be nominated by the President Pro Tem.
  - d. One (1) member who is a representative from a social service organization to be nominated by the Greater Cincinnati Coalition for the Homeless or its successor.
  - e. One (1) member who is a representative of an affordable housing advocacy organization to be nominated by Cincinnatians for Affordable Housing, Inc. or its successor.
  - f. Two (2) members who are current renters who qualify for low-income housing assistance as determined by the then-current criteria set by United States Department of Health and Human Services, nominated as follows:
    - i. One renter is to be nominated by the Greater Cincinnati Coalition for the Homeless or its successor.
    - ii. One renter is to be nominated by the President Pro Tem.
  - g. One (1) member who is a homeowner whose income does not exceed 200% of Poverty Guidelines for the 48 Contiguous States and the District of Columbia as most recently published in the Federal Register by the United States Department of Health and Human Services, who will be nominated by Cincinnatians for Affordable Housing, Inc. or its successor.
  - h. One (1) member who is a representative of a homeless advocacy organization to be nominated by the Greater Cincinnati Coalition for the Homeless or its successor.
  - i. One (1) member who is an attorney admitted to practice law in the State of Ohio to be nominated by Cincinnatians for Affordable Housing, Inc. or its successor.
  - j. One (1) members who has experienced homelessness to be nominated by the Greater Cincinnati Coalition for the Homeless or its successor.



- 9) The City Council will appoint all nominated members to the Board. The terms will begin on the effective date of this Article with renewals of terms beginning on the respective anniversary dates of the Article. Any appointment to fill a vacancy created prior to the end of a term shall be only for the balance of the vacated term.
- a) The initial term for Board members from Section 2.8.a.; 2.8.b.; 2.8.d.; 2.8.g.; and 2.8.f.ii. shall be for two years with subsequent appointments for a term of four years.
  - b) The initial term for Board members from Section 2.8.c.; 2.8.e.; 2.8.f.i. 2.8.h.; 2.8.i; and 2.8.j. shall be for a term of 4 years beginning on the effective date of this Article with subsequent appointments for a term of four years.
  - c) If any organization with authority to make a nomination under this Article cannot for any reason, or fails to submit its nomination to the Clerk within 30 days from the receipt of notice of a vacancy from the Clerk, the President Pro Tem shall make such nomination, subject to the approval of Council within 30 days.
  - d) If there is no successor to any organization referenced herein, the nomination shall be made by the President Pro Tem of Council, subject to the approval of Council.
  - e) A member shall serve until her successor takes office.
  - f) Council shall confirm all nominations for appointment at the next meeting of Council.

### **Section 3.**

#### **1) Funds and Sources of Funds**

- a. Notwithstanding any provision of this Charter to the contrary, beginning with the first city budget after the effective date of this Article, Council shall appropriate a minimum of \$50 million to the Fund.
- b. Beginning with the second year, the minimum appropriation shall increase by the greater of zero or a percentage equal to the percent change in United States Bureau of Labor Statistics CPI-U: U.S. City Average for All Items, for the prior 12 months ending in January of the current year. Each year the adjusted amount will become the minimum appropriation for use in calculating the adjustment for the following fiscal year.
- c. Any assets remaining in the Fund at the end of any fiscal year shall be carried into the next fiscal year, including all interest and income earned, as well as any repayments or forfeitures of loans and/or grants. These funds shall not count toward the new minimum appropriation.

2) To meet its obligations to the Fund, Council shall appropriate funds from among the following sources:

- a. The revenue generated from the lease of the Cincinnati Southern Railway. If revenue is generated from a sale of the Railway, all proceeds shall be placed in the Fund.
- b. A fee to be assessed to developers of residential projects that include four or more residential units and all commercial or non-residential projects. Council may provide financial credits, not to exceed the fee, to developers who provide permanent affordable residential units in the project, as defined by the Board regulations.
- c. A personal income tax on the award of stock options in publicly traded companies.
- d. The city's general operating or capital funds.
- e. Nothing herein shall be construed to permit the council to raise revenue for purposes of this Article through an increase in the rate of the income tax unless the issue is first submitted to a vote of the electorate pursuant to Article VIII of the Charter.
- f. Funds received directly or indirectly from the State of Ohio or the government of the United States may be deposited in the Fund but shall not count toward the minimum appropriation.

#### **Section 4. Use of Funds**

1. The Board must allocate at least fifty percent of funds for the purpose of housing affordable to households with an income at or below thirty percent of the current median household income ("mhi") for Hamilton County, and all funds must be allocated for the purposes of housing affordable to households with an income at or below sixty percent of the mhi for Hamilton county, as published by the United States Census Bureau in the most recently available American Community Survey 5-Year Data Profile, or its successor.
2. Funds can be allocated to new construction, renovation of vacant property, renovation of existing affordable units for the purpose of ensuring their sustainability, operation costs of affordable housing and direct services.
  - a. No more than five percent of funds shall be allocated to the administration of the Fund annually.
  - b. The quantity and type (bedroom count) of housing supported by the Fund, must in perpetuity, within the property, via deed restriction, remain affordable, with the exception of repairs to an existing, owner-occupied single-family residence or other direct services. The Board may institute additional methods of enforcement.
3. All persons hired to construct, renovate or operate any units supported by the Fund must be paid a living wage consistent with the city's current living wage ordinance.
4. If an eviction is necessary, organizations must commit that the owner of the project will only pursue "Just Cause Evictions", defined as follows:
  - a. Serious or repeated violation of the terms and conditions of the lease and/or

- b. Violation of applicable federal, state or local law(s), and
- c. After a corrective action plan, agreed to by the tenant and landlord has not been adhered to by the tenant.

**Section 5. Miscellaneous**

- 1) Council shall have the power to enact all ordinances necessary to implement the purposes of this Article.
- 2) Severability. In the event that any provision of this Article is found to be unconstitutional or impermissibly in conflict with state or federal law, only such provision found to be unconstitutional or impermissible will be stricken, and the remainder of this Article will remain in full force and effect.

Section 2. That the form of submission of the proposed amendment to the electors shall be substantially as follows:

<b>YES</b>	<p>Shall the Charter of the City of Cincinnati be amended to require a permanent, annual contribution of fifty million dollars (\$50,000,000) of City funds to a new restricted fund to pay for housing for persons with low incomes using funding sources otherwise dedicated to providing for essential City services and public infrastructure needs, to be administered by an unelected volunteer board by enacting new Article XVII, which also requires:</p> <p>A. City Council shall appropriate no less than \$50 million into the fund every fiscal year beginning July 1, 2021, to be paid from (1) the City's general operating or capital funds; (2) revenue from the lease or sale of the Cincinnati Southern Railway, which appropriation is currently prohibited by state law; (3) a proposed fee on developers of all commercial and some residential projects; or (4) a personal income tax on the award of stock options in publicly traded companies, which tax is currently prohibited by state law. The mandatory \$50 million annual appropriation shall take priority over other funding needs of the City and could require the City to reduce City services and infrastructure projects by as much as \$50 million annually compared to current City expenditures for general operating and capital projects. Any State or Federal funding received by the City and deposited in the fund shall not count toward the \$50 million minimum annual contribution.</p> <p>B. The fund is restricted to the purpose of creating and preserving housing that is affordable for households earning 60% of Hamilton County's median household income, with half of the fund restricted to housing that is affordable for households earning 30% of Hamilton County's median household income; that the fund can be allocated to new construction, renovation of vacant property, renovation of existing</p>
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<b>NO</b>	<p>affordable units, operation costs of affordable housing, and direct services, provided that housing supported by the fund, with the exception of owner-occupied single-family housing, must be permanently dedicated as affordable by deed restriction; that all persons hired to construct, renovate, or operate any units supported by the fund must be paid a living wage; and that supported housing organizations must commit that fund project landlords will be limited in their ability to pursue evictions.</p> <p>C. The fund will be controlled and managed by a board that will consist of eleven private citizens, nine of whom are selected by affordable housing and low income service organizations and two of whom are selected by the City Council President Pro Tem; who will serve staggered four-year terms; who will create the rules, regulations, and standards that govern the board.</p>
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Section 3. That the Clerk of Council shall give notice of the proposed Charter amendment in the manner provided by Sections 8 and 9 of Article XVIII of the Ohio Constitution and Section 731.211 (B) of the Ohio Revised Code.

Section 4. That the Clerk of Council is directed to certify and transmit to the Board of Elections of Hamilton County, Ohio, a copy of this ordinance and direct the said Board to submit the proposed Charter amendment to the electors of the City of Cincinnati as provided by law.

Section 5. That the Board of Elections of Hamilton County, Ohio, shall certify to the Council the result of the vote upon said amendment, and if said amendment is approved by a majority of the electors voting thereon, this Article shall become a part of the Charter of the City of Cincinnati.

Section 6. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate necessity to authorize the Clerk of Council to certify and transmit

this ordinance to the Board of Elections at least sixty days prior to the May 4, 2021 primary election.

Passed \_\_\_\_\_, 2021

\_\_\_\_\_  
John Cranley, Mayor

Attest: \_\_\_\_\_  
Clerk

**Date:** March 3, 2021

**To:** Paul Boggs Muething, City Manager  
**From:** Andrew W. Garth, City Solicitor *AWG*  
**Subject:** **Emergency Ordinance – Charter Amendment \$50,000,000 Annual Contribution (B VERSION)**

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Transmitted herewith is an emergency ordinance captioned as follows:

**TO SUBMIT** to the electors of the City of Cincinnati an amendment to the Charter of the City which requires a permanent, annual contribution beginning July 1, 2021 of fifty million dollars (\$50,000,000) of City funds to a new restricted fund for housing that is affordable to persons with low incomes and for related purposes using funding sources otherwise dedicated to providing for essential City services and public infrastructure needs to be paid from (1) the City's general operating or capital funds; (2) revenue from the lease or sale of the Cincinnati Southern Railway; (3) a proposed fee on developers of all commercial and some residential projects; or (4) a personal income tax on the award of stock options in publicly traded companies; where the newly-created fund is restricted to the purpose of creating and preserving housing that is affordable for households earning 60% of Hamilton County's median household income, with half of the fund restricted to housing that is affordable for households earning 30% of Hamilton County's median household income; where the fund can be allocated to new construction, renovation of vacant property, renovation of existing affordable units, operation costs of affordable housing, and direct services, provided that housing supported by the fund, with the exception of owner-occupied single-family housing, must be permanently dedicated as affordable by deed restriction; where the fund will be administered by an unelected volunteer board that will consist of eleven private citizens, nine of whom are selected by affordable housing and low income service organizations and two of whom are selected by the City Council President Pro Tem; who will serve staggered four-year terms; and who will create the rules, regulations, and standards that govern the board by enacting new Article XVII of the Charter.

AWG/CMZ/(lnk)  
Attachment

{00333198-1}

EMERGENCY

City of Cincinnati

ORD/B *AWB*

An Ordinance No. \_\_\_\_\_

- 2021

**TO SUBMIT** to the electors of the City of Cincinnati an amendment to the Charter of the City which requires a permanent, annual contribution beginning July 1, 2021 of fifty million dollars (\$50,000,000) of City funds to a new restricted fund for housing that is affordable to persons with low incomes and for related purposes using funding sources otherwise dedicated to providing for essential City services and public infrastructure needs to be paid from (1) the City's general operating or capital funds; (2) revenue from the lease or sale of the Cincinnati Southern Railway; (3) a proposed fee on developers of all commercial and some residential projects; or (4) a personal income tax on the award of stock options in publicly traded companies; where the newly-created fund is restricted to the purpose of creating and preserving housing that is affordable for households earning 60% of Hamilton County's median household income, with half of the fund restricted to housing that is affordable for households earning 30% of Hamilton County's median household income; where the fund can be allocated to new construction, renovation of vacant property, renovation of existing affordable units, operation costs of affordable housing, and direct services, provided that housing supported by the fund, with the exception of owner-occupied single-family housing, must be permanently dedicated as affordable by deed restriction; where the fund will be administered by an unelected volunteer board that will consist of eleven private citizens, nine of whom are selected by affordable housing and low income service organizations and two of whom are selected by the City Council President Pro Tem; who will serve staggered four-year terms; and who will create the rules, regulations, and standards that govern the board by enacting new Article XVII of the Charter.

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio, two-thirds of the members elected thereto concurring:

Section 1. That there shall be submitted to the vote of the qualified electors of the City of Cincinnati for their approval or disapproval at the primary election to be held May 4, 2021, an amendment to the Charter of the City of Cincinnati, enacting new Article XVII thereof, to read as follows:

**Article XVII.**

**AN AMENDMENT TO THE CHARTER OF THE CITY OF CINCINNATI TO REQUIRE A PERMANENT, ANNUAL CONTRIBUTION OF FIFTY MILLION DOLLARS (\$50,000,000) OF CITY FUNDS TO A NEW RESTRICTED FUND TO PAY FOR HOUSING FOR PERSONS WITH LOW INCOMES USING FUNDING SOURCES OTHERWISE DEDICATED TO PROVIDING FOR ESSENTIAL CITY SERVICES AND**

**PUBLIC INFRASTRUCTURE NEEDS, TO BE ADMINISTERED BY AN UNELECTED VOLUNTEER BOARD BY ENACTING NEW ARTICLE XVII, WHICH ALSO REQUIRES:**

**A. CITY COUNCIL SHALL APPROPRIATE NO LESS THAN \$50 MILLION INTO THE FUND EVERY FISCAL YEAR BEGINNING JULY 1, 2021, TO BE PAID FROM (1) THE CITY'S GENERAL OPERATING OR CAPITAL FUNDS; (2) REVENUE FROM THE LEASE OR SALE OF THE CINCINNATI SOUTHERN RAILWAY, WHICH APPROPRIATION IS CURRENTLY PROHIBITED BY STATE LAW; (3) A PROPOSED FEE ON DEVELOPERS OF ALL COMMERCIAL AND SOME RESIDENTIAL PROJECTS; OR (4) A PERSONAL INCOME TAX ON THE AWARD OF STOCK OPTIONS IN PUBLICLY TRADED COMPANIES, WHICH TAX IS CURRENTLY PROHIBITED BY STATE LAW. THE MANDATORY \$50 MILLION ANNUAL APPROPRIATION SHALL TAKE PRIORITY OVER OTHER FUNDING NEEDS OF THE CITY AND COULD REQUIRE THE CITY TO REDUCE CITY SERVICES AND INFRASTRUCTURE PROJECTS BY AS MUCH AS \$50 MILLION ANNUALLY COMPARED TO CURRENT CITY EXPENDITURES FOR GENERAL OPERATING AND CAPITAL PROJECTS. ANY STATE OR FEDERAL FUNDING RECEIVED BY THE CITY AND DEPOSITED IN THE FUND SHALL NOT COUNT TOWARD THE \$50 MILLION MINIMUM ANNUAL CONTRIBUTION.**

**B. THE FUND IS RESTRICTED TO THE PURPOSE OF CREATING AND PRESERVING HOUSING THAT IS AFFORDABLE FOR HOUSEHOLDS EARNING 60% OF HAMILTON COUNTY'S MEDIAN HOUSEHOLD INCOME, WITH HALF OF THE FUND RESTRICTED TO HOUSING THAT IS AFFORDABLE FOR HOUSEHOLDS EARNING 30% OF HAMILTON COUNTY'S MEDIAN HOUSEHOLD INCOME; THAT THE FUND CAN BE ALLOCATED TO NEW CONSTRUCTION, RENOVATION OF VACANT PROPERTY, RENOVATION OF EXISTING AFFORDABLE UNITS, OPERATION COSTS OF AFFORDABLE HOUSING, AND DIRECT SERVICES, PROVIDED THAT HOUSING SUPPORTED BY THE FUND, WITH THE EXCEPTION OF OWNER-OCCUPIED SINGLE-FAMILY HOUSING, MUST BE PERMANENTLY DEDICATED AS AFFORDABLE BY DEED RESTRICTION; THAT ALL PERSONS HIRED TO CONSTRUCT, RENOVATE, OR OPERATE ANY UNITS SUPPORTED BY THE FUND MUST BE PAID A LIVING WAGE; AND THAT SUPPORTED HOUSING ORGANIZATIONS MUST COMMIT THAT FUND PROJECT LANDLORDS WILL BE LIMITED IN THEIR ABILITY TO PURSUE EVICTIONS.**

**C. THE FUND WILL BE CONTROLLED AND MANAGED BY A BOARD THAT WILL CONSIST OF ELEVEN PRIVATE CITIZENS, NINE OF WHOM ARE SELECTED BY AFFORDABLE HOUSING AND LOW INCOME SERVICE ORGANIZATIONS AND TWO OF WHOM ARE SELECTED BY THE CITY COUNCIL PRESIDENT PRO TEM; WHO WILL SERVE STAGGERED FOUR-**



**YEAR TERMS; WHO WILL CREATE THE RULES, REGULATIONS, AND STANDARDS THAT GOVERN THE BOARD.**

**Section 1. Establishment of the Affordable Housing Trust Fund**

- 1) The Fund is hereby established as a separate restricted account under the name of the City of Cincinnati Affordable Housing Trust Fund, held by the city in trust to address the purposes set forth herein.
- 2) The purposes of the Affordable Housing Trust Fund are restricted
  - a. To increase resources available for affordable housing and neighborhood stabilization;
  - b. To create and preserve affordable and accessible housing to meet the needs of families, households, and individuals with low incomes in the city;
  - c. To provide housing investment to prevent displacement and the loss of affordable housing in neighborhoods; and
  - d. To leverage additional outside resources for the betterment of housing affordable to households with low incomes in the city.
- 3) Definition of affordable: A home shall be “affordable” when costs associated with residing in the home require no more than thirty percent of the household’s income.

