

801 Plum Street Cincinnati, OH 45202

Agenda - Final

Neighborhoods Committee

Chairperson Jan-Michele Lemon Kearney Vice Chair Wendell Young Councilmember Betsy Sundermann Vice-Mayor Christopher Smitherman

Monday, March 1, 2021

11:00 AM

Council Chambers, Room 300

PRESENTATIONS

The Queen City Tour of Neighborhoods-Bond Hill

Jacqueline Edmerson-Bond Hill Community Council President

Homestead Program- Price Hill

Santa Maria

H.A. Musser, President & CEO

Destiny Simone, Financial Literacy Coordinator

Working in Neighborhoods

S. Barbara Busch, Executive Director

Price Hill Will

Rachel Hastings, Executive Director

Jay Kratz, Director of Real Estate Development

AGENDA

1. <u>202100745</u> **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.

Sponsors: City Manager

Attachments: Transmittal

Ordinance
Attachment

2. <u>202100757</u> **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.

<u>Sponsors:</u> Kearney

<u>Attachments:</u> 202100757

3. <u>202100636</u> **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)

Sponsors: Landsman and Mann

<u>Attachments:</u> <u>Motion</u>

ADJOURNMENT



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

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 An (Prdinance No._

JRS AWL

- 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 195-29-173, 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 comer 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 comer 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 comer 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 comer 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.

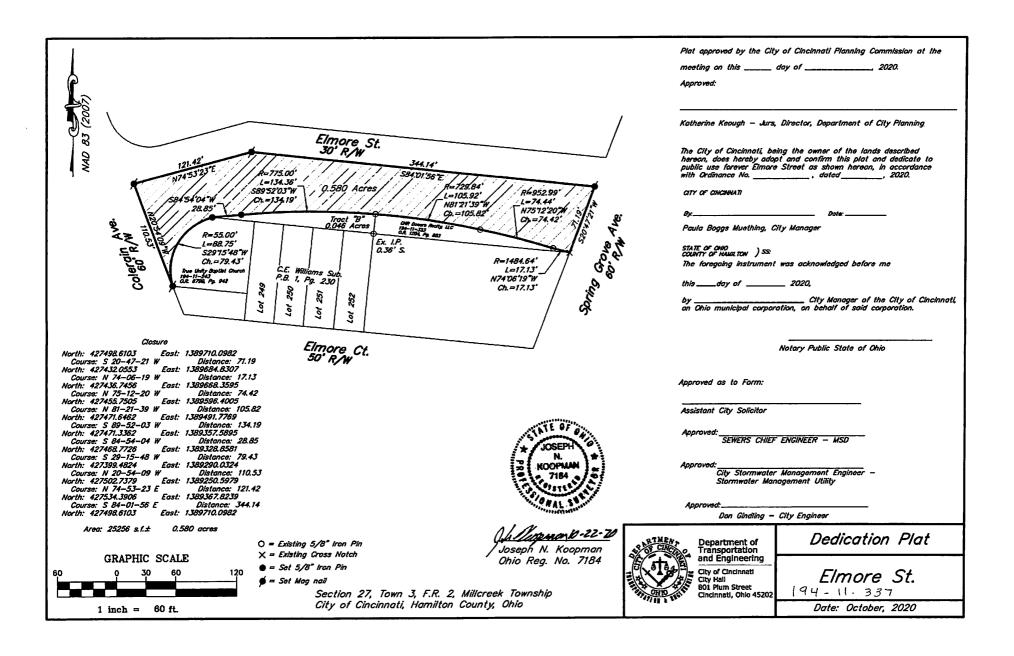
Section 3. That the City Manager and other City officials are authorized to take all necessary and proper actions to carry out the provisions of this ordinance, including, without limitation, executing the Dedication Plats and other necessary real estate documents.

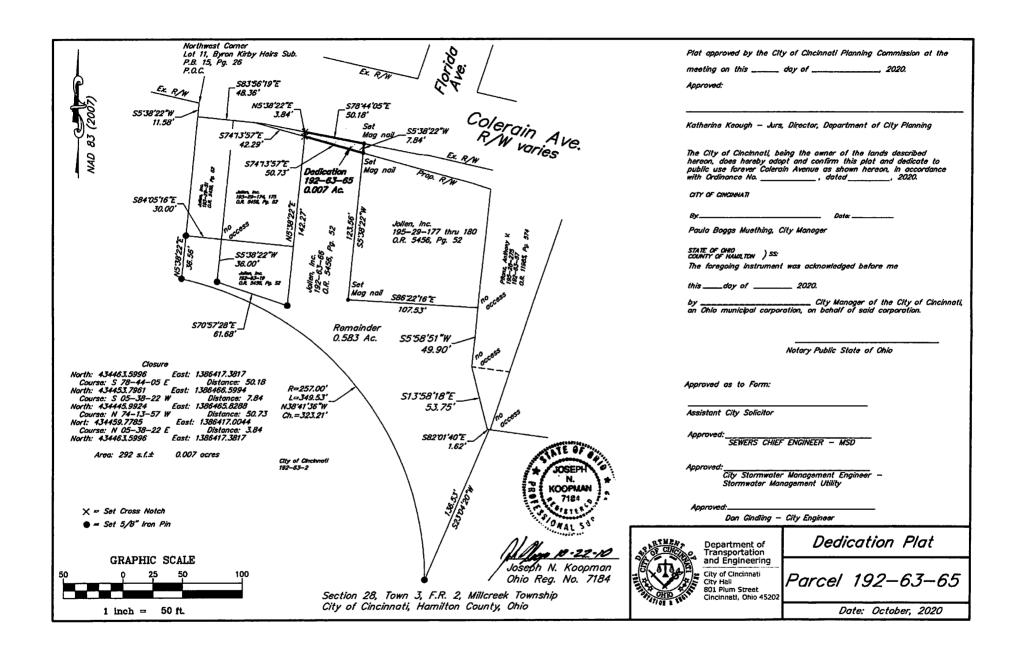
Section 4. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the