**Section 2. The Cincinnati Affordable Housing Trust Fund Board**

- 1) The Board shall have control and management of the city’s Affordable Housing Trust Fund and may adopt rules and regulations, implement policies, release requests for proposals, approve and deny proposals and otherwise be responsible for the Fund’s management.
- 2) The Board shall be supported by the Department of Community and Economic Development or its successor.
- 3) The Board shall adopt rules and regulations to establish standards, policies, and goals for the Affordable Housing Trust Fund, consistent with the purposes and policies set forth in this ordinance, including without limitation criteria; for eligible projects, number and type of units funded, scoring of applications for funding and the prohibition of discrimination in the use of the Fund. The Board has responsibility to approve or modify said standards and policies.
- 4) The Board shall issue an Annual Report on the activities and accomplishments of the Affordable Housing Trust Fund for the previous year.
- 5) The Board shall appoint its employees to assist in administration of the Fund.
- 6) The Board shall have the power to approve contracts which shall be executed by the City Manager.
- 7) The Board may only conduct business with an affirmative vote of six (6) members.

- 8) The Board shall consist of eleven (11) members who shall serve with no compensation. The Board shall be composed of city residents selected as follows:
- a. One (1) member who is a developer of affordable housing or who is an affordable or fair housing professional to be nominated by the board of Housing Opportunities Made Equal of Greater Cincinnati, Inc. or its successor.
  - b. One (1) member who is a representative of a community development corporation who is also a resident of its neighborhood or service area, to be nominated by Homebase Cincinnati or its successor.
  - c. One (1) member who is a representative from a local charitable foundation serving city residents with low incomes, to be nominated by the President Pro Tem.
  - d. One (1) member who is a representative from a social service organization to be nominated by the Greater Cincinnati Coalition for the Homeless or its successor.
  - e. One (1) member who is a representative of an affordable housing advocacy organization to be nominated by Cincinnatians for Affordable Housing, Inc. or its successor.
  - f. Two (2) members who are current renters who qualify for low-income housing assistance as determined by the then-current criteria set by United States Department of Health and Human Services, nominated as follows:
    - i. One renter is to be nominated by the Greater Cincinnati Coalition for the Homeless or its successor.
    - ii. One renter is to be nominated by the President Pro Tem.
  - g. One (1) member who is a homeowner whose income does not exceed 200% of Poverty Guidelines for the 48 Contiguous States and the District of Columbia as most recently published in the Federal Register by the United States Department of Health and Human Services, who will be nominated by Cincinnatians for Affordable Housing, Inc. or its successor.
  - h. One (1) member who is a representative of a homeless advocacy organization to be nominated by the Greater Cincinnati Coalition for the Homeless or its successor.
  - i. One (1) member who is an attorney admitted to practice law in the State of Ohio to be nominated by Cincinnatians for Affordable Housing, Inc. or its successor.
  - j. One (1) member who has experienced homelessness to be nominated by the Greater Cincinnati Coalition for the Homeless or its successor.

- 9) The City Council will appoint all nominated members to the Board. The terms will begin on the effective date of this Article with renewals of terms beginning on the respective anniversary dates of the Article. Any appointment to fill a vacancy created prior to the end of a term shall be only for the balance of the vacated term.
- a) The initial term for Board members from Section 2.8.a.; 2.8.b.; 2.8.d.; 2.8.g.; and 2.8.f.ii. shall be for two years with subsequent appointments for a term of four years.
  - b) The initial term for Board members from Section 2.8.c.; 2.8.e.; 2.8.f.i. 2.8.h.; 2.8.i; and 2.8.j. shall be for a term of 4 years beginning on the effective date of this Article with subsequent appointments for a term of four years.
  - c) If any organization with authority to make a nomination under this Article cannot for any reason, or fails to submit its nomination to the Clerk within 30 days from the receipt of notice of a vacancy from the Clerk, the President Pro Tem shall make such nomination, subject to the approval of Council within 30 days.
  - d) If there is no successor to any organization referenced herein, the nomination shall be made by the President Pro Tem of Council, subject to the approval of Council.
  - e) A member shall serve until her successor takes office.
  - f) Council shall confirm all nominations for appointment at the next meeting of Council.

### **Section 3.**

#### **1) Funds and Sources of Funds**

- a. Notwithstanding any provision of this Charter to the contrary, beginning with the first city budget after the effective date of this Article, Council shall appropriate a minimum of \$50 million to the Fund.
- b. Beginning with the second year, the minimum appropriation shall increase by the greater of zero or a percentage equal to the percent change in United States Bureau of Labor Statistics CPI-U: U.S. City Average for All Items, for the prior 12 months ending in January of the current year. Each year the adjusted amount will become the minimum appropriation for use in calculating the adjustment for the following fiscal year.
- c. Any assets remaining in the Fund at the end of any fiscal year shall be carried into the next fiscal year, including all interest and income earned, as well as any repayments or forfeitures of loans and/or grants. These funds shall not count toward the new minimum appropriation.

2) To meet its obligations to the Fund, Council shall appropriate funds from among the following sources:

- a. The revenue generated from the lease of the Cincinnati Southern Railway. If revenue is generated from a sale of the Railway, all proceeds shall be placed in the Fund.
- b. A fee to be assessed to developers of residential projects that include four or more residential units and all commercial or non-residential projects. Council may provide financial credits, not to exceed the fee, to developers who provide permanent affordable residential units in the project, as defined by the Board regulations.
- c. A personal income tax on the award of stock options in publicly traded companies.
- d. The city's general operating or capital funds.
- e. Nothing herein shall be construed to permit the council to raise revenue for purposes of this Article through an increase in the rate of the income tax unless the issue is first submitted to a vote of the electorate pursuant to Article VIII of the Charter.
- f. Funds received directly or indirectly from the State of Ohio or the government of the United States may be deposited in the Fund but shall not count toward the minimum appropriation.

#### **Section 4. Use of Funds**

1. The Board must allocate at least fifty percent of funds for the purpose of housing affordable to households with an income at or below thirty percent of the current median household income ("mhi") for Hamilton County, and all funds must be allocated for the purposes of housing affordable to households with an income at or below sixty percent of the mhi for Hamilton county, as published by the United States Census Bureau in the most recently available American Community Survey 5-Year Data Profile, or its successor.
2. Funds can be allocated to new construction, renovation of vacant property, renovation of existing affordable units for the purpose of ensuring their sustainability, operation costs of affordable housing and direct services.
  - a. No more than five percent of funds shall be allocated to the administration of the Fund annually.
  - b. The quantity and type (bedroom count) of housing supported by the Fund, must in perpetuity, within the property, via deed restriction, remain affordable, with the exception of repairs to an existing, owner-occupied single-family residence or other direct services. The Board may institute additional methods of enforcement.
3. All persons hired to construct, renovate or operate any units supported by the Fund must be paid a living wage consistent with the city's current living wage ordinance.
4. If an eviction is necessary, organizations must commit that the owner of the project will only pursue "Just Cause Evictions," defined as follows:
  - a. Serious or repeated violation of the terms and conditions of the lease and/or

- b. Violation of applicable federal, state or local law(s), and
- c. After a corrective action plan, agreed to by the tenant and landlord has not been adhered to by the tenant.

**Section 5. Miscellaneous**

- 1) Council shall have the power to enact all ordinances necessary to implement the purposes of this Article.
- 2) Severability. In the event that any provision of this Article is found to be unconstitutional or impermissibly in conflict with state or federal law, only such provision found to be unconstitutional or impermissible will be stricken, and the remainder of this Article will remain in full force and effect.

Section 2. That the form of submission of the proposed amendment to the electors shall be substantially as follows:

<b>YES</b>	<p>Shall the Charter of the City of Cincinnati be amended to require a permanent, annual contribution of fifty million dollars (\$50,000,000) of City funds to a new restricted fund for housing that is affordable to persons with low incomes and for related purposes using funding sources otherwise dedicated to providing for essential City services and public infrastructure needs, to be administered by an unelected volunteer board by enacting new Article XVII, which also requires:</p> <p>A. City Council shall appropriate no less than \$50 million into the fund every fiscal year beginning July 1, 2021, to be paid from (1) the City’s general operating or capital funds; (2) revenue from the lease or sale of the Cincinnati Southern Railway, which appropriation is currently prohibited by state law; (3) a proposed fee on developers of all commercial and some residential projects; or (4) a personal income tax on the award of stock options in publicly traded companies, which tax is currently prohibited by state law. The mandatory \$50 million annual appropriation shall take priority over other funding needs of the City and could require the City to reduce City services and infrastructure projects by as much as \$50 million annually compared to current City expenditures for general operating and capital projects. Any State or Federal funding received by the City and deposited in the fund shall not count toward the \$50 million minimum annual contribution.</p> <p>B. The fund is restricted to the purpose of creating and preserving housing that is affordable for households earning 60% of Hamilton County’s median household income, with half of the fund restricted to housing that is affordable for households earning 30% of Hamilton County’s median household income; that the fund can be allocated to</p>
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<b>NO</b>	<p>new construction, renovation of vacant property, renovation of existing affordable units, operation costs of affordable housing, and direct services, provided that housing supported by the fund, with the exception of owner-occupied single-family housing, must be permanently dedicated as affordable by deed restriction; that all persons hired to construct, renovate, or operate any units supported by the fund must be paid a living wage; and that supported housing organizations must commit that fund project landlords will be limited in their ability to pursue evictions.</p> <p>C. The fund will be controlled and managed by a board that will consist of eleven private citizens, nine of whom are selected by affordable housing and low income service organizations and two of whom are selected by the City Council President Pro Tem; who will serve staggered four-year terms; who will create the rules, regulations, and standards that govern the board.</p>
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Section 3. That the Clerk of Council shall give notice of the proposed Charter amendment in the manner provided by Sections 8 and 9 of Article XVIII of the Ohio Constitution and Section 731.211 (B) of the Ohio Revised Code.

Section 4. That the Clerk of Council is directed to certify and transmit to the Board of Elections of Hamilton County, Ohio, a copy of this ordinance and direct the said Board to submit the proposed Charter amendment to the electors of the City of Cincinnati as provided by law.

Section 5. That the Board of Elections of Hamilton County, Ohio, shall certify to the Council the result of the vote upon said amendment, and if said amendment is approved by a majority of the electors voting thereon, this Article shall become a part of the Charter of the City of Cincinnati.

Section 6. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate necessity to authorize the Clerk of Council to certify and transmit

this ordinance to the Board of Elections at least sixty days prior to the May 4, 2021 primary election.

Passed \_\_\_\_\_, 2021

\_\_\_\_\_  
John Cranley, Mayor

Attest: \_\_\_\_\_  
Clerk

# City of Cincinnati



Interdepartmental  
Correspondence Sheet

February 18, 2021

To: Mayor and Members of City Council

202100668

From: Paula Boggs Muething, City Manager

Subject: Ordinance: Modifying the Salary Ranges for the Permit Technician 1,  
Permit Technician 2, and Permit Technician 3

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Attached is an Emergency ordinance captioned:

**MODIFYING** the salary schedules for the classifications of Permit Technician 1, 2, and 3, by amending existing Section 122, 123, and 124 of Division 1, Chapter 307 of the Cincinnati Municipal Code, in order to correct and establish a new salary schedule for the said classification, consistent with the organizational changes described herein.

The Human Resources Director has approved the request for this ordinance to correct and establish the new salary schedules for the Permit Technician 1, 2, and 3. The Department of Human Resources has done due diligence and conducted appropriate evaluation to ensure that the new salary schedules are consistent with similar positions with factors considered throughout the evaluation process including, scope of work and responsibility. The modification of the salary schedules are necessary to fit the needs of the City, and consistent with the organizational changes described herein.

City Administration recommends passage of this ordinance.

cc: William M. Brown, Human Resources Director



EMERGENCY

**City of Cincinnati**

CFG  
*AWB*

**An Ordinance No. \_\_\_\_\_**

- 2021

**MODIFYING** the salary schedules for the classifications of Permit Technician 1, 2, and 3 by amending existing Sections 122, 123, and 124 of Division 1, Chapter 307 of the Cincinnati Municipal Code, in order to correct and establish a new salary schedule for the classifications, consistent with the organizational changes described herein.

WHEREAS, the City of Cincinnati Human Resources Department is recommending a modification to the current salary for the classification of Permit Technician 1, Permit Technician 2, and Permit Technician 3; and

WHEREAS, the represented Permit Technicians 1, Permit Technicians 2, and Permit Technicians 3 in Division 1 of Chapter 307 of the Cincinnati Municipal Code received an increase to their rate in 2019 and 2020; and

WHEREAS, the increase to the Permit Technician 1, Permit Technician 2, and Permit Technician 3 in Division 1 of Chapter 307 of the Cincinnati Municipal Code is necessary in order to maintain internal equity; and

WHEREAS, the Department of Human Resources has done due diligence to ensure that the new salary range is consistent with the scope of services and the level of responsibility of the positions of Permit Technician 1, Permit Technician 2, and Permit Technician 3; now, therefore,

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

Section 1. That existing Sections 122, 123, and 124 of Division 1, Chapter 307 of the Cincinnati Municipal Code are hereby amended as shown below:

<b>Classification</b>	<b>Minimum Annual</b>	<b>Maximum Annual</b>	<b>Step 1</b>	<b>Step 2</b>	<b>Step 3</b>	<b>Step 4</b>
<b>Permit Technician 1</b>	45597.550	48168.440	21.921898	22.290117	22.700551	23.157904
	46,509.500	49,131.810	22.360336	22.735919	23.154562	23.621063
<b>Permit Technician 2</b>	47,217.070	55,340.190	22.700514	23.961567	25.185024	26.605862
	48,161.410	56,447.00	23.154524	24.440798	25.688724	27.137981
<b>Permit Technician 3</b>	55,340.200	62,694.340	26.605864	27.777622	28.916487	30.141510
	56,447.000	63,948.230	27.137981	28.333174	29.494817	30.744340

Section 2. That the proper City officials are hereby authorized to do all things necessary to carry out the provisions of Section 1 herein.