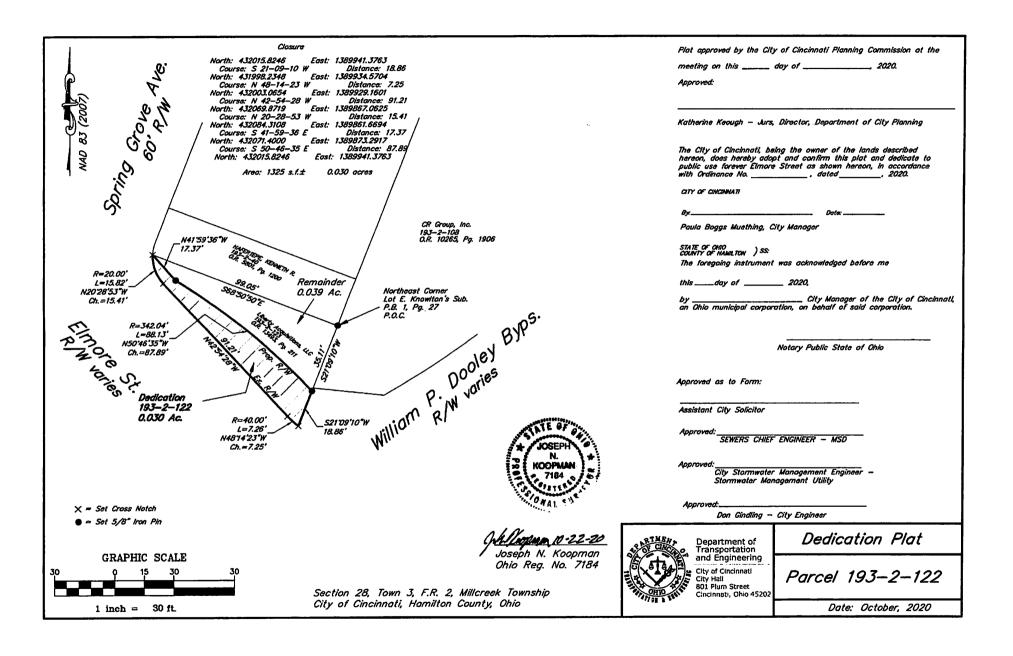
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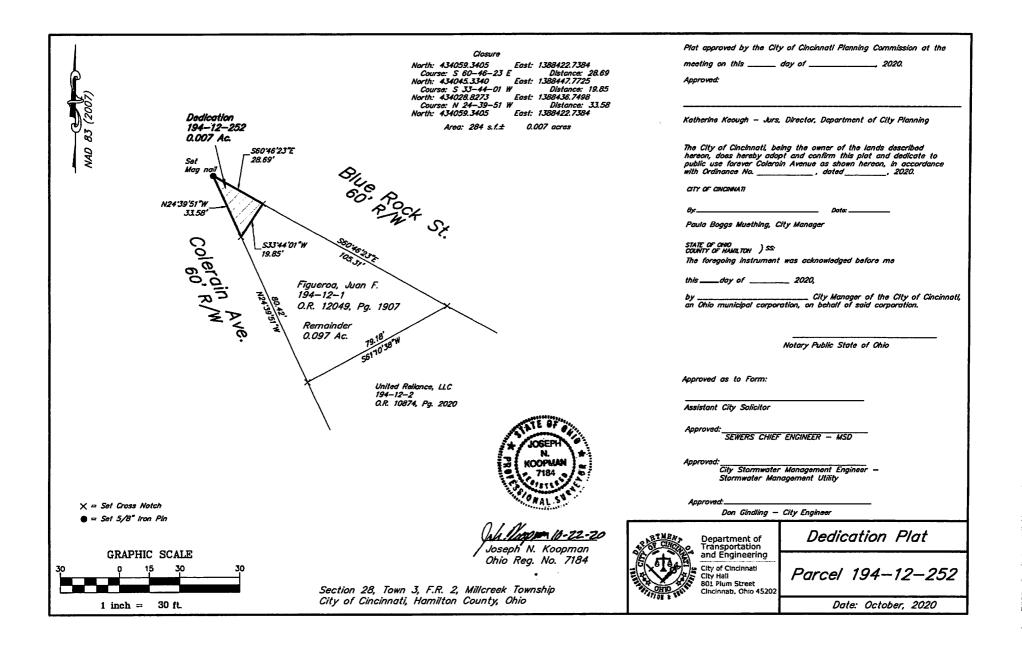
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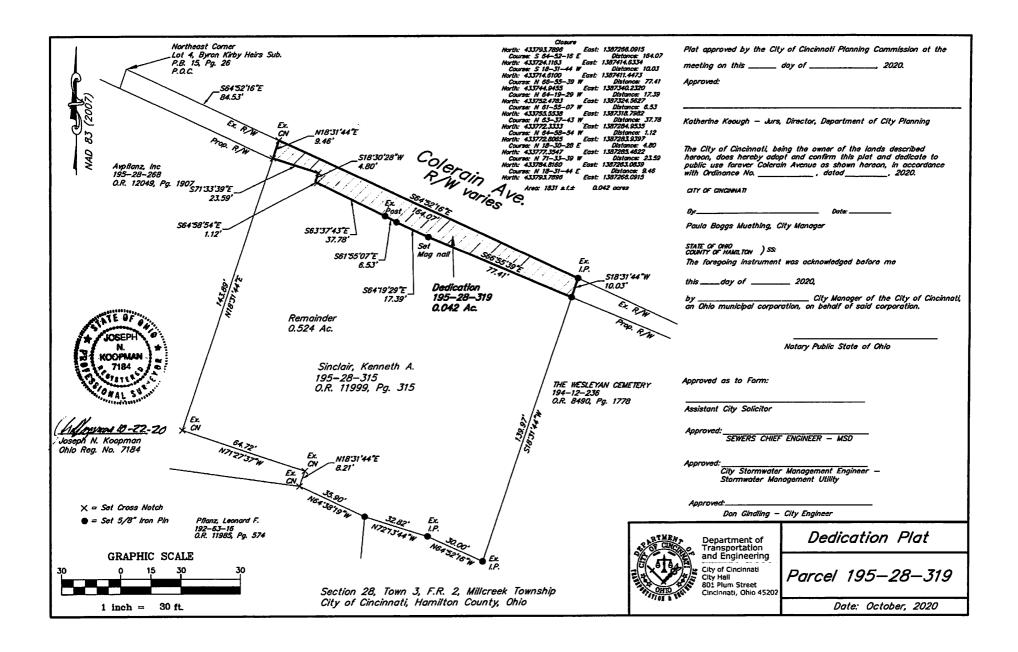
ATTACHMENT A