Section 3. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to adjust the salary range of the said classifications to ensure internal pay among the employees in those positions.

Passed: \_\_\_\_\_, 2021

\_\_\_\_\_

John Cranley, Mayor

Attest: \_\_\_\_\_  
Clerk

# City of Cincinnati



Interdepartmental  
Correspondence Sheet

February 18, 2021

To: Mayor and Members of City Council

202100671

From: Paula Boggs Muething, City Manager

Subject: Ordinance: Modifying the Salary Range for the Wastewater Collection  
Inspector

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Attached is an Emergency ordinance captioned:

**MODIFYING** the salary range schedule for the classification of Wastewater Collection Inspector by repealing existing Section 474, Division 1, of Chapter 307 of the Cincinnati Municipal Code in order to ensure that the new salary range is consistent with the level of responsibility and competitive with similar positions across internal and external job markets.

The Human Resources Director has approved the request for this ordinance to modify the salary schedule for the Wastewater Collection Inspector. The Department of Human Resources has done due diligence and conducted appropriate evaluation to ensure that the salary schedule is consistent with similar positions with factors considered throughout the evaluation process including, scope of work and responsibility. The modification of the salary schedule is necessary to fit the needs of the City, and consistent with the organizational changes described herein.

City Administration recommends passage of this ordinance.

cc: William M. Brown, Human Resources Director

EMERGENCY

City of Cincinnati

KMB

AWB

An Ordinance No. \_\_\_\_\_

-2021

**MODIFYING** the salary range schedule for the classification of Wastewater Collection Inspector by amending existing Section 474, Division 1, of Chapter 307 of the Cincinnati Municipal Code in order to ensure that the new salary range is consistent with the level of responsibility and competitive with similar positions across internal and external job markets.

WHEREAS, the Metropolitan Sewer District (MSD) and Human Resources Department are recommending a modification to the current salary for the classification of Wastewater Collection Inspector to ensure that the new salary range is consistent with the level of responsibility and competitive with similar positions across internal and external job markets; and

WHEREAS, MSD was approached by employees with concerns of wage inequity based on a comparison to like classifications in the Greater Cincinnati Water Works (GCWW) and comparable external governmental water and wastewater utilities; and

WHEREAS, GCWW and the City's Department of Human Resources conducted a market analysis to further assess the compensation range against industry trends, and the research confirmed that the salary range for this classification is below market and requires amendment based on the level of responsibility, liability, and scope of work performed by the classification; and

WHEREAS, the Department of Human Resources has done due diligence to ensure that the new salary range is consistent with the scope of services and the level of responsibility of the position of Wastewater Collection Inspector, considering factors including liability, scope of responsibility, judgment and independent action, and accountability throughout the evaluation process; now, therefore,

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

Section 1. That Section 474 of Division 1, Chapter 307 of the Cincinnati Municipal Code is hereby amended as shown below:

<b>Classification</b>	<b>Minimum Annual</b>	<b>Maximum Annual</b>
<b>Wastewater Collection Inspector</b>	<del>57,503.89</del> <u>57,626.85</u>	<del>61,661.63</del> <u>65,510.47</u>
<b>Step 1 (Hourly)</b>	<del>27.646099</del> <u>27.705217</u>	
<b>Step 2 (Hourly)</b>	<del>28.708673</del> <u>28.809337</u>	
<b>Step 3 (Hourly)</b>	<del>29.645015</del> <u>29.931034</u>	
<b>Step 4 (Hourly)</b>	<u>31.495418</u>	

Section 2. That existing Section 474, Division 1, of Chapter 307 of the Cincinnati Municipal Code is hereby repealed.

Section 3. That the proper City officials are thereby authorized to do all things necessary and proper to carry out the terms of Sections 1 and 2 herein.

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to adjust the salary range of the classification to ensure that the new salary range is consistent with the level of responsibility and competitive with similar positions across internal and external job markets so that City employees are compensated appropriately.

Passed: \_\_\_\_\_, 2021

\_\_\_\_\_  
John Cranley, Mayor

Attest: \_\_\_\_\_  
Clerk

\_\_\_\_\_  
New language is underscored. Deleted language is struck through.

Date: February 18, 2021

To: Mayor and Members of City Council 202100675  
From: Paula Boggs Muething, City Manager  
Subject: EMERGENCY ORDINANCE - BRENT SPENCE PROJECT PARCEL 9 EASEMENTS  
(CROSSETT LOT)

---

Attached is an emergency ordinance captioned as follows:

AUTHORIZING the City Manager to execute a *Permanent Aerial Easement* and *Temporary Easement* pursuant to which the City of Cincinnati will grant easements to the State of Ohio, Department of Transportation, for the construction and maintenance of elevated highway structures on and over the City-owned Crossett parking lots located between West Third Street and West Pete Rose Way in downtown Cincinnati.

The City of Cincinnati owns the Crossett parking lots located between West Third Street and West Pete Rose Way in Cincinnati (“Property”), which are under the management and control of the City’s Department of Community and Economic Development (“DCED”).

The Ohio Department of Transportation (“ODOT”) is conducting a transportation improvement project related to the Brent Spence Bridge and has requested a permanent aerial easement and temporary construction easement over portions of the Property, as described in the *Permanent Aerial Easement* and *Temporary Easement* attached to this ordinance as Attachment A and Attachment B, respectively, for the construction and maintenance of elevated highway structures.

The City Manager, in consultation with DCED, has determined that granting the easements will not be adverse to the City’s retained interest in the Property or the abutting public rights-of-way.

The fair market value of the permanent aerial easement is approximately \$349,573 and the fair market value of the temporary construction easement is approximately \$1,677,064 for a total of \$2,026,637, which ODOT has agreed to pay.

The City Planning Commission approved the easements at its meeting on November 12, 2018.

The reason for the emergency is the immediate need for ODOT to obtain control of the property without delay in order to keep its transportation improvement project on schedule.

The Administration recommends passage of the attached emergency ordinance.

Attachment I – Attachment A, Permanent Aerial Easement, Crossett Lot  
Attachment II – Attachment B, Crossett Temporary Easement

cc: John S. Brazina, Director, Transportation and Engineering

## EMERGENCY

CHM

- 2021

**AUTHORIZING** the City Manager to execute a *Permanent Aerial Easement* and *Temporary Easement* pursuant to which the City of Cincinnati will grant easements to the State of Ohio, Department of Transportation, for the construction and maintenance of elevated highway structures on and over the City-owned Crossett parking lots located between West Third Street and West Pete Rose Way in downtown Cincinnati.

WHEREAS, the City of Cincinnati owns the Crossett parking lots located between West Third Street and West Pete Rose Way in Cincinnati (“Property”), which are under the management and control of the City’s Department of Community and Economic Development (“DCED”); and

WHEREAS, the State of Ohio, Department of Transportation (“ODOT”), is conducting a transportation improvement project related to the Brent Spence Bridge and has requested a permanent aerial easement and temporary construction easement over portions of the Property, as described in the *Permanent Aerial Easement* and *Temporary Easement* attached to this ordinance as Attachment A and Attachment B, respectively, for the construction and maintenance of elevated highway structures; and

WHEREAS, the City Manager, in consultation with DCED, has determined that granting the easements will not be adverse to the City’s retained interest in the Property or the abutting public rights-of-way; and

WHEREAS, the City has determined that eliminating competitive bidding in connection with granting the easements is in the best interest of the City because the easements are needed for the sole purpose of enabling ODOT to complete the transportation improvement project; and

WHEREAS, the City’s Real Estate Services Division has determined, by appraisal, that the fair market value of the permanent aerial easement is approximately \$349,573, and that the fair market value of the temporary construction easement is approximately \$1,677,064, for a total of \$2,026,637, which ODOT has agreed to pay; and

WHEREAS, the City Planning Commission, having the authority to approve the change in the use of City-owned property, approved the easements at its meeting on November 2, 2018; 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 *Permanent Aerial Easement* and *Temporary Easement* in favor of the State of Ohio, Department of Transportation (“ODOT”), in substantially the forms attached to this ordinance as Attachment A and Attachment B, respectively, pursuant to which the City of Cincinnati will grant to ODOT a permanent aerial easement and temporary construction easement over portions of the City-owned Crossett parking lots located between West Third Street and West Pete Rose Way in Cincinnati for the construction and maintenance of elevated highway structures.

Section 2. That granting the easements to ODOT is not adverse to the City’s retained interest in the property or the abutting public rights-of-way.

Section 3. That it is in the best interest of the City to grant the easements without competitive bidding because the easements are needed solely to enable ODOT to complete the transportation improvement project.

Section 4. That the City’s Real Estate Services Division has determined, by appraisal, that the fair market value of the permanent aerial easement is approximately \$349,573, and that the fair market value of the temporary easement is approximately \$1,677,064, for a total of \$2,026,637, which Grantee has agreed to pay.

Section 5. That the proceeds from the *Permanent Aerial Easement* shall be deposited into Property Management Fund 209 to pay the fees for services provided by the City’s Real Estate Services Division in connection with this transaction, and that the City’s Finance Director is hereby authorized to distribute amounts in excess thereof, if any, into the unappropriated surplus of Miscellaneous Permanent Improvement Fund 757.

Section 6. That the proceeds from the *Temporary Easement* shall be deposited into Property Management Fund 209 to pay the fees for services provided by the City’s Real Estate



Services Division in connection with this transaction, and that the City's Finance Director is hereby authorized to distribute amounts in excess thereof, if any, into the unappropriated surplus of Parking System Facilities Fund 102.

Section 7. 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 and to fulfill the terms of the *Permanent Aerial Easement* and *Temporary Easement*, including, without limitation, executing any and all ancillary agreements, deeds, plats, and other documents.

Section 8. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need for ODOT to obtain control of the property without delay in order to keep its transportation improvement project on schedule.

Passed: \_\_\_\_\_, 2021

\_\_\_\_\_  
John Cranley, Mayor

Attest: \_\_\_\_\_  
Clerk

ODOT RE 208

## **PERMANENT AERIAL EASEMENT**

Know All Men By These Presents that the City of Cincinnati, the Grantor herein, in consideration of the sum of \$349,573.00, to be paid by the State of Ohio, Department of Transportation, does hereby grant, bargain, sell, convey and release to the State of Ohio for the use and benefit of the Ohio Department of Transportation, the Grantee herein, a permanent aerial easement to exclusively occupy and use portions of the following described real estate for the construction, reconstruction, improvement, maintenance, repair of an elevated highway and associated support structures, which is more particularly described in Exhibit A and depicted on Exhibit B attached hereto and part a hereof:

ODOT project parcel(s): 9 A-1, A-2, A-3, A-4 and A-5

HAM 75-0.22

Hamilton County Current Tax Parcel Nos. 0082-0001-0038-00 (0039-00 consolidated), 0082-0001-0040-00 (0041-00 consolidated), 0082-0001-0046-00, 0082-0001-0050-90, 0082-0001-0051-90, 0082-0001-0055-00, 0147-0005-0055-00, 0147-0005-0057-90, 0147-0005-0059-00 (0060-00, 0069-00, 0122-00, 0133-00, 0152-00 consolidated), 0147-0005-0144-00, 0147-0005-0153-00, 0147-0006-0068-00, 0147-0006-0070-00, 0147-0060-0071-00 and 0147-0006-0077-00

Prior Instrument References: O.R. 7965 Page 2343; O.R 7931 Page 2965;  
O.R 5889 Page 35; O.R 8682 Page 3936;  
O.R 7931 Page 2965 (Registered Land Certificate 181334);  
O.R 10556 Page 1829; O.R 7968 Page 2815; and  
O.R 8473 Page 2721 of the Hamilton County Recorder's Office.

To have and to hold the permanent easement(s), for the herein stated purposes and uses unto the Grantee, its successors and assigns.

{00320650-4}

1 of 27

As a consideration for this easement agreement, Grantee shall provide no less than twelve (12) months advance written notice to the City before such date that Grantee requires exclusive occupation and/or possession of the easement areas. Notification shall simultaneously be delivered in writing to the following:

Director of Transportation and Engineering  
City Hall, Room 450  
801 Plum Street  
Cincinnati, OH 45202

City Solicitor  
City Hall, Room 214  
801 Plum Street  
Cincinnati, OH 45202

The parties acknowledge that Hamilton County Auditor's Parcel Nos. 0082-0001-0038-00 (0039-00 consolidated), 0082-0001-0040-00 (0041-00 consolidated), 0082-0001-0046-00, 0082-0001-0050-90, 0082-0001-0051-90, 0082-0001-0055-00, 0147-0006-0068-00, 0147-0006-0070-00, 0147-0006-071-00, and 0147-0006-0077-00 is currently improved as a public parking lot containing approximately 927 lined parking spaces (the "Crossett Lot"). Grantee will restore the Crossett Lot to the same parking capacity upon construction completion, and all existing parking spaces shall become available immediately at that time. Grantee shall ensure there is at least 15 feet of clearance (elevation from parking lot grade level to bottom of the highway ramp support structure) at the lowest point and shall allow for parking underneath the elevated roadway on a perpetual basis.

The property conveyed herein to Grantee is being acquired for one of the statutory purposes the Director of Transportation may acquire property under Title LV of the Revised Code, such as but not limited to those purposes enumerated in Sections 5501.31 and 5519.01 of the Revised Code.

Grantor has a right under Section 163.211 of the Revised Code to repurchase the property conveyed herein if Grantee decides not to use the property for the purpose stated above and Grantor provides timely notice of a desire to repurchase; provided however that such right of repurchase is subject to the authority of the Director of Transportation to convey unneeded property pursuant to Section 5501.34 (F) of the Revised Code. The price to be paid upon such repurchase shall be the property's fair market value as determined by an independent appraisal made by an appraiser chosen by agreement of the parties or, if the parties cannot agree, an appraiser chosen by the court. The within right of repurchase shall be extinguished if any of the following occur: (A) Grantor declines to repurchase the property; (B) Grantor fails to repurchase the property within sixty days after Grantee offers the property for repurchase; (C) Grantee grants or transfers the property to any other person or agency; or (D) Five years have passed since the property was appropriated.

This conveyance is authorized by Ordinance No. \_\_\_\_-\_\_\_\_\_, passed by Cincinnati City Council on \_\_\_\_\_, 2021.

**ERROR! REFERENCE SOURCE NOT FOUND.**

By: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_

STATE OF OHIO )  
 ) SS:  
COUNTY OF HAMILTON )

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2021, by \_\_\_\_\_, the \_\_\_\_\_ of the City of Cincinnati, an Ohio municipal corporation, on behalf of the municipal corporation. The notarial act certified hereby is an acknowledgment. No oath or affirmation was administered to the signer with regard to the notarial act certified hereby.

\_\_\_\_\_  
NOTARY PUBLIC

My Commission expires: \_\_\_\_\_

Recommended by:

\_\_\_\_\_  
John Brazina, Director,  
Department of Transportation & Engineering

Approved as to form:

\_\_\_\_\_  
Assistant City Solicitor

This instrument prepared by the City of Cincinnati Law Department, 801 Plum Street, 214, Cincinnati, Ohio 45202

**EXHIBIT A**

Page 1 of 3

RX 284 A

Rev. 06/09

*PB*  
Ver. Date 5/082014

PID 89068

**PARCEL 9-A1  
HAM-75-00.22  
PERPETUAL AERIAL EASEMENT**

A perpetual easement to construct, operate, maintain and replace a highway bridge or viaduct, including its substructure and superstructure, above the following described property.

[Surveyor's description of the premises follows]

Situate in Section 17, Town 4, Range FR 1, Miami Purchase, Cincinnati Township, in the City of Cincinnati, Hamilton County, State of Ohio, and being PART OF BLOCK 11 of SUBDIVISION OF LONGWORTH, LAWLER, FOOTE & GREENE as recorded in Deed Book 52, Page 112, of said county's plat records, being part of UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7965, Page 2343, Registered Land Certificate 181334 Parcel I of the Official Records of said county, being shown on survey record 147-6-70, Hamilton County Engineer's Office, and being more particularly bounded and described, with Stations and offsets referenced to the baseline of construction of Northbound I-75 as shown on the "HAM-75-00.22 Centerline Plat" as recorded in Plat Book 441 Pages 70-80, (I-75 NB), as follows:

Beginning for reference at the intersection the north right of way line of Pete Rose Way (66') fka Second Street and east right of way of line of vacated Smith Street (60') 293.02 feet right of the baseline of I-75 NB Station 15+26.14;

Thence with said east right of way line of Smith Street and the west line of said (parcel I), North 09°59'00" West (North 11° 58' 03" West I-75 NB) 99.59 feet to Mag nail set 252.42 feet right of the baseline of I-75 NB Station 16+17.08, said Mag nail being the TRUE POINT OF BEGINNING:

**PARCEL 9 -A1**

Thence continuing with said lines North 09°59'00" West (North 11° 58' 03" West I-75 NB) 44.08 feet to Mag nail set in the southwest corner of said (parcel IV) and the northwest corner of said (parcel I), 234.45 feet right of the baseline of I-75 NB Station 16+57.33;

Thence with said lines North 80°14' East (North 78°14' 57" East I-75 NB) 91.56 feet to a Mag nail set 318.20 feet right of the baseline of I-75 NB Station 16+94.34;

Thence along the arc of a curve to the left 101.56 feet, said arc having a radius of 719.80 feet, a central angle of 08° 05' 02" and a chord bearing South 54°29'00" West (South 52° 29' 57" West I-75 NB) 101.48 feet to the TRUE POINT OF BEGINNING, containing 0.0436 acres (1897 SF), more or less, subject to all legal easements and restrictions of record.

This description is based upon a field survey performed in March, 2013 by LJB Inc. under contract to the Ohio Department of Transportation, with bearings based upon the Kentucky State Plane One Zone Coordinate System, NAD 83, 2007 adjustment, by GPS utilizing ODOT VRS.

Iron Pins referred to as "set" shall be 3/4" by 30" reinforcing rod set by LJB Inc. with Aluminum cap stamped "ODOT R/W - PS 6596 - LJB INC" or "ODOT - PS 6596 - LJB INC".

Evidence of occupation supports the monumentation found in the field and the property lines recited in this description.

Grantor claims title through instrument of record in O.R. 7965, Page 2343 and Registered Land Certificate 181334 of the Official Records of the Hamilton County Recorder's Office.

PARCEL 9 -A1 cont'd

0.0436 acres of the above described area is contained within Hamilton County Auditor's Permanent Parcel Number 14700060068.

Prepared by  
LJB Inc.



By: Harry G. Herbst III      5/9/14  
Harry G. Herbst III, Ohio PS #6596      Date

**PARCEL 9-A2  
HAM-75-00.22  
PERPETUAL AERIAL EASEMENT**

A perpetual easement to construct, operate, maintain and replace a highway bridge or viaduct, including its substructure and superstructure, above the following described property.

[Surveyor's description of the premises follows]

Situate in Section 17, Town 4, Range FR 1, Miami Purchase, Cincinnati Township, in the City of Cincinnati, Hamilton County, State of Ohio, and being PART OF BLOCK 11 of SUBDIVISION OF LONGWORTH, LAWLER, FOOTE & GREENE as recorded in Deed Book 52, Page 112, of said county's plat records, being part of a 1.1247 acre parcel of land as conveyed to CITY OF CINCINNATI by instruments as recorded in O.R. 7965, Page 2343 and Registered Land Certificate 181334 parcel IV of the Official Records of said county, being shown on survey record 147-6-70, Hamilton County Engineer's Office, and being more particularly bounded and described, with Stations and offsets referenced to the baseline of construction of Northbound I-75 as shown on the "HAM-75-00.22 Centerline Plat" as recorded in Plat Book 441 Pages 70-80, **(I-75 NB)**, as follows:

Beginning for reference at the intersection of the north right of way line of Pete Rose Way (66') and the east right of way of vacated Smith Street (60') 293.02 feet right of the baseline of I-75 NB Station 15+26.14;

Thence with said east right of way line of Smith Street and the west line of said (parcel I), North 09°59'00" West (North 11° 58' 03" West I-75 NB) 143.67 feet to a Mag nail set in the southwest corner of said (parcel IV) and the northwest corner of said (parcel I), 234.45 feet right of the baseline of I-75 NB Station 16+57.33, said point being **THE TRUE POINT OF BEGINNING;**



**PARCEL 9-A2**

Thence continuing with said lines North 09°59'00" West (North 11° 58' 03" West I-75 NB) 107.11 feet to a Mag nail set in the northwest corner of said (parcel IV) and in the south line of UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7965, Page 2343 of the Official Records of said county, 190.78 feet right of the baseline of I-75 NB Station 17+55.14;

Thence with the north line of said (parcel IV) and the south line of said UNSTATED acre parcel along the arc of a curve to the right 30.42 feet, said arc having a radius of 642.98 feet, a central angle of 02° 42' 40" and a chord bearing North 49°04'39" East (North 47° 06' 16" East I-75 NB) 30.42 feet to a Mag nail set 208.23 feet right of the baseline of I-75 NB Station 17+80.05;

Thence with said lines North 80°14'00" East (North 78°14' 57" East I-75 NB) 374.35 feet to a Mag nail set in the northeast corner of said parcel IV and the northwest corner of an UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7965, Page 2343, Registered Land Certificate 181334 (parcel V) of the Official Records of said county, 550.62 feet right of the baseline of I-75 NB Station 19+31.38;

Thence with the east line of said (parcel IV) and the west line of said (parcel V) South 09°59'00" East (South 11° 58' 03" East I-75 NB) 79.48 feet to a Mag nail set 583.03 feet right of the baseline of I-75 NB Station 18+58.81;

Thence leaving said line along a new easement line the following four courses:

1. along the arc of a curve to the right 42.98 feet, said arc having a radius of 503.87 feet, a central angle of 04° 53' 13" and a chord bearing North 77°52'30" West (North 79° 51' 31" West I-75 NB) 42.97 feet to a Mag nail set 540.09 feet right of the baseline of I-75 NB Station 18+57.35;
2. South 72°01'44" West (South 70° 02' 41" West I-75 NB) 97.38 feet to a Mag nail set 457.55 feet right of the baseline of I-75 NB Station 18+05.67;

PARCEL 9-A2 cont'd

3. along the arc of a curve to the left 78.05 feet, said arc having a radius of 902.86 feet, a central angle of  $04^{\circ} 57' 11''$  and a chord bearing South  $69^{\circ} 13' 32''$  West (South  $67^{\circ} 14' 29''$  West I-75 NB) 78.03 feet to a Mag nail, 393.52 feet right of the baseline of I-75 NB Station 17+61.08;
4. Thence along the arc of a curve to the left 100.72 feet, said arc having a radius of 719.80 feet, a central angle of  $08^{\circ} 01' 02''$  and a chord bearing South  $62^{\circ} 32' 00''$  West (South  $60^{\circ} 32' 59''$  West I-75 NB) 100.64 feet to Mag nail set in the north line of said (parcel I) and the south line of said (parcel IV) 318.20 feet right of the baseline of I-75 NB Station 16+94.34;

Thence with said lines South  $80^{\circ} 14' 00''$  West (South  $78^{\circ} 14' 57''$  West I-75 NB) 91.56 feet to the TRUE POINT OF BEGINNING, containing 0.8576 acres (37356 SF), more or less, subject to all legal easements and restrictions of record.

This description is based upon a field survey performed in March, 2013 by LJB Inc. under contract to the Ohio Department of Transportation, with bearings based upon the Kentucky State Plane One Zone Coordinate System, NAD 83, 2007 adjustment, by GPS utilizing ODOT VRS.

Iron Pins referred to as "set" shall be 3/4" by 30" reinforcing rod set by LJB Inc. with Aluminum cap stamped "ODOT R/W - PS 6596 - LJB INC" or "ODOT - PS 6596 - LJB INC".

Evidence of occupation supports the monumentation found in the field and the property lines recited in this description.

Grantor claims title through instrument of record in O.R. 7965, Page 2343 and Registered Land Certificate 181334 of the Official Records of the Hamilton County Recorder's Office.

PARCEL 9-A2 cont'd

0.0000 acres of the above described area is contained within existing aerial easement.

0.8576 acres of the above described area is contained within Hamilton County Auditor's Permanent Parcel Number 14700060070.

Prepared by  
LJB Inc.

By: Harry G. Herbst III      5/7/14  
Harry G. Herbst III, Ohio PS #6596      Date



**PARCEL 9-A3  
HAM-75-00.22  
PERPETUAL AERIAL EASEMENT**

A perpetual easement to construct, operate, maintain and replace a highway bridge or viaduct, including its substructure and superstructure, above the following described property.

[Surveyor's description of the premises follows]

---

Situate in Section 17, Town 4, Range FR 1, Miami Purchase, Cincinnati Township, in the City of Cincinnati, Hamilton County, State of Ohio, and being part of the SUBDIVISION OF LONGWORTH, LAWLER, FOOTE & GREENE as recorded in Plat book DB 52, page 112, of said county's plat records, being part of an UNSTATED acre parcel of land as conveyed to the CITY OF CINCINNATI by instrument as recorded in O.R. 7965, Page 2343, and Registered Land Certificate 181334 (parcel V) of the Official Records of said county, being shown on survey record 147-6-70, Hamilton County Engineer's Office, and being more particularly bounded and described, with Stations and offsets referenced to the baseline of construction of Northbound I-75 as shown on the "HAM-75-00.22 Centerline Plat" as recorded in Plat Book 441 pages 70-80, (I-75 NB), as follows:

Beginning for reference at the intersection of the original north right of way line of Pete Rose Way (66') fka Second Street with the west right of way line of Central Avenue (60') 973.34 feet right of the baseline of I-75 NB Station 18+27.16;

Thence with said west right of way line North 09°59'00" West (North 11° 58' 03" West I-75 NB) 143.36 feet to a point in the southeast corner of said (parcel V) and the northeast corner of an 0.6605 acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7965, Page 2343, Registered Land Certificate 181334 (parcel III) 914.89 feet right of the baseline of I-75 NB Station 19+58.07;

Thence continuing with said west right of way line and the east line of said (parcel V) North 09°59'00" West (North 11°58' 03" West I-75 NB) 92.03 feet to a Mag nail set 877.37 feet right of the baseline of I-75 NB Station 20+42.10, said point being THE TRUE POINT OF BEGINNING;

PARCEL 9-A3 cont'd

Thence leaving said line along a new easement line the following four courses:

1. along the arc of a curve to the left 137.40 feet, said arc having a radius of 1892.36 feet, a central angle of  $04^{\circ} 09' 37''$  and a chord bearing South  $77^{\circ} 14' 32''$  West (South  $75^{\circ} 15' 30''$  West I-75 NB) 137.37 feet to a point 754.79 feet right of the baseline of I-75 NB Station 19+80.09;
2. South  $13^{\circ} 30' 23''$  East (South  $15^{\circ} 29' 26''$  East I-75 NB) 68.66 feet to a Mag nail set 786.59 feet right of the baseline of I-75 NB Station 19+19.23;
3. South  $76^{\circ} 29' 37''$  West (South  $74^{\circ} 30' 34''$  West I-75 NB) 10.00 feet to a Mag nail set 777.72 feet right of the baseline of I-75 NB Station 19+14.60;
4. along the arc of a curve to the right 203.92 feet, said arc having a radius of 503.87 feet, a central angle of  $23^{\circ} 11' 15''$  and a chord bearing South  $88^{\circ} 05' 14''$  West (South  $86^{\circ} 06' 13''$  West I-75 NB) 202.53 feet to a Mag nail set in the west line of said (parcel V) and the east line of an UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7965, Page 2343, Registered Land Certificate 181334 (parcel IV), 583.03 feet right of the baseline of I-75 NB Station 18+58.81;

Thence with said lines North  $09^{\circ} 59' 00''$  West (North  $11^{\circ} 58' 03''$  West I-75 NB) 79.48 feet to a point in the south line of an UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7965, Page 2343, Registered Land Certificate 181334 (parcel VI) of the Official Records of said county, the northwest corner of said (parcel V) and the northeast corner of said (parcel IV), 550.62 feet right of the baseline of I-75 NB Station 19+31.38;

Thence with the north line of said (parcel V) and the south line of said parcel VI North  $80^{\circ} 14' 00''$  East (North  $78^{\circ} 14' 57''$  East I-75 NB) 343.50 feet to a Mag nail set in the east line of said parcel V and Central Avenue west right of way line 864.81 feet right of the baseline of I-75 NB Station 20+70.24;

PARCEL 9-A3 cont'd

Thence with said lines South 09°59'00" East (South 11° 58' 03" East I-75 NB) 30.82 feet to the TRUE POINT OF BEGINNING, containing 0.5847 acres (25470 SF), more or less, subject to all legal easements and restrictions of record.

This description is based upon a field survey performed in March, 2013 by LJB Inc. under contract to the Ohio Department of Transportation, with bearings based upon the Kentucky State Plane One Zone Coordinate System, NAD 83, 2007 adjustment, by GPS utilizing ODOT VRS.

Iron Pins referred to as "set" shall be 3/4" by 30" reinforcing rod set by LJB Inc. with Aluminum cap stamped "ODOT R/W - PS 6596 - LJB INC" or "ODOT - PS 6596 - LJB INC".

Evidence of occupation supports the monumentation found in the field and the property lines recited in this description.

Grantor claims title through instrument of record in O.R. 7965, Page 2343 and Registered Land Certificate 181334 (parcel V) of the Official Records of the Hamilton County Recorder's Office.

0.5847 acres of the above described area is contained within Hamilton County Auditor's Permanent Parcel Number 08200010038.

Prepared by  
LJB Inc.

By: Harry G. Herbst III      5/9/14  
Harry G. Herbst III, Ohio PS #6596      Date



**PARCEL 9-A4  
HAM-75-00.22  
PERPETUAL AERIAL EASEMENT**

A perpetual easement to construct, operate, maintain and replace a highway bridge or viaduct, including its substructure and superstructure, above the following described property.