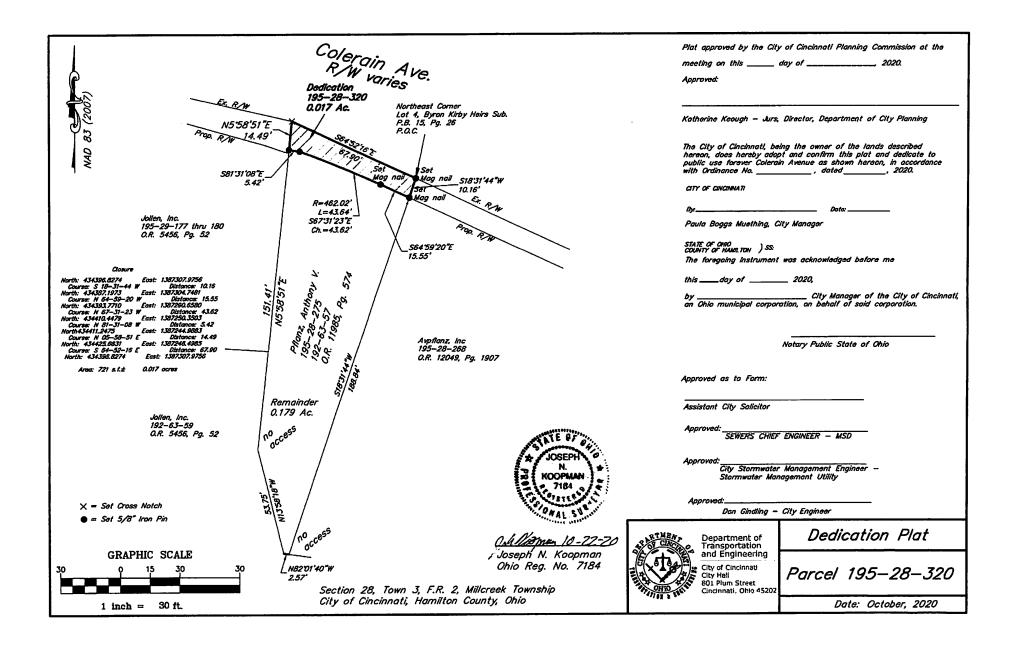


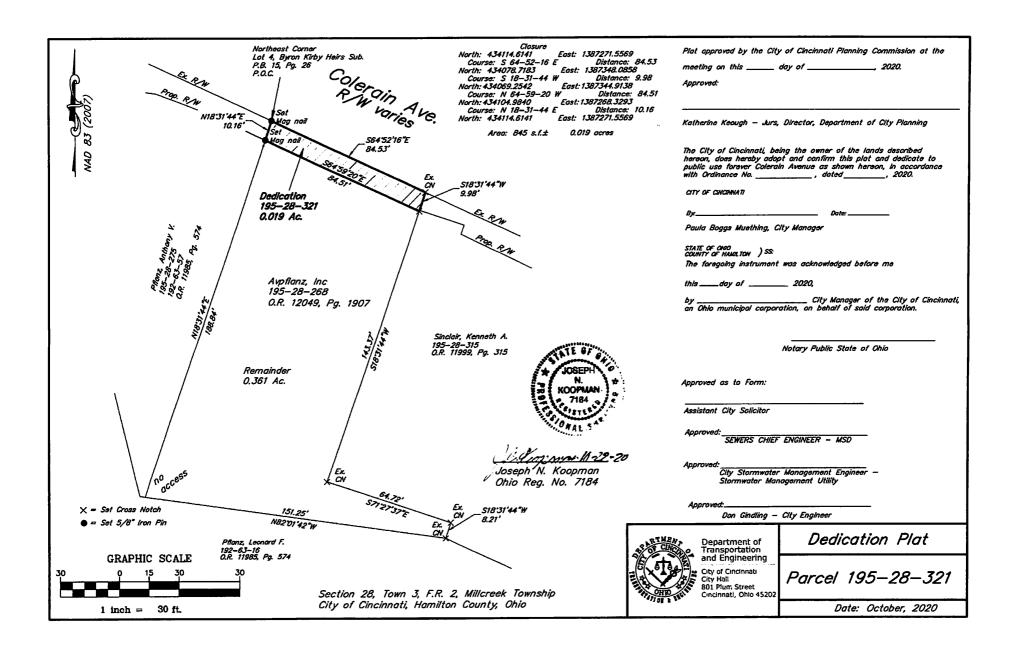


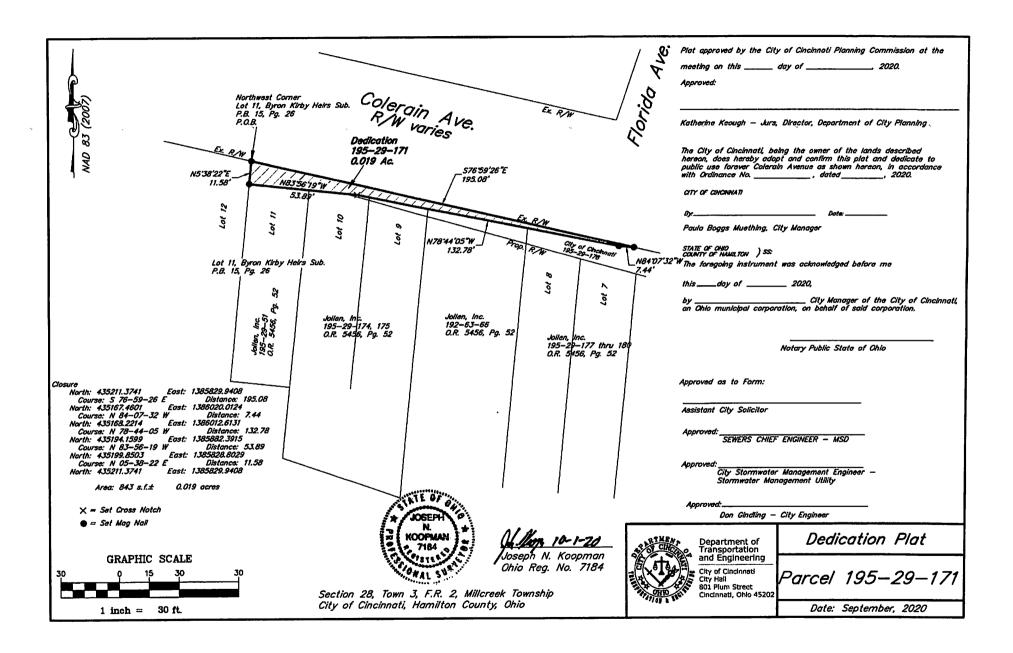


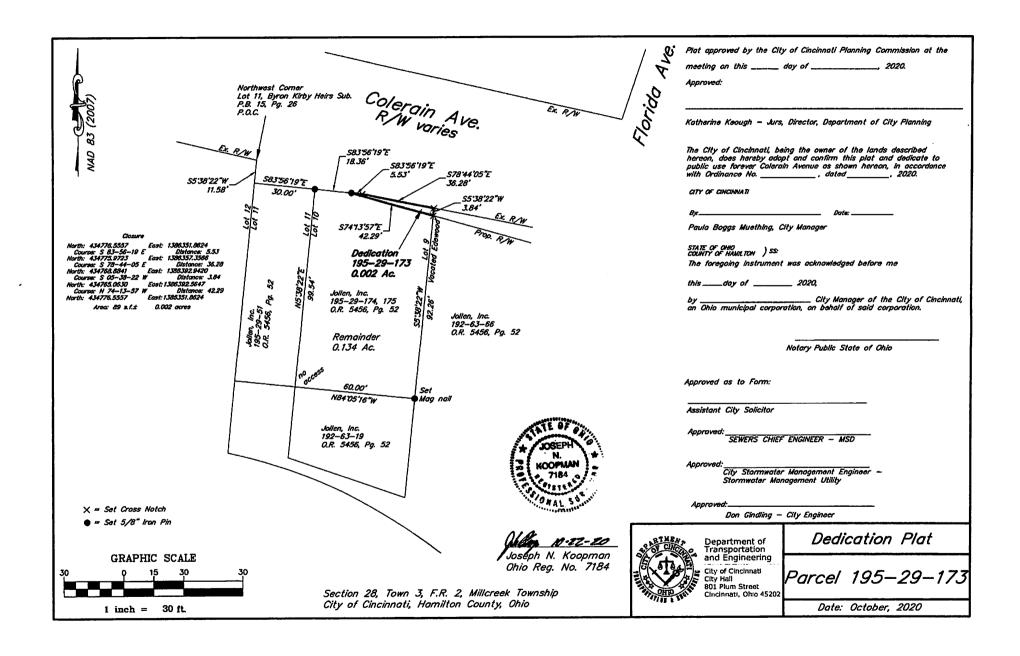


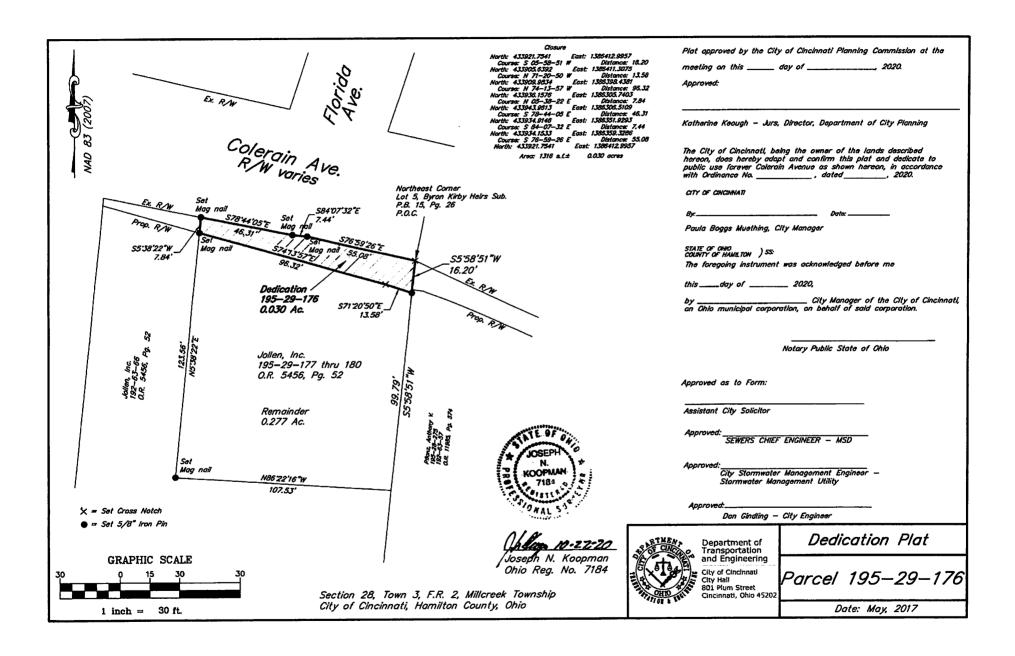