[Surveyor's description of the premises follows]

Situate in Section 17, Town 4, Range FR 1, Miami Purchase, Cincinnati Township, in the City of Cincinnati, Hamilton County, State of Ohio, and being PART OF SUBDIVISION OF LONGWORTH, LAWLER, FOOTE & GREENE as recorded in Deed Book 52 , Page 112, of said county's plat records, being part of a UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instruments as recorded in O.R. 7965, Page 2343 and Registered Land Certificate 181334 (parcel VI) of the Official Records of said county, being shown on survey record 147-6-70, Hamilton County Engineer's Office, and being more particularly bounded and described, with Stations and offsets referenced to the baseline of construction of Northbound I-75 as shown on the "HAM-75-00.22 Centerline Plat" as recorded in Plat Book 441 Pages 70-80, (I-75 NB), as follows:

Beginning for reference at a point in the original north right of way line of Pete Rose Way (formerly Second Street) (60') with the original west right of way line of Central Avenue 973.34 feet right of the baseline of I-75 NB Station 18+27.16;

Thence with said west right of way line North 09°59' 00" East (North 11° 58' 03" West I-75 NB) 266.52 feet to a Mag nail set in the northeast corner of an UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7965, Page 2343 and Registered Land Certificate 181334 (parcel V) of the Official Records of said county, 864.81 feet right of the baseline of I-75 NB Station 20+70.24;

Thence with said north line of parcel V South 80°14'00" West (South 78° 14' 57" West I-75 NB) 10.00 feet to a point to a Mag nail set in the southeast corner of said parcel VI 855.66 feet right of the baseline of I-75 NB Station 20+66.20, said point being THE TRUE POINT OF BEGINNING;

PARCEL 9-A4

Thence with the north line of said parcel V, the north line of a 1.1247 acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7965, Page 2343 and Registered Land Certificate 181334 (parcel IV) and the south line of said parcel VI South 80° 14'00" West (South 78° 14' 57" West I-75 NB) 707.85 feet to a Mag nail set at the southwest corner of said parcel VI 208.23 feet right of the baseline of I-75 NB Station 17+80.05;

Thence along the north line of said land the following two courses:

1. Along the arc of a curve to the right 109.93 feet, said arc having a radius of 642.98 feet, a central angle of 09° 47' 44" and a chord bearing North 55° 20'01" East (North 53° 21' 37" East I-75 NB) 109.79 feet to a Mag nail set 280.67 feet right of the baseline of I-75 NB Station 18+62.61;
2. North 80° 09'40" East (North 78° 10' 37" East I-75 NB) 608.08 feet to a Mag nail set in the northeast corner of said parcel VI 836.50 feet right of the baseline of I-75 NB Station 21+09.11;

Thence with the east line of said parcel VI South 09° 59'00" East (South 11° 58' 03" East I-75 NB) 46.99 feet to the TRUE POINT OF BEGINNING, containing 0.7076 acres (30821 SF), more or less, subject to all legal easements and restrictions of record.

This description is based upon a field survey performed in March, 2013 by LJB Inc. under contract to the Ohio Department of Transportation, with bearings based upon the Kentucky State Plane One Zone Coordinate System, NAD 83, 2007 adjustment, by GPS utilizing ODOT VRS.

Iron Pins referred to as "set" shall be 3/4" by 30" reinforcing rod set by LJB Inc. with Aluminum cap stamped "ODOT R/W - PS 6596 - LJB INC" or "ODOT - PS 6596 - LJB INC".

Evidence of occupation supports the monumentation found in the field and the property lines recited in this description.



PARCEL 9-A4 cont'd

Grantor claims title through instruments of record in O.R. 7965, Page 2343 and Registered Land Certificate 181334, Hamilton County Recorder's Office.

0.0710 acres of the above described area is contained within existing aerial easement.

0.3189 acres of the above described area is contained within Hamilton County Auditor's Permanent Parcel Number 8200010040 and 0.3887 acres of the above described area is contained within Hamilton County Auditor's Permanent Parcel Number 14700060071.

Prepared by  
LJB Inc.

By: Harry G. Herbst III      5/9/14  
Harry G. Herbst III, Ohio PS #6596      Date



**PARCEL 9-A5  
HAM-75-00.22  
PERPETUAL AERIAL EASEMENT**

A perpetual easement to construct, operate, maintain and replace a highway bridge or viaduct, including its substructure and superstructure, above the following described property.

[Surveyor's description of the premises follows]

---

Situate in Section 17, Town 4, Range FR 1, Miami Purchase, Cincinnati Township,, in the City of Cincinnati, Hamilton County, State of Ohio, and being PART OF VACATED SMITH STREET and VACATED JOHN STREET, and being part of a 0.6858 acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 8473, Page 2721, and being PART OF BLOCKS 7 AND 8 of SUBDIVISION OF LONGWORTH, LAWLER, FOOTE & GREENE as recorded in Deed Book 52, Page 112, and being LOT 4 of GEO LEIBEE AND OTHERS SUBDIVISION as recorded in Plat Book 1, Page 105 of said county's plat records, being part of UNSTATED acre parcels of land as conveyed to the CITY OF CINCINNATI by instruments as recorded in O.R. 5889, Page 35, O.R. 8682, Page 3936, O.R. 7931, Page 2965, O.R. 10556, Page 1829 and O.R. 7968, Page 2815 of the Official Records of said county, being shown on survey records SR 147-5-59, SR 147-5-22, SR 147-5-153 and SR 147-6-70, Hamilton County Engineer's Office, and being more particularly bounded and described, with Stations and offsets referenced to the baseline of construction of Northbound I-75 as shown on the "HAM-75-00.22 Centerline Plat" as recorded in Plat Book 441 Pages 70-80, (I-75 NB), as follows:

Beginning for reference at a Mag nail set in the intersection of the existing south right of way line of West Third Street and the east line of vacated Smith Street and the northwest corner of a 0.0317 acre parcel of land as conveyed to the STATE OF OHIO by instrument as recorded in Deed Book 3886, Page 810 of said county's deed records 90.16 feet right of the baseline of NB I-75 Station 19+80.48, said Mag nail being the TRUE POINT OF BEGINNING;

PARCEL 9-A5

Thence with said 0.0317 acre parcel the following four courses:

1. South 11° 58' 03" East 76.15 feet to an Iron Pin set 121.21 feet right of the baseline of I-75 NB Station 19+10.95;

PARCEL 9-A5 cont'd

2. North 78° 14' 53" East 15.23 feet to an Iron Pin 135.14 feet right of the baseline of I-75 NB Station 19+17.11;
3. North 11° 51' 40" West 48.19 feet to Mag nail set 116.17 feet right of the baseline of I-75 NB Station 19+61.40;
4. Along the arc of a curve to the right 44.14 feet, said arc having a radius of 28.32 feet, a central angle of 89° 17' 49" and a chord bearing North 33° 33' 35" East 39.80 feet to a Drill hole set in said south right of way line of Third Street and the north line of an 0.7932 acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 5889, Page 35, 130.74 feet right of the baseline of I-75 NB Station 19+98.45;

Thence with said right of way line and the north line of said land, and with the north line of UNSTATED acre parcels of land as conveyed to CITY OF CINCINNATI by instruments as recorded in O.R. 7931, Page 2965, and O.R. 7968, Page 2815 of said county's official records, the following four courses:

1. North 78° 12' 29" East 321.58 feet to a Drill hole set 424.78 feet right of the baseline of I-75 NB Station 21+28.65;
2. North 79° 07' 43" East 34.39 feet to a Drill hole set 456.44 feet right of the baseline of I-75 NB Station 21+42.07;
3. North 78° 08' 53" East 318.63 feet to a Drill hole set 747.65 feet right of the baseline of I-75 NB Station 22+71.39;
4. Along the arc of a curve to the right 23.53 feet, said arc having a radius of 15.00 feet, a central angle of 89° 53' 04" and a chord bearing South 56° 54' 35" East 21.19 feet to a Drill hole set in Central Avenue existing west highway easement, and the east line of an UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7968, Page 2815, 767.43 feet right of the baseline of I-75 NB Station 22+63.80;

PARCEL 9-A5 cont'd

Thence with said lines South  $11^{\circ} 58' 03''$  East 169.41 feet to a Drill hole in the southeast corner of said land, and the northeast corner of an UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instruments as recorded in O.R. 7931, Page 2965, and Registered Land Certificate 181334 of said county's records, 836.50 feet right of the baseline of I-75 NB Station 21+09.11;

Thence with the south line of said land and north line of said UNSTATED acre parcel the following two courses:

1. South  $78^{\circ} 10' 38''$  West (South  $80^{\circ} 09' 40''$  West R. L.) 608.04 feet to a Mag nail set 280.67 feet right of the baseline of I-75 NB Station 18+62.61;
2. Along the arc of a curve to the left 140.39 feet, said arc having a radius of 642.98 feet, a central angle of  $12^{\circ} 30' 37''$  and a chord bearing South  $52^{\circ} 00' 15''$  West (South  $53^{\circ} 59' 07''$  West R. L.) 140.11 feet to a Mag nail set in the northwest corner of a 1.1247 acre parcel of land as conveyed to the CITY OF CINCINNATI by instrument as recorded in Parcel IV of Registered Land Certificate 181334 of said county's records, and the east line of the vacated right of way of Smith Street as conveyed to the CITY OF CINCINNATI by instrument as recorded in O.R. 8473, Page 2721 of said county's records, 190.78 feet right of the baseline of I-75 NB Station 17+55.14;

Thence with the west line of said Parcel IV and said east right of way line of said vacated Smith Street South  $11^{\circ} 58' 03''$  East ( South  $09^{\circ} 59'$  East R. L.), 151.20 feet to a Mag nail set 252.42 feet right of the baseline of I-75 NB Station 16+17.08;

Thence with the new temporary easement line and crossing said vacated right of way of Smith Street along the arc of a curve to the left 71.10 feet, said arc having a radius of 719.80 feet, a central angle of  $05^{\circ} 39' 33''$  and a chord bearing South  $45^{\circ} 37' 40''$  West 71.07 feet to a Mag nail set in west right of way line of said Smith Street and in the east line of an UNSTATED acre parcel of land as conveyed to LONGWORTH HALL, LLC, AN OHIO LIMITED LIABILITY COMPANY by instrument as recorded in O.R. 9441, Page 4745 of said county's deed records, 213.16 feet right of the baseline of I-75 NB Station 15+57.84;

PARCEL 9-A5 cont'd

Thence with said lines North  $11^{\circ} 58' 03''$  West 130.54 feet to a Mag nail found at the northeast corner of said UNSTATED acre parcel and at the southeast corner of an UNSTATED acre parcel of land as conveyed to the CITY OF CINCINNATI by instrument as recorded in O.R. 7931, Page 2965 of said county's records, 159.94 feet right of the baseline of I-75 NB Station 16+77.04;

Thence with the south line of said UNSTATED acre CITY OF CINCINNATI parcel and the north line of said UNSTATED acre LONGWORTH HALL, LLC parcel the following three courses:

1. South  $78^{\circ} 57' 26''$  West 216.86 feet to an Iron Pin set 39.48 feet left of the baseline of I-75 NB Station 15+91.83;
2. North  $03^{\circ} 27' 08''$  West 11.60 feet to an Iron Pin set 42.59 feet left of the baseline of I-75 NB Station 16+03.01;
3. South  $86^{\circ} 29' 44''$  West 73.10 feet to an Iron Pin set in an easterly corner of an UNSTATED acre parcel of land as conveyed to THE CENTRAL RAILROAD CO. OF INDIANA by instrument as recorded in O.R. 7453, Page 1231 of the Official Records of said county 112.99 feet left of the baseline of I-75 NB Station 15+83.36;

Thence with the westerly line of said UNSTATED acre CITY OF CINCINNATI parcel and the easterly line of said UNSTATED acre THE CENTRAL RAILROAD CO. OF INDIANA parcel the following two courses:

1. Along the arc of a curve to the left 142.33 feet, said arc having a radius of 760.00 feet, a central angle of  $10^{\circ} 43' 47''$  and a chord bearing North  $69^{\circ} 53' 36''$  West 142.12 feet to an Iron Pin set 253.72 feet left of the baseline of I-75 NB Station 16+03.17;
2. North  $03^{\circ} 41' 36''$  West 56.29 feet to an Iron Pin set in the west right of way line of Rose Street (50 feet wide) 269.04 feet left of the baseline of I-75 NB Station 16+57.34;

Thence with said Rose Street the following two courses:

1. North 71° 06' 41" East 51.81 feet to an Iron Pin set 224.62 feet left of the baseline of I-75 NB Station 16+84.01;
2. North 03° 41' 36" West 14.98 feet to an Iron Pin set at a southwest corner of a 0.08512 acre parcel of land as conveyed to CSX TRANSPORTATION, INC., A CORPORATION UNDER THE LAWS OF VIRGINIA by instruments as recorded in Deed Book 5087, Page 637, and Deed Book 5087, Page 642, of said county's deed records, and as shown on Survey Record SR 147-5-149 of the county Engineer's office, 228.69 feet left of the baseline of I-75 NB Station 16+98.42;

Thence with said 0.08512 acre parcel the following four courses:

1. North 86° 35' 22" East 25.85 feet to an Iron Pin set 203.78 feet left of the baseline of I-75 NB Station 17+05.33;
2. South 03° 24' 48" East 43.38 feet to an Iron Pin set 192.19 feet left of the baseline of I-75 NB Station 16+63.53;
3. North 86° 28' 45" East 25.67 feet to an Iron Pin set 167.46 feet left of the baseline of I-75 NB Station 16+70.44;
4. North 03° 24' 48" West 43.33 feet to an Iron Pin set in the south line of an UNSTATED acre parcel of land as conveyed to LONGWORTH HALL, LLC by instrument as recorded in O.R. 10536, Page 2922 of the Official Records of said county, 179.05 feet left of the baseline of I-75 NB Station 17+12.19;

Thence with said UNSTATED acre LONGWORTH HALL, LLC parcel the following two courses:

1. North 86° 35' 22" East 25.66 feet to an Iron Pin set 154.32 feet left of the baseline of I-75 NB Station 17+19.05;
2. North 03° 46' 38" West 153.02 feet to an Iron Pin set in the south right of way line of Third Street 196.17 feet left of the baseline of I-75 NB Station 18+66.24;

PARCEL 9-A5 cont'd

Thence with said south right of way line North 88° 04' 30" East 25.68 feet to an Iron Pin set at the northwest corner of a parcel of land conveyed to the State of Ohio 171.26 feet left of the baseline of I-75 NB Station 18+72.46;

Thence with the west line of said parcel South 04° 00' 40" East 92.82 feet to an Iron Pin set at the southwest corner thereof 145.51 feet left of the baseline of I-75 NB Station 17+83.28;

Thence with the south line of said parcel and with the south line of an UNSTATED acre parcel of land conveyed to the City Of Cincinnati by instrument as recorded in Registered Land Certificate Number 42425 of said county's records, North 88° 09' 53" East 51.29 feet to an Iron Pin set at the southeast corner of said Registered Land and in the west right of way line of a Halpin Alley, 95.73 feet left of the baseline of I-75 NB Station 17+95.63;

Thence with said right of way line South 01° 41' 19" West 8.48 feet to an Iron Pin set in south right of way line of said Halpin Alley 94.20 feet left of the baseline of I-75 NB Station 17+87.28;

Thence with said south right of way line North 78° 12' 29" East 135.11 feet to an Iron Pin set 29.34 feet right of the baseline of I-75 NB Station 18+41.99;

Thence North 11° 58' 04" West 6.00 feet to an Iron Pin set on the south line of an UNSTATED acre parcel of land as conveyed to the CITY OF CINCINNATI, 26.89 feet right of the baseline of I-75 NB Station 18+47.47;

Thence with the south line of said UNSTATED acre parcel and the north line of said UNSTATED acre parcel North 78° 12' 29" East 52.00 feet to said west vacated right of way of Smith Street 74.44 feet right of the baseline of I-75 NB Station 18+68.52;

Thence with the west vacated right of way line of Smith Street and the east line of said UNSTATED acre parcel North 11° 58' 03" West 96.00 feet to said south right of way of Third Street 35.30 feet right of the baseline of I-75 NB Station 19+56.18;

Thence with said south right of way line North 78° 12' 26" East 60.00 feet to the TRUE POINT OF BEGINNING, containing 5.3556 acres (233291 SF), more or less, subject to all legal easements and restrictions of record.