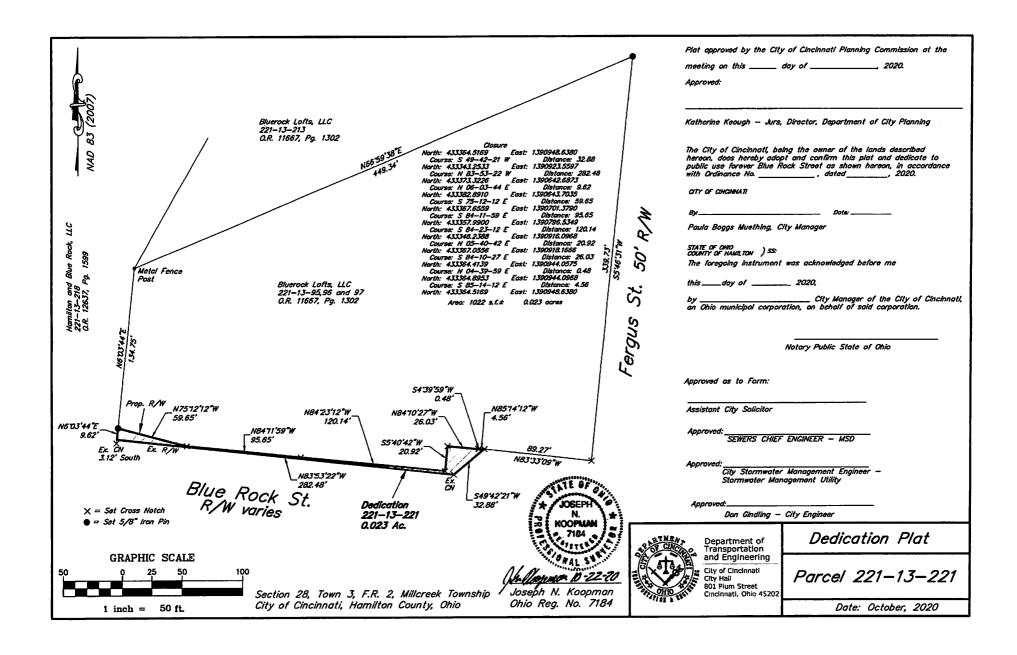


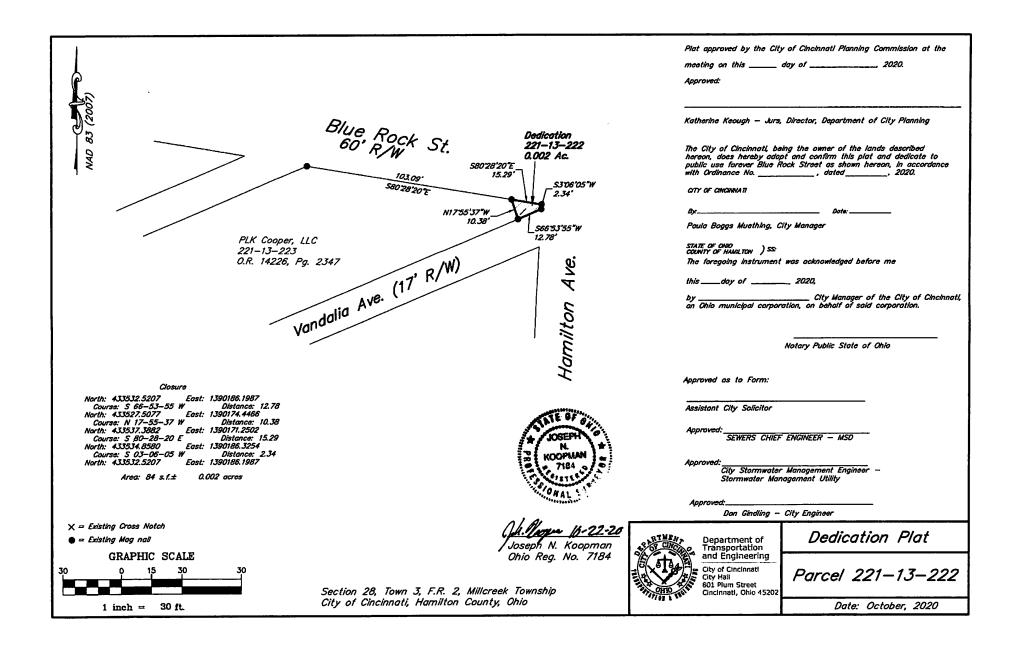


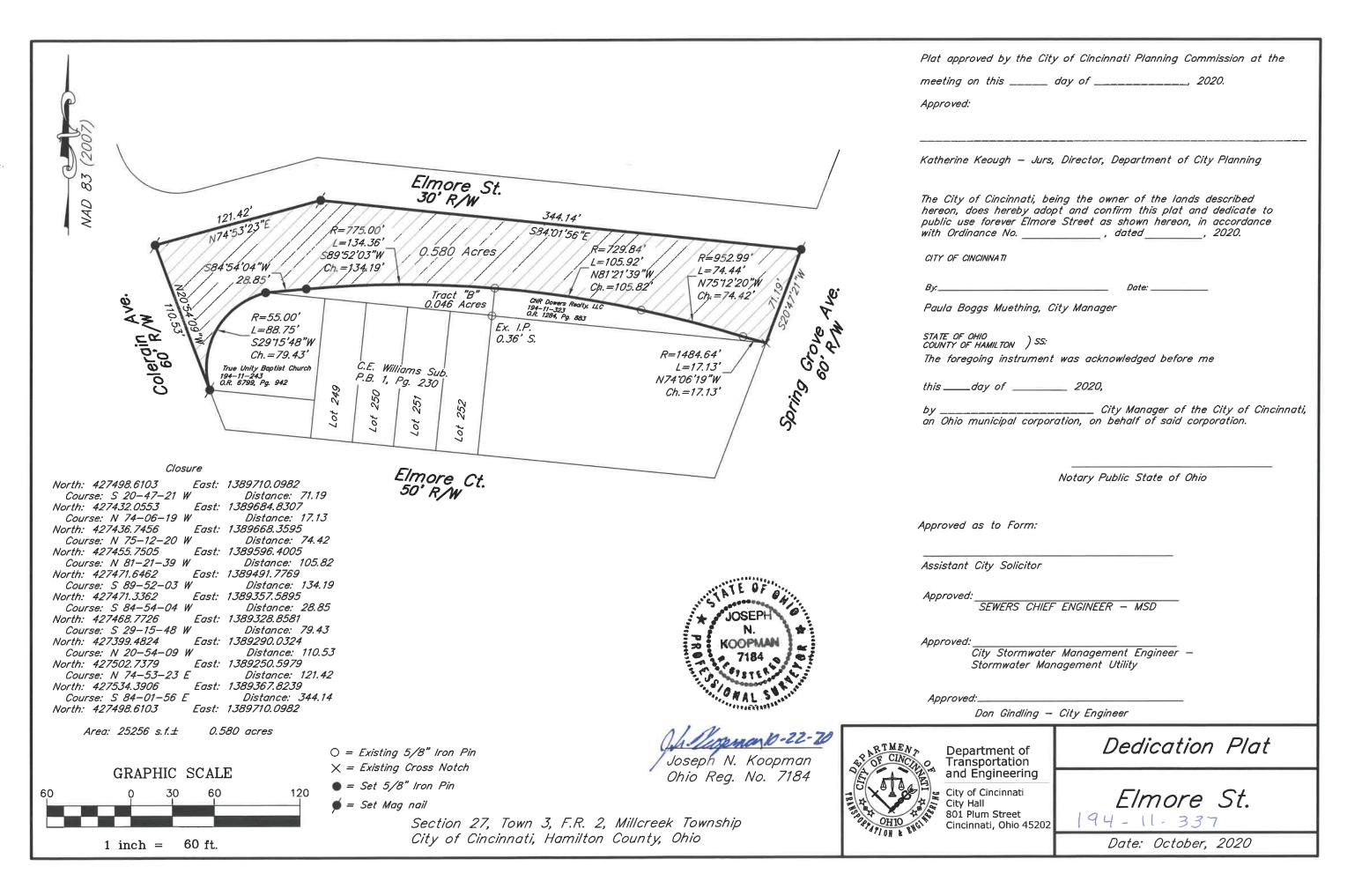


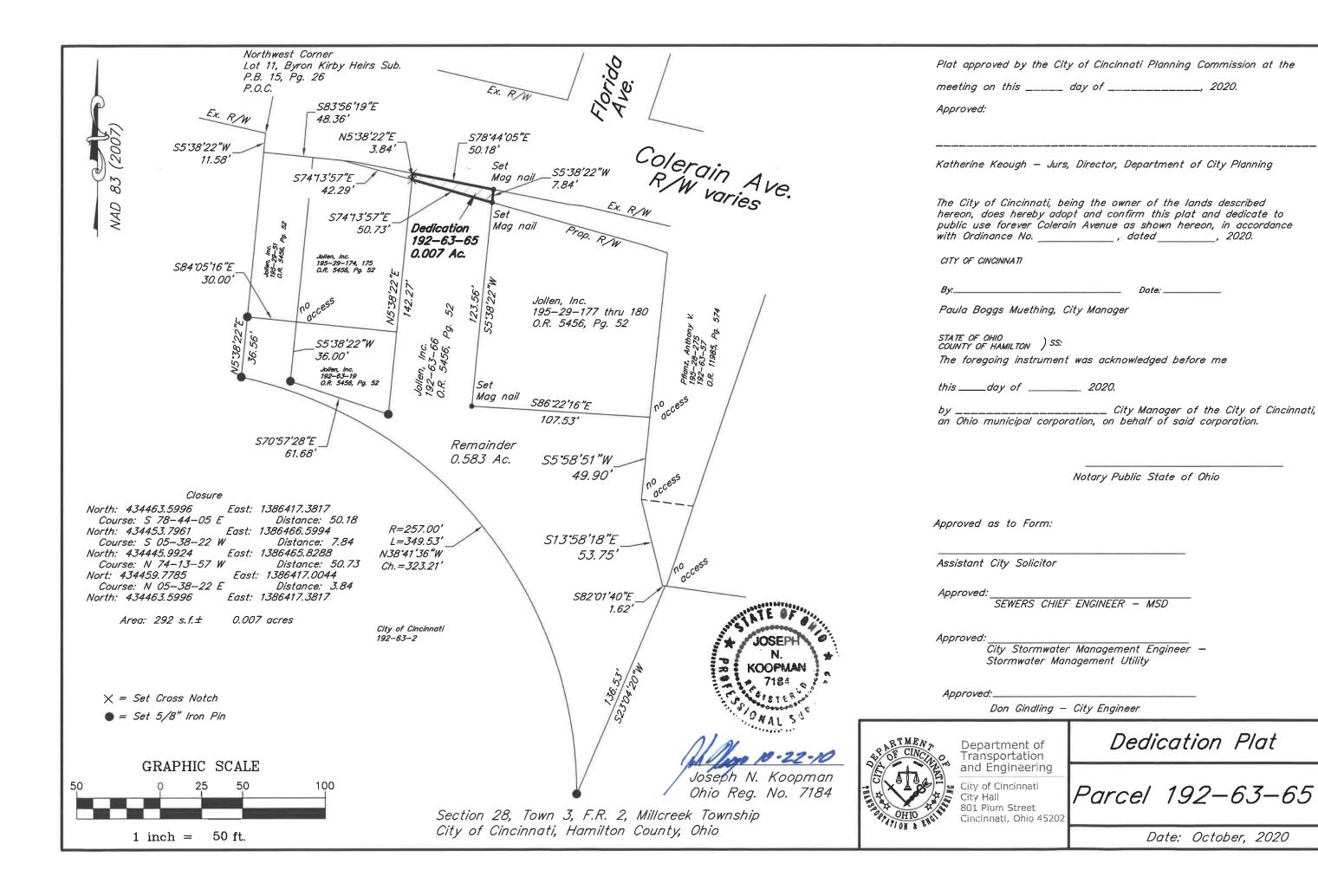