**EXCEPTING from the above described parcel the following described real estate:**

Situate in Section 17, Town 4, Range FR 1, Miami Purchase, Cincinnati Township,, in the City of Cincinnati, Hamilton County, State of Ohio, 0.0023 acre parcel of land as conveyed to the STATE OF OHIO by instrument as recorded in Deed Book 4070, Page 578 of said county's deed records, and being more particularly bounded and described, with Stations and offsets referenced to the baseline of construction of Northbound I-75 as shown on the "HAM-75-00.22 Centerline Plat" as recorded in Plat Book 441 Pages 70-80, (I-75 NB), as follows:

Beginning for reference at a Mag nail set in the intersection of the existing south right of way line of West Third Street and the east right of way line of vacated Smith Street and the northwest corner of a 0.0317 acre parcel of land as conveyed to the STATE OF OHIO by instrument as recorded in Deed Book 3886, Page 810 of said county's deed records 90.16 feet right of the baseline of NB I-75 Station 19+80.48,

Thence with said east vacated right of way of Smith Street, and with the west line of said 0.0317 acres parcel and the west line of an UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7931, Page 2965 of said county's deed records, South 11° 58' 03" East 96.00 feet to a Mag nail set at the northwest corner of said 0.0023 acre parcel 129.30 feet right of the baseline of I-75 NB Station 18+92.82 said Mag nail being the TRUE POINT OF BEGINNING;

Thence with the lines of said 0.0023 acre parcel and said UNSTATED acre City of Cincinnati parcel the following three courses:

1. North 78° 12' 57" East 15.88 feet to a point 143.82 feet right of the baseline of I-75 NB Station 18+99.25;
2. South 11° 58' 03" East 6.29 feet to a point 146.39 feet right of the baseline of I-75 NB Station 18+93.51;
3. South 78° 01' 42" West 15.88 feet to a point in said vacated east right of way and the west line of said 0.0023 acre parcel 131.89 feet right of the baseline of I-75 NB Station 18+87.03;



PARCEL 9-A5 cont'd

Thence with said lines North 11° 58' 03" West 6.34 feet to the TRUE POINT OF BEGINNING, containing 0.0023 acres (100 SF), more or less, subject to all legal easements and restrictions of record.

The total parcel contains 5.3556 acres (233291 SF) minus the described exception 0.0023 acre (100 SF) for a total 5.3533 acres (233191 SF).

Of the above described 5.3533 acres (233,191 SF), 2.1639 acres (94,258 SF) is in existing aerial, standard highway and pier occupational easements, for a net take of 3.1895 acres (138,933 SF).

This description is based upon a field survey performed in March, 2013 by LJB Inc. under contract to the Ohio Department of Transportation, with bearings based upon the Kentucky State Plane One Zone Coordinate System, NAD 83, 2007 adjustment, by GPS utilizing ODOT VRS.

Iron Pins referred to as "set" shall be 3/4" by 30" reinforcing rod set by LJB Inc. with Aluminum cap stamped "ODOT R/W - PS 6596 - LJB INC" or "ODOT - PS 6596 - LJB INC".

Evidence of occupation supports the monumentation found in the field and the property lines recited in this description.

Grantor claims title through instruments of record in O.R. 7931, Page 2965, O.R. 10556, Page 1829, O.R. 5889, Page 35, O.R. 8682, Page 3936, O.R. 8473, Page 2721 and O.R. 7968, Page 2815 of the Official Records of the Hamilton County Recorder's Office.

PARCEL 9-A5 cont'd

5.3533 acres of the above described area is contained within Hamilton County Auditor's Permanent Parcel Numbers as delineated below:

APN	Area (Ac.)	PRO
14700050055	0.0551	0.0103
14700050059	1.5685	0.1328
14700050153	0.5736	0.0022
14700060071	1.0037	0.0593
14700060070	0.0046	0.0004
14700060077	0.5593	0.0000
8200010040	0.9889	0.0414
8200010046	0.2410	0.0125
8200010055	0.3586	0.0197

Prepared by  
LJB Inc.

By: Harry G. Herbst III  
Harry G. Herbst III, Ohio PS #6596

5/7/14  
Date



**Exhibit B**



## TEMPORARY EASEMENT

Know All Men By These Presents that the City of Cincinnati, the Grantor herein, in consideration of the sum of \$1,677,064.00, to be paid by the State of Ohio, Department of Transportation, does hereby grant, bargain, sell, convey and release to the State of Ohio for the use and benefit of the Ohio Department of Transportation, the Grantee herein, an exclusive temporary easement to occupy and use portions of the following described real estate, which is more particularly described in Exhibit A and depicted on Exhibit B attached hereto and made a part hereof:

ODOT project parcel(s): 9 T-1, T-2, T-3, T-4 and T-5

HAM 75-0.22

Hamilton County Current Tax Parcel Nos. 0082-0001-0038-00 (0039-00 consolidated), 0082-0001-0040-00 (0041-00 consolidated), 0082-0001-0046-00, 0082-0001-0050-90, 0082-0001-0051-90, 0082-0001-0055-00, 0147-0005-0055-00, 0147-0005-0057-90, 0147-0005-0059-00 (0060-00, 0069-00, 0122-00, 0133-00, 0152-00 consolidated), 0147-0005-0144-00, 0147-0005-0153-00, 0147-0006-0068-00, 0147-0006-0070-00, 0147-0006-0071-00 and 0147-0006-0077-00

Prior Instrument References: O.R. 7965 Page 2343; O.R 7931 Page 2965;  
O.R 5889 Page 35; O.R 8682 Page 3936;  
O.R 7931 Page 2965 (Registered Land Certificate 181334);  
O.R 10556 Page 1829; O.R 7968 Page 2815; and  
O.R 8473 Page 2721 of the Hamilton County Recorder's Office.

To have and to hold the temporary easement(s), for the herein stated purposes and for the anticipated period of time described below, unto the Grantee, its successors and assigns.

As a consideration for this easement agreement, Grantee shall provide no less than twelve (12) months advance written notice to the City before such date that Grantee requires exclusive occupation and/or possession of the temporary easement areas. Notification shall simultaneously be delivered in writing to the following:

Director of Transportation and Engineering	City Solicitor
City Hall, Room 450	City Hall, Room 214
801 Plum Street	801 Plum Street
Cincinnati, OH 45202	Cincinnati, OH 45202

The duration of the exclusive temporary easement(s) granted to Grantee is thirty-six (36) months immediately following the one-year anniversary of the date on which written notice is delivered to the City (the “Term”).

The parties acknowledge that Hamilton County Auditor’s Parcel Nos. 0082-0001-0038-00 (0039-00 consolidated), 0082-0001-0040-00 (0041-00 consolidated), 0082-0001-0046-00, 0082-0001-0050-90, 0082-0001-0051-90, 0082-0001-0055-00, 0147-0006-0068-00, 0147-0006-0070-00, 0147-0006-071-00, and 0147-0006-0077-00 is currently improved as a public parking lot containing approximately 927 lined parking spaces (the “Crossett Lot”). Grantee will restore the Crossett Lot to the same parking capacity upon the expiration of the Term, and all existing parking spaces shall become available immediately at the end of the Term. At the end of the Term, Grantee shall ensure there is at least 15 feet of clearance (elevation from parking lot grade level to bottom of the highway ramp support structure) at the lowest point and shall allow for parking underneath the elevated roadway on a perpetual basis.

Grantee may close ingress and egress to/from the Crossett Lot entrance at Central Avenue during construction, and Grantee shall restore full access to the Crossett Lot at the end of the Term. Access to the Crossett Lot not encumbered by the temporary easements will be maintained along W. Pete Rose Way during the Term. Grantee shall limit all construction activity, including material staging, construction equipment storage and contractor parking to the boundaries of the temporary easements, unless other arrangements are made to occupy unencumbered areas of the Crossett Lot.

Grantee shall replace in kind, or provide compensation to Grantor for, all site improvements removed or damaged due to construction within the temporary easement area,

including paving, curbing, light stanchions, fencing, retaining walls, parking bumpers, landscaped areas, electronic pay stations, bollards, and associated electronic gates. Grantee shall relocate the portable parking office structure (trailer) during the Term at project cost.

The interests in property conveyed herein to Grantee is being acquired for one of the statutory purposes the Director of Transportation may acquire property under Title LV of the Revised Code, such as but not limited to those purposes enumerated in Sections 5501.31 and 5519.01 of the Revised Code.

Grantor has a right under Section 163.211 of the Revised Code to repurchase the interests in property conveyed herein if Grantee decides not to use the property for the purpose stated above and Grantor provides timely notice of a desire to repurchase; provided however that such right of repurchase is subject to the authority of the Director of Transportation to convey unneeded property pursuant to Section 5501.34 (F) of the Revised Code. The price to be paid upon such repurchase shall be the property's fair market value as determined by an independent appraisal made by an appraiser chosen by agreement of the parties or, if the parties cannot agree, an appraiser chosen by the court. The within right of repurchase shall be extinguished if any of the following occur: (A) Grantor declines to repurchase the property; (B) Grantor fails to repurchase the property within sixty days after Grantee offers the property for repurchase; (C) Grantee grants or transfers the property to any other person or agency; or (D) Five years have passed since the property was appropriated.

This conveyance is authorized by Ordinance No. \_\_\_\_-\_\_\_\_\_, passed by Cincinnati City Council on \_\_\_\_\_, 2021.

**ERROR! REFERENCE SOURCE NOT FOUND.**

By: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_

STATE OF OHIO                    )  
  ) ss:  
COUNTY OF HAMILTON    )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2021, by \_\_\_\_\_, the \_\_\_\_\_ of the City of Cincinnati, an Ohio municipal corporation, on behalf of the municipal corporation. The notarial act certified hereby is an acknowledgment. No oath or affirmation was administered to the signer with regard to the notarial act certified hereby.

\_\_\_\_\_  
NOTARY PUBLIC  
My commission expires: \_\_\_\_\_

Recommended by:

\_\_\_\_\_  
John Brazina, Director,  
Department of Transportation & Engineering

Approved as to form:

\_\_\_\_\_  
Assistant City Solicitor

This instrument was prepared by the City of Cincinnati Law Department, 801 Plum Street, 214, Cincinnati, Ohio 45202

**Exhibit A**

**PARCEL 9 -T1  
HAM-75-00.22**

**TEMPORARY EASEMENT FOR THE PURPOSE OF  
PERFORMING THE WORK NECESSARY TO  
CONSTRUCT BRIDGE SUPERSTRUCTURE  
FOR 36 MONTHS FROM DATE OF ENTRY BY THE  
STATE OF OHIO, DEPARTMENT OF TRANSPORTATION  
[Surveyor's description of the premises follows]**

---

Situate in Section 17, Town 4, Range FR 1, Miami Purchase, Cincinnati Township, in the City of Cincinnati, Hamilton County, State of Ohio, and being PART OF BLOCK 11 of SUBDIVISION OF LONGWORTH, LAWLER, FOOTE & GREENE as recorded in Deed Book 52 , Page 112, of said county's plat records, being part of UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7965, Page 2343, Registered Land Certificate 181334 Parcel I of the Official Records of said county, being shown on survey record 147-6-70, Hamilton County Engineer's Office, and being more particularly bounded and described, with Stations and offsets referenced to the baseline of construction of Northbound I-75 as shown on the "HAM-75-00.22 Centerline Plat" as recorded in Plat Book 441 Pages 70-80, (I-75 NB), as follows:

Beginning for reference at the intersection the north right of way line of Pete Rose Way (66') fka Second Street and east right of way of line of vacated Smith Street (60') 293.02 feet right of the baseline of I-75 NB Station 15+26.14;

Thence with said east right of way line of Smith Street and the west line of said (parcel I), North 09°59'00" West (North 11° 58' 03" West I-75 NB) 99.59 feet to Mag nail set 252.42 feet right of the baseline of I-75 NB Station 16+17.08, said Mag nail being the TRUE POINT OF BEGINNING;



PARCEL 9 -T1

Thence continuing with said lines North 09°59'00" West (North 11° 58' 03" West I-75 NB) 44.08 feet to Mag nail set in the southwest corner of said (parcel IV) and the northwest corner of said (parcel I), 234.45 feet right of the baseline of I-75 NB Station 16+57.33;

Thence with said lines North 80°14'00" East (North 78°14' 57" East I-75 NB) 91.56 feet to a Mag nail set 318.20 feet right of the baseline of I-75 NB Station 16+94.34;

Thence along the arc of a curve to the left 101.56 feet, said arc having a radius of 719.80 feet, a central angle of 08° 05' 02" and a chord bearing South 54° 29' 00" West (South 52° 29' 57" West I-75 NB) 101.48 feet to the TRUE POINT OF BEGINNING, containing 0.0436 acres (1897 SF), more or less, subject to all legal easements and restrictions of record.

This description is based upon a field survey performed in March, 2013 by LJB Inc. under contract to the Ohio Department of Transportation, with bearings based upon the Kentucky State Plane One Zone Coordinate System, NAD 83, 2007 adjustment, by GPS utilizing ODOT VRS.

Iron Pins referred to as "set" shall be 3/4" by 30" reinforcing rod set by LJB Inc. with Aluminum cap stamped "ODOT R/W - PS 6596 - LJB INC" or "ODOT - PS 6596 - LJB INC".

Evidence of occupation supports the monumentation found in the field and the property lines recited in this description.

Grantor claims title through instrument of record in O.R. 7965, Page 2343 and Registered Land Certificate 181334 of the Official Records of the Hamilton County Recorder's Office.

PARCEL 9 -T1 cont'd

0.0436 acres of the above described area is contained within Hamilton County Auditor's Permanent Parcel Number 14700060068.

Prepared by  
LJB Inc.

By: Harry G. Herbst III      5/7/14  
Harry G. Herbst III, Ohio PS #6596      Date



**PARCEL 9 -T2  
HAM-75-00.22  
TEMPORARY EASEMENT FOR THE PURPOSE OF  
PERFORMING THE WORK NECESSARY TO  
CONSTRUCT BRIDGE SUPERSTRUCTURE  
FOR 36 MONTHS FROM DATE OF ENTRY BY THE  
STATE OF OHIO, DEPARTMENT OF TRANSPORTATION**

[Surveyor's description of the premises follows]

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Situate in Section 17, Town 4, Range FR 1, Miami Purchase, Cincinnati Township, in the City of Cincinnati, Hamilton County, State of Ohio, and being PART OF BLOCK 11 of SUBDIVISION OF LONGWORTH, LAWLER, FOOTE & GREENE as recorded in Deed Book 52 , Page 112, of said county's plat records, being part of a 1.1247 acre parcel of land as conveyed to CITY OF CINCINNATI by instruments as recorded in O.R. 7965, Page 2343 and Registered Land Certificate 181334 parcel IV of the Official Records of said county, being shown on survey record 147-6-70, Hamilton County Engineer's Office, and being more particularly bounded and described, with Stations and offsets referenced to the baseline of construction of Northbound I-75 as shown on the "HAM-75-00.22 Centerline Plat" as recorded in Plat Book 441 Pages 70-80, (I-75 NB), as follows:

Beginning for reference at the intersection of the north right of way line of Pete Rose Way (66') and the east right of way of vacated Smith Street (60') 293.02 feet right of the baseline of I-75 NB Station 15+26.14;

Thence with said east right of way line of Smith Street and the west line of said (parcel I), North 09°59'00" West (North 11° 58' 03" West I-75 NB) 143.67 feet to a Mag nail set in the southwest corner of said (parcel IV) and the northwest corner of said (parcel I), 234.45 feet right of the baseline of I-75 NB Station 16+57.33, said point being THE TRUE POINT OF BEGINNING;

PARCEL 9 -T2

Thence continuing with said lines North 09°59'00" West (North 11° 58' 03" West I-75 NB) 107.11 feet to a Mag nail set in the northwest corner of said (parcel IV) and in the south line of UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instruments as recorded in O.R. 7965, Page 2343 of the Official Records of said county, 190.78 feet right of the baseline of I-75 NB Station 17+55.14;

Thence with the north line of said (parcel IV) and the south line of said UNSTATED acre parcel along the arc of a curve to the right 30.42 feet, said arc having a radius of 642.98 feet, a central angle of 02° 42' 40" and a chord bearing North 49°04'39" East (North 47° 06' 16" East I-75 NB) 30.42 feet to a Mag nail set 208.23 feet right of the baseline of I-75 NB Station 17+80.05;

Thence with said lines North 80°14'00" East (North 78°14' 57" East I-75 NB) 374.35 feet to a Mag nail set in the northeast corner of said parcel IV and the northwest corner of an UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7965, Page 2343, Registered Land Certificate 181334 (parcel V) of the Official Records of said county, 550.62 feet right of the baseline of I-75 NB Station 19+31.38;

Thence with the east line of said (parcel IV) and the west line of said (parcel V) South 09°59'00" East (South 11° 58' 03" East I-75 NB) 79.48 feet to a Mag nail set 583.03 feet right of the baseline of I-75 NB Station 18+58.81;

Thence leaving said line along a new easement line the following four courses:

1. along the arc of a curve to the right 42.98 feet, said arc having a radius of 503.87 feet, a central angle of 04° 53' 15" and a chord bearing North 77°52'30" West (North 79° 51' 31" West I-75 NB) 42.97 feet to a Mag nail set 540.09 feet right of the baseline of I-75 NB Station 18+57.35;
2. South 72°01'44" West (South 70° 02' 41" West I-75 NB) 97.38 feet to a Mag nail set 457.55 feet right of the baseline of I-75 NB Station 18+05.67;

PARCEL 9 -T2 cont'd

3. along the arc of a curve to the left 78.05 feet, said arc having a radius of 902.86 feet, a central angle of 04° 57' 11" and a chord bearing South 69° 13' 32" West (South 67° 14' 29" West I-75 NB) 78.03 feet to a Mag nail, 393.52 feet right of the baseline of I-75 NB Station 17+61.08;
4. Thence along the arc of a curve to the left 100.72 feet, said arc having a radius of 719.80 feet, a central angle of 08° 01' 02" and a chord bearing South 62° 32' 00" West (South 60° 32' 59" West I-75 NB) 100.64 feet to Mag nail set in the north line of said (parcel I) and the south line of said (parcel IV) 318.20 feet right of the baseline of I-75 NB Station 16+94.34;

Thence with said lines South 80° 14'00" West (South 78° 14' 57" West I-75 NB) 91.56 feet to the TRUE POINT OF BEGINNING, containing 0.8576 acres (37356 SF), more or less, subject to all legal easements and restrictions of record.

This description is based upon a field survey performed in March, 2013 by LJB Inc. under contract to the Ohio Department of Transportation, with bearings based upon the Kentucky State Plane One Zone Coordinate System, NAD 83, 2007 adjustment, by GPS utilizing ODOT VRS.

Iron Pins referred to as "set" shall be 3/4" by 30" reinforcing rod set by LJB Inc. with Aluminum cap stamped "ODOT R/W - PS 6596 - LJB INC" or "ODOT - PS 6596 - LJB INC".

Evidence of occupation supports the monumentation found in the field and the property lines recited in this description.

Grantor claims title through instrument of record in O.R. 7965, Page 2343 and Registered Land Certificate 181334 of the Official Records of the Hamilton County Recorder's Office.

PARCEL 9 -T2 cont'd

0.8576 acres of the above described area is contained within Hamilton County Auditor's Permanent Parcel Number 14700060070.

Prepared by  
LJB Inc.



By: Harry G. Herbst III      5/7/14  
Harry G. Herbst III, Ohio PS #6596      Date

**PARCEL 9 -T3  
HAM-75-00.22  
TEMPORARY EASEMENT FOR THE PURPOSE OF  
PERFORMING THE WORK NECESSARY TO  
CONSTRUCT BRIDGE SUPERSTRUCTURE  
FOR 36 MONTHS FROM DATE OF ENTRY BY THE  
STATE OF OHIO, DEPARTMENT OF TRANSPORTATION**

[Surveyor's description of the premises follows]

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Situate in Section 17, Town 4, Range FR 1, Miami Purchase, Cincinnati Township, in the City of Cincinnati, Hamilton County, State of Ohio, and being being PART OF SUBDIVISION OF LONGWORTH, LAWLER, FOOTE & GREENE as recorded in Plat book DB 52 , page 112, of said county's plat records, and being part of an UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7965, Page 2343, Registered Land Certificate 181334 (parcel V) of the Official Records of said county, being shown on survey record 147-6-70, Hamilton County Engineer's Office, and being more particularly bounded and described, with Stations and offsets referenced to the baseline of construction of Northbound I-75 as shown on the "HAM-75-00.22 Centerline Plat" as recorded in Plat Book 441 Pages 70-80, (I-75 NB), as follows:

Beginning for reference at the intersection of the original north right of way line of Pete Rose Way (66') fka Second Street with the west right of way line of Central Avenue (60') 973.34 feet right of the baseline of I-75 NB Station 18+27.16;

Thence with said west right of way line North 09°59'00" West (North 11° 58' 03" West I-75 NB) 143.36 feet to a point in the southeast corner of said (parcel V) and the northeast corner of an 0.6605 acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7965, Page 2343, Registered Land Certificate 181334 (parcel III) 914.89 feet right of the baseline of I-75 NB Station 19+58.07;

Thence continuing with said west right of way line and the east line of said (parcel V) North 09°59'00" West (North 11°58' 03" West I-75 NB) 92.03 feet to a Mag nail set 877.37 feet right of the baseline of I-75 NB Station 20+42.10, said point being THE TRUE POINT OF BEGINNING;

PARCEL 9 -T3

Thence leaving said line along a new easement line the following four courses:

1. along the arc of a curve to the left 137.40 feet, said arc having a radius of 1892.36 feet, a central angle of  $04^{\circ} 09' 37''$  and a chord bearing South  $77^{\circ} 14' 32''$  West (South  $75^{\circ} 15' 30''$  West I-75 NB) 137.37 feet to a point 754.79 feet right of the baseline of I-75 NB Station 19+80.09;
2. South  $13^{\circ} 30' 23''$  East (South  $15^{\circ} 29' 26''$  East I-75 NB) 68.66 feet to a Mag nail set 786.59 feet right of the baseline of I-75 NB Station 19+19.23;
3. South  $76^{\circ} 29' 37''$  West (South  $74^{\circ} 30' 34''$  West I-75 NB) 10.00 feet to a Mag nail set 777.72 feet right of the baseline of I-75 NB Station 19+14.60;
4. along the arc of a curve to the right 203.92 feet, said arc having a radius of 503.87 feet, a central angle of  $23^{\circ} 11' 15''$  and a chord bearing South  $88^{\circ} 05' 14''$  West (South  $86^{\circ} 06' 13''$  West I-75 NB) 202.53 feet to a Mag nail set in the west line of said (parcel V) and the east line of an UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7965, Page 2343, Registered Land Certificate 181334 (parcel IV), 583.03 feet right of the baseline of I-75 NB Station 18+58.81;

Thence with said lines North  $09^{\circ} 59' 00''$  West (North  $11^{\circ} 58' 03''$  West I-75 NB) 79.48 feet to a point in the south line of an UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7965, Page 2343, Registered Land Certificate 181334 (parcel VI) of the Official Records of said county, the northwest corner of said (parcel V) and the northeast corner of said (parcel IV), 550.62 feet right of the baseline of I-75 NB Station 19+31.38;

Thence with the north line of said (parcel V) and the south line of said parcel VI North  $80^{\circ} 14' 00''$  East (North  $78^{\circ} 14' 57''$  East I-75 NB) 343.50 feet to a Mag nail set in the east line of said parcel V and Central Avenue west right of way line 864.81 feet right of the baseline of I-75 NB Station 20+70.24;



PARCEL 9-T3 cont'd

Thence with said lines South 09°59'00" East (South 11° 58' 03" East I-75 NB) 30.82 feet to the TRUE POINT OF BEGINNING, containing 0.5847 acres (25470 SF), more or less, subject to all legal easements and restrictions of record.

This description is based upon a field survey performed in March, 2013 by LJB Inc. under contract to the Ohio Department of Transportation, with bearings based upon the Kentucky State Plane One Zone Coordinate System, NAD 83, 2007 adjustment, by GPS utilizing ODOT VRS.

Iron Pins referred to as "set" shall be 3/4" by 30" reinforcing rod set by LJB Inc. with Aluminum cap stamped "ODOT R/W - PS 6596 - LJB INC" or "ODOT - PS 6596 - LJB INC".

Evidence of occupation supports the monumentation found in the field and the property lines recited in this description.

Grantor claims title through instrument of record in O.R. 7965, Page 2343 and Registered Land Certificate 181334 (parcel V) of the Official Records of the Hamilton County Recorder's Office.

0.5847 acres of the above described area is contained within Hamilton County Auditor's Permanent Parcel Number 08200010038.

Prepared by  
LJB Inc.



By: Harry G. Herbst III      5/9/14  
Harry G. Herbst III, Ohio PS #6596      Date

**PARCEL 9 -T4  
HAM-75-00.22  
TEMPORARY EASEMENT FOR THE PURPOSE OF  
PERFORMING THE WORK NECESSARY TO  
CONSTRUCT BRIDGE SUPERSTRUCTURE  
FOR 36 MONTHS FROM DATE OF ENTRY BY THE  
STATE OF OHIO, DEPARTMENT OF TRANSPORTATION**

[Surveyor's description of the premises follows]

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Situate in Section 17, Town 4, Range FR 1, Miami Purchase, Cincinnati Township, in the City of Cincinnati, Hamilton County, State of Ohio, and being PART OF SUBDIVISION OF LONGWORTH, LAWLER, FOOTE & GREENE as recorded in Deed Book 52 , Page 112, of said county's plat records, being part of a UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instruments as recorded in O.R. 7965, Page 2343 and Registered Land Certificate 181334 (parcel VI) of the Official Records of said county, being shown on survey record 147-6-70, Hamilton County Engineer's Office, and being more particularly bounded and described, with Stations and offsets referenced to the baseline of construction of Northbound I-75 as shown on the "HAM-75-00.22 Centerline Plat" as recorded in Plat Book 441 Pages 70-80, (I-75 NB), as follows:

Beginning for reference at a point in the original north right of way line of Pete Rose Way (formerly Second Street) (60') with the original west right of way line of Central Avenue 973.34 feet right of the baseline of I-75 NB Station 18+27.16;

Thence with said west right of way line North 09°59' East (North 11° 58' 03" West I-75 NB) 266.52 feet to a Mag nail set in the northeast corner of an UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7965, Page 2343 and Registered Land Certificate 181334 (parcel V) of the Official Records of said county, 864.81 feet right of the baseline of I-75 NB Station 20+70.24;

Thence with said north line of parcel V South 80°14'00" West (South 78° 14' 57" West I-75 NB) 10.00 feet to a point to a Mag nail set in the southeast corner of said parcel VI 855.66 feet right of the baseline of I-75 NB Station 20+66.20, said point being THE TRUE POINT OF BEGINNING;

**PARCEL 9 -T4**

Thence with the north line of said parcel V, the north line of a 1.1247 acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7965, Page 2343 and Registered Land Certificate 181334 (parcel IV) and the south line of said parcel VI, South 80° 14'00" West (South 78° 14' 57" West I-75 NB) 707.85 feet to a Mag nail set at the southwest corner of said parcel VI, 208.23 feet right of the baseline of I-75 NB Station 17+80.05;

Thence along the north line of said parcel VI the following two courses:

1. Along the arc of a curve to the right 109.97 feet, said arc having a radius of 642.98 feet, a central angle of 09° 47' 44" and a chord bearing North 55° 20'01" East (North 53° 21' 37" East I-75 NB) 109.79 feet to a Mag nail set 280.67 feet right of the baseline of I-75 NB Station 18+62.61;
2. North 80° 09'40" East (North 78° 10' 37" East I-75 NB) 608.04 feet to a Mag nail set in the northeast corner of said parcel VI, 836.50 feet right of the baseline of I-75 NB Station 21+09.11;

Thence with the east line of said parcel VI South 09° 59'00" East (South 11° 58' 03" East I-75 NB) 46.99 feet to the TRUE POINT OF BEGINNING, containing 0.7076 acres (30821 SF), more or less, subject to all legal easements and restrictions of record.

This description is based upon a field survey performed in March, 2013 by LJB Inc. under contract to the Ohio Department of Transportation, with bearings based upon the Kentucky State Plane One Zone Coordinate System, NAD 83, 2007 adjustment, by GPS utilizing ODOT VRS.

Iron Pins referred to as "set" shall be 3/4" by 30" reinforcing rod set by LJB Inc. with Aluminum cap stamped "ODOT R/W - PS 6596 - LJB INC" or "ODOT - PS 6596 - LJB INC".

Evidence of occupation supports the monumentation found in the field and the property lines recited in this description.

PARCEL 9 -T4 cont'd

Grantor claims title through instruments of record in O.R. 7965, Page 2343 and Registered Land Certificate Number 181334, Hamilton County Recorder's Office.

0.3189 acres of the above described area is contained within Hamilton County Auditor's Permanent Parcel Number 8200010040 and 0.3887 acres of the above described area is contained within Hamilton County Auditor's Permanent Parcel Number 14700060071.

Prepared by  
LJB Inc.