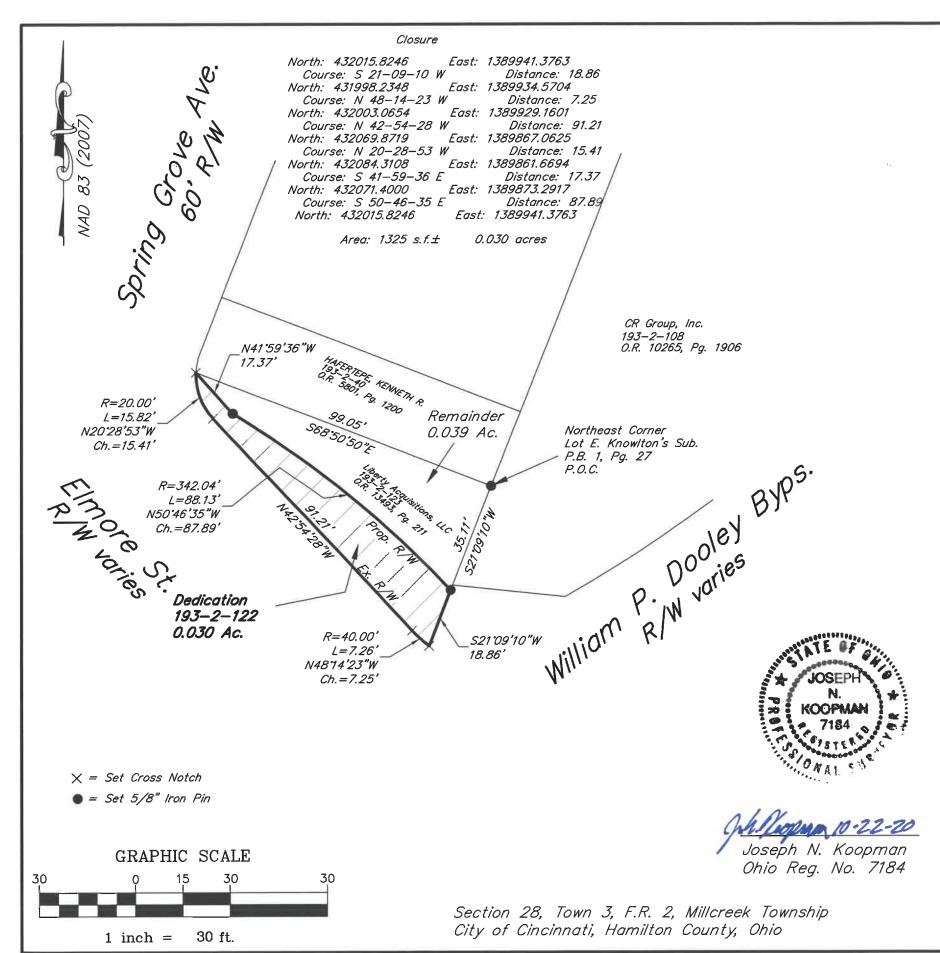












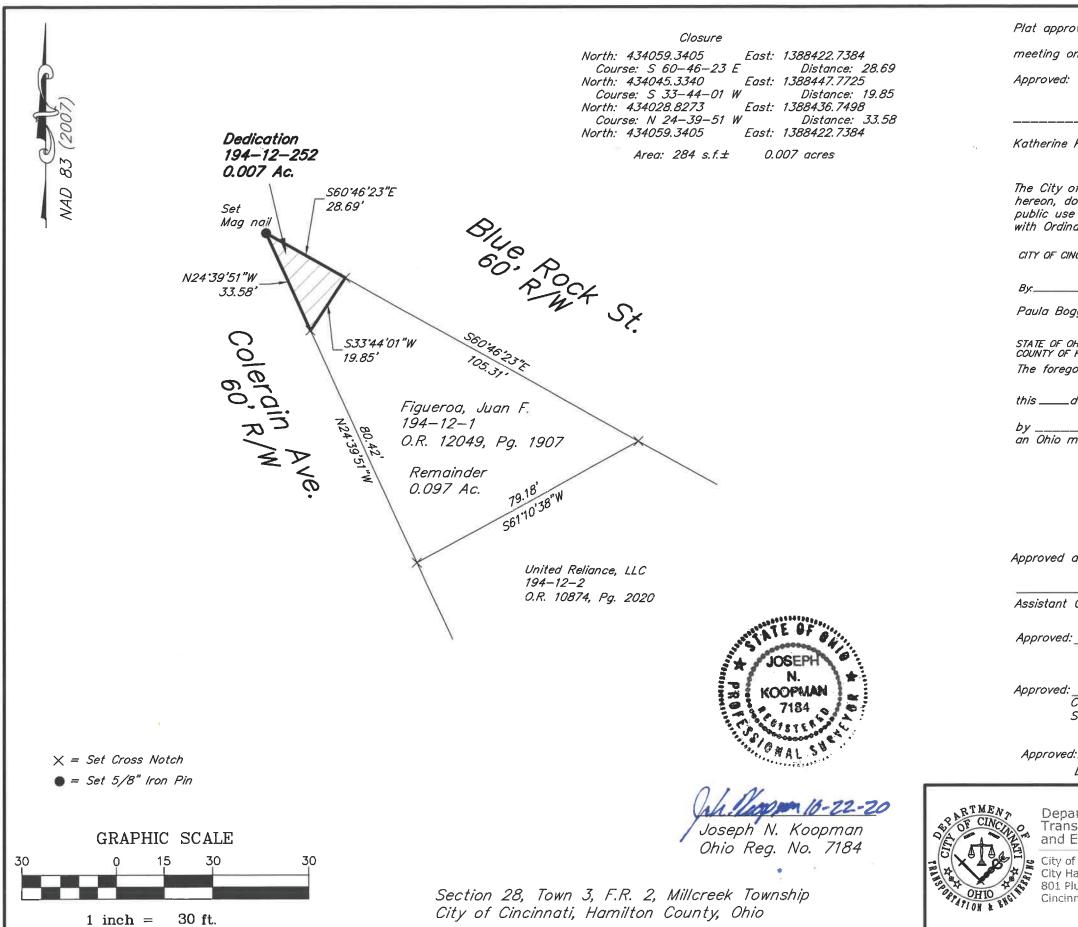
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Approved	d:			
Katherin [,]	e Keough – d	Jurs, Director	, Department o	of City Planning