By: Harry G. Herbst III      5/7/14  
Harry G. Herbst III, Ohio PS #6596      Date



**PARCEL 9-T5  
HAM-75-00.22  
TEMPORARY EASEMENT FOR THE PURPOSE OF  
PERFORMING THE WORK NECESSARY TO  
CONSTRUCT BRIDGE SUPERSTRUCTURE  
FOR 36 MONTHS FROM DATE OF ENTRY BY THE  
STATE OF OHIO, DEPARTMENT OF TRANSPORTATION**

[Surveyor's description of the premises follows]

Situate in Section 17, Town 4, Range FR 1, Miami Purchase, Cincinnati Township,, in the City of Cincinnati, Hamilton County, State of Ohio, and being PART OF VACATED SMITH STREET and VACATED JOHN STREET, and being part of a 0.6858 acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 8473, Page 2721, and being PART OF BLOCKS 7 AND 8 of SUBDIVISION OF LONGWORTH, LAWLER, FOOTE & GREENE as recorded in Deed Book 52, Page 112, and being LOT 4 of GEO LEIBEE AND OTHERS SUBDIVISION as recorded in Plat Book 1, Page 105 of said county's plat records, being part of UNSTATED acre parcels of land as conveyed to the CITY OF CINCINNATI by instruments as recorded in O.R. 5889, Page 35, O.R. 8682, Page 3936, O.R. 7931, Page 2965, O.R. 10556, Page 1829 and O.R. 7968, Page 2815 of the Official Records of said county, being shown on survey records SR 147-5-59, SR 147-5-22, SR 147-5-153 and SR 147-6-70, Hamilton County Engineer's Office, and being more particularly bounded and described, with Stations and offsets referenced to the baseline of construction of Northbound I-75 as shown on the "HAM-75-00.22 Centerline Plat" as recorded in Plat Book 441 Pages 70-80, (I-75 NB), as follows:

Beginning for reference at a Mag nail set in the intersection of the existing south right of way line of West Third Street and the east line of vacated Smith Street and the northwest corner of a 0.0317 acre parcel of land as conveyed to the STATE OF OHIO by instrument as recorded in Deed Book 3886, Page 810 of said county's deed records 90.16 feet right of the baseline of NB I-75 Station 19+80.48, said Mag nail being the TRUE POINT OF BEGINNING;

PARCEL 9 -T5

Thence with said 0.0317 acre parcel the following four courses:

1. South 11° 58' 03" East 76.15 feet to an Iron Pin set 121.21 feet right of the baseline of I-75 NB Station 19+10.95;

PARCEL 9 --T5 cont'd

2. North 78° 14' 53" East 15.23 feet to an Iron Pin 135.14 feet right of the baseline of I-75 NB Station 19+17.11;
3. North 11° 51' 40" West 48.19 feet to Mag nail set 116.17 feet right of the baseline of I-75 NB Station 19+61.40;
4. Along the arc of a curve to the right 44.14 feet, said arc having a radius of 28.32 feet, a central angle of 89° 17' 49" and a chord bearing North 33° 33' 35" East 39.80 feet to a Drill hole set in said south right of way line of Third Street and the north line of an 0.7932 acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 5889, Page 35, 130.74 feet right of the baseline of I-75 NB Station 19+98.45;

Thence with said right of way line and the north line of said land, and with the north line of UNSTATED acre parcels of land as conveyed to CITY OF CINCINNATI by instruments as recorded in O.R. 7931, Page 2965, and O.R. 7968, Page 2815 of said county's official records, the following four courses:

1. North 78° 12' 29" East 321.58 feet to a Drill hole set 424.78 feet right of the baseline of I-75 NB Station 21+28.65;
2. North 79° 07' 43" East 34.39 feet to a Drill hole set 456.44 feet right of the baseline of I-75 NB Station 21+42.07;
3. North 78° 08' 53" East 318.63 feet to a Drill hole set 747.65 feet right of the baseline of I-75 NB Station 22+71.39;
4. Along the arc of a curve to the right 23.53 feet, said arc having a radius of 15.00 feet, a central angle of 89° 53' 04" and a chord bearing South 56° 54' 35" East 21.19 feet to a Drill hole set in Central Avenue existing west highway easement, and the east line of an UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7968, Page 2815, 767.43 feet right of the baseline of I-75 NB Station 22+63.80;

PARCEL 9 -T5 cont'd

Thence with said lines South 11° 58' 03" East 169.41 feet to a Drill hole in the southeast corner of said land, and the northeast corner of an UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instruments as recorded in O.R. 7931, Page 2965, and Registered Land Certificate 181334 of said county's records, 836.50 feet right of the baseline of I-75 NB Station 21+09.11;

Thence with the south line of said land and north line of said UNSTATED acre parcel the following two courses:

1. South 78° 10' 38" West (South 80 09'40" West R. L.) 608.04 feet to a Mag nail set 280.67 feet right of the baseline of I-75 NB Station 18+62.61;
2. Along the arc of a curve to the left 140.39 feet, said arc having a radius of 642.98 feet, a central angle of 12° 30' 37" and a chord bearing South 52° 00' 15" West (South 53° 59'07" West R. L.) 140.11 feet to a Mag nail set in the northwest corner of a 1.1247 acre parcel of land as conveyed to the CITY OF CINCINNATI by instrument as recorded in Parcel IV of Registered Land Certificate 181334 of said county's records, and the east line of the vacated right of way of Smith Street as conveyed to the CITY OF CINCINNATI by instrument as recorded in O.R. 8473, Page 2721 of said county's records, 190.78 feet right of the baseline of I-75 NB Station 17+55.14;

Thence with the west line of said Parcel IV and said east right of way line of said vacated Smith Street South 11° 58' 03" East ( South 09° 59' East R. L.), 151.20 feet to a Mag nail set 252.42 feet right of the baseline of I-75 NB Station 16+17.08;

Thence with the new temporary easement line and crossing said vacated right of way of Smith Street along the arc of a curve to the left 71.10 feet, said arc having a radius of 719.80 feet, a central angle of 05° 39' 33" and a chord bearing South 45° 37' 40" West 71.07 feet to a Mag nail set in west right of way line of said Smith Street and in the east line of an UNSTATED acre parcel of land as conveyed to LONGWORTH HALL, LLC, AN OHIO LIMITED LIABILITY COMPANY by instrument as recorded in O.R. 9441, Page 4745 of said county's deed records, 213.16 feet right of the baseline of I-75 NB Station 15+57.84;

PARCEL 9 --T5 cont'd

Thence with said lines North  $11^{\circ} 58' 03''$  West 130.54 feet to a Mag nail found at the northeast corner of said UNSTATED acre parcel and at the southeast corner of an UNSTATED acre parcel of land as conveyed to the CITY OF CINCINNATI by instrument as recorded in O.R. 7931, Page 2965 of said county's records, 159.94 feet right of the baseline of I-75 NB Station 16+77.04;

Thence with the south line of said UNSTATED acre CITY OF CINCINNATI parcel and the north line of said UNSTATED acre LONGWORTH HALL, LLC parcel the following three courses:

1. South  $78^{\circ} 57' 26''$  West 216.86 feet to an Iron Pin set 39.48 feet left of the baseline of I-75 NB Station 15+91.83;
2. North  $03^{\circ} 27' 08''$  West 11.60 feet to an Iron Pin set 42.59 feet left of the baseline of I-75 NB Station 16+03.01;
3. South  $86^{\circ} 29' 44''$  West 73.10 feet to an Iron Pin set in an easterly corner of an UNSTATED acre parcel of land as conveyed to THE CENTRAL RAILROAD CO. OF INDIANA by instrument as recorded in O.R. 7453, Page 1231 of the Official Records of said county 112.99 feet left of the baseline of I-75 NB Station 15+83.36;

Thence with the westerly line of said UNSTATED acre CITY OF CINCINNATI parcel and the easterly line of said UNSTATED acre THE CENTRAL RAILROAD CO. OF INDIANA parcel the following two courses:

1. Along the arc of a curve to the left 142.33 feet, said arc having a radius of 760.00 feet, a central angle of  $10^{\circ} 43' 47''$  and a chord bearing North  $69^{\circ} 53' 36''$  West 142.12 feet to an Iron Pin set 253.72 feet left of the baseline of I-75 NB Station 16+03.17;
2. North  $03^{\circ} 41' 36''$  West 56.29 feet to an Iron Pin set in the west right of way line of Rose Street (50 feet wide) 269.04 feet left of the baseline of I-75 NB Station 16+57.34;

Thence with said Rose Street the following two courses:



PARCEL 9 -T5 cont'd

1. North 71° 06' 41" East 51.81 feet to an Iron Pin set 224.62 feet left of the baseline of I-75 NB Station 16+84.01;
2. North 03° 41' 36" West 14.98 feet to an Iron Pin set at a southwest corner of a 0.08512 acre parcel of land as conveyed to CSX TRANSPORTATION, INC., A CORPORATION UNDER THE LAWS OF VIRGINIA by instruments as recorded in Deed Book 5087, Page 637, and Deed Book 5087, Page 642, of said county's deed records, and as shown on Survey Record SR 147-5-149 of the county Engineer's office, 228.69 feet left of the baseline of I-75 NB Station 16+98.42;

Thence with said 0.08512 acre parcel the following four courses:

1. North 86° 35' 22" East 25.85 feet to an Iron Pin set 203.78 feet left of the baseline of I-75 NB Station 17+05.33;
2. South 03° 24' 48" East 43.38 feet to an Iron Pin set 192.19 feet left of the baseline of I-75 NB Station 16+63.53;
3. North 86° 28' 45" East 25.67 feet to an Iron Pin set 167.46 feet left of the baseline of I-75 NB Station 16+70.44;
4. North 03° 24' 48" West 43.33 feet to an Iron Pin set in the south line of an UNSTATED acre parcel of land as conveyed to LONGWORTH HALL, LLC by instrument as recorded in O.R. 10536, Page 2922 of the Official Records of said county, 179.05 feet left of the baseline of I-75 NB Station 17+12.19;

Thence with said UNSTATED acre LONGWORTH HALL, LLC parcel the following two courses:

1. North 86° 35' 22" East 25.66 feet to an Iron Pin set 154.32 feet left of the baseline of I-75 NB Station 17+19.05;
2. North 03° 46' 38" West 153.02 feet to an Iron Pin set in the south right of way line of Third Street 196.17 feet left of the baseline of I-75 NB Station 18+66.24;

PARCEL 9 --T5 cont'd

Thence with said south right of way line North 88° 04' 30" East 25.68 feet to an Iron Pin set at the northwest corner of a parcel of land conveyed to the State of Ohio 171.26 feet left of the baseline of I-75 NB Station 18+72.46;

Thence with the west line of said parcel South 04° 00' 40" East 92.82 feet to an Iron Pin set at the southwest corner thereof 145.51 feet left of the baseline of I-75 NB Station 17+83.28;

Thence with the south line of said parcel and with the south line of an UNSTATED acre parcel of land conveyed to the City Of Cincinnati by instrument as recorded in Registered Land Certificate Number 42425 of said county's records, North 88° 09' 53" East 51.29 feet to an Iron Pin set at the southeast corner of said Registered Land and in the west right of way line of a Halpin Alley, 95.73 feet left of the baseline of I-75 NB Station 17+95.63;

Thence with said right of way line South 01° 41' 19" West 8.48 feet to an Iron Pin set in south right of way line of said Halpin Alley 94.20 feet left of the baseline of I-75 NB Station 17+87.28;

Thence with said south right of way line North 78° 12' 29" East 135.11 feet to an Iron Pin set 29.34 feet right of the baseline of I-75 NB Station 18+41.99;

Thence North 11° 58' 04" West 6.00 feet to an Iron Pin set on the south line of an UNSTATED acre parcel of land as conveyed to the CITY OF CINCINNATI, 26.89 feet right of the baseline of I-75 NB Station 18+47.47;

Thence with the south line of said UNSTATED acre parcel and the north line of said UNSTATED acre parcel North 78° 12' 29" East 52.00 feet to said west vacated right of way of Smith Street 74.44 feet right of the baseline of I-75 NB Station 18+68.52;

Thence with the west vacated right of way line of Smith Street and the east line of said UNSTATED acre parcel North 11° 58' 03" West 96.00 feet to said south right of way of Third Street 35.30 feet right of the baseline of I-75 NB Station 19+56.18;

Thence with said south right of way line North 78° 12' 26" East 60.00 feet to the TRUE POINT OF BEGINNING, containing 5.3556 acres (233291 SF), more or less, subject to all legal easements and restrictions of record.

PARCEL 9 --T5 cont'd

**EXCEPTING from the above described parcel the following described real estate:**

Situate in Section 17, Town 4, Range FR 1, Miami Purchase, Cincinnati Township,, in the City of Cincinnati, Hamilton County, State of Ohio, 0.0023 acre parcel of land as conveyed to the STATE OF OHIO by instrument as recorded in Deed Book 4070, Page 578 of said county's deed records, and being more particularly bounded and described, with Stations and offsets referenced to the baseline of construction of Northbound I-75 as shown on the "HAM-75-00.22 Centerline Plat" as recorded in Plat Book 441 Pages 70-80, (I-75 NB), as follows:

Beginning for reference at a Mag nail set in the intersection of the existing south right of way line of West Third Street and the east right of way line of vacated Smith Street and the northwest corner of a 0.0317 acre parcel of land as conveyed to the STATE OF OHIO by instrument as recorded in Deed Book 3886, Page 810 of said county's deed records 90.16 feet right of the baseline of NB I-75 Station 19+80.48,

Thence with said east vacated right of way of Smith Street, and with the west line of said 0.0317 acres parcel and the west line of an UNSTATED acre parcel of land as conveyed to CITY OF CINCINNATI by instrument as recorded in O.R. 7931, Page 2965 of said county's deed records, South 11° 58' 03" East 96.00 feet to a Mag nail set at the northwest corner of said 0.0023 acre parcel 129.30 feet right of the baseline of I-75 NB Station 18+92.82 said Mag nail being the TRUE POINT OF BEGINNING;

Thence with the lines of said 0.0023 acre parcel and said UNSTATED acre City of Cincinnati parcel the following three courses:

1. North 78° 12' 57" East 15.88 feet to a point 143.82 feet right of the baseline of I-75 NB Station 18+99.25;
2. South 11° 58' 03" East 6.29 feet to a point 146.39 feet right of the baseline of I-75 NB Station 18+93.51;
3. South 78° 01' 42" West 15.88 feet to a point in said vacated east right of way and the west line of said 0.0023 acre parcel 131.89 feet right of the baseline of I-75 NB Station 18+87.03;

PARCEL 9 --T5 cont'd

Thence with said lines North 11° 58' 03" West 6.34 feet to the TRUE POINT OF BEGINNING, containing 0.0023 acres (100 SF), more or less, subject to all legal easements and restrictions of record.

The total parcel contains 5.3556 acres (233291 SF) minus the described exception 0.0023 acre (100 SF) for a total 5.3533 acres (233191 SF).

This description is based upon a field survey performed in March, 2013 by LJB Inc. under contract to the Ohio Department of Transportation, with bearings based upon the Kentucky State Plane One Zone Coordinate System, NAD 83, 2007 adjustment, by GPS utilizing ODOT VRS.

Iron Pins referred to as "set" shall be 3/4" by 30" reinforcing rod set by LJB Inc. with Aluminum cap stamped "ODOT R/W - PS 6596 - LJB INC" or "ODOT - PS 6596 - LJB INC".

Evidence of occupation supports the monumentation found in the field and the property lines recited in this description.

Grantor claims title through instruments of record in O.R. 7931, Page 2965, O.R. 10556, Page 1829, O.R. 5889, Page 35, O.R. 8682, Page 3936, O.R. 8473, Page 2721 and O.R. 7968, Page 2815 of the Official Records of the Hamilton County Recorder's Office.

PARCEL 9 -T5 cont'd

5.3533 acres of the above described area is contained within Hamilton County Auditor's Permanent Parcel Numbers as delineated below:

APN	Area (Ac.)	PRO
14700050055	0.0589	0.0000
14700050059	1.5686	0.0770
14700050153	0.5719	0.0000
14700060071	1.0014	0.0000
14700060070	0.0046	0.0000
14700060077	0.5592	0.0000
8200010040	0.9890	0.0000
8200010046	0.2410	0.0000
8200010055	0.3586	0.0000

Prepared by  
LJB Inc.

By: Harry G. Herbst III      5/7/14  
Harry G. Herbst III, Ohio PS #6596      Date



**Exhibit B**





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**Betsy Sundermann**  
*Cincinnati City Councilmember*

## MOTION

**February 22, 2021**

**WE MOVE** that the Education, Innovation and Growth Committee meeting permanently be moved to Mondays at 11:00 am, Week B.

  
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Betsy Sundermann

Calendar  
JMM

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