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hereon,	does hereby se forever Fir	adopt and co	onfirm this plat as shown hered	t and dedicate to on, in accordance
with Ora	inance No		, dated	
CITY OF	CINCINNA TI			
0,77 0, 1	SIN CONTRACT			
Ву:			Date:	
Paula B	oggs Muethin	g, City Manag	ger	
STATE OF	OHIO OF HAMILTON)	<i>SS</i> :		
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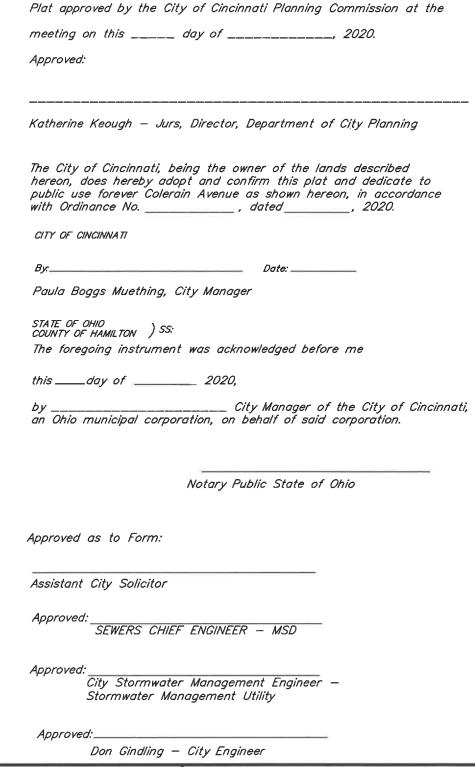


Department of Transportation and Engineering

City of Cincinnati City Hall 801 Plum Street Cincinnati, Ohio 45202 Dedication Plat

Parcel 193-2-122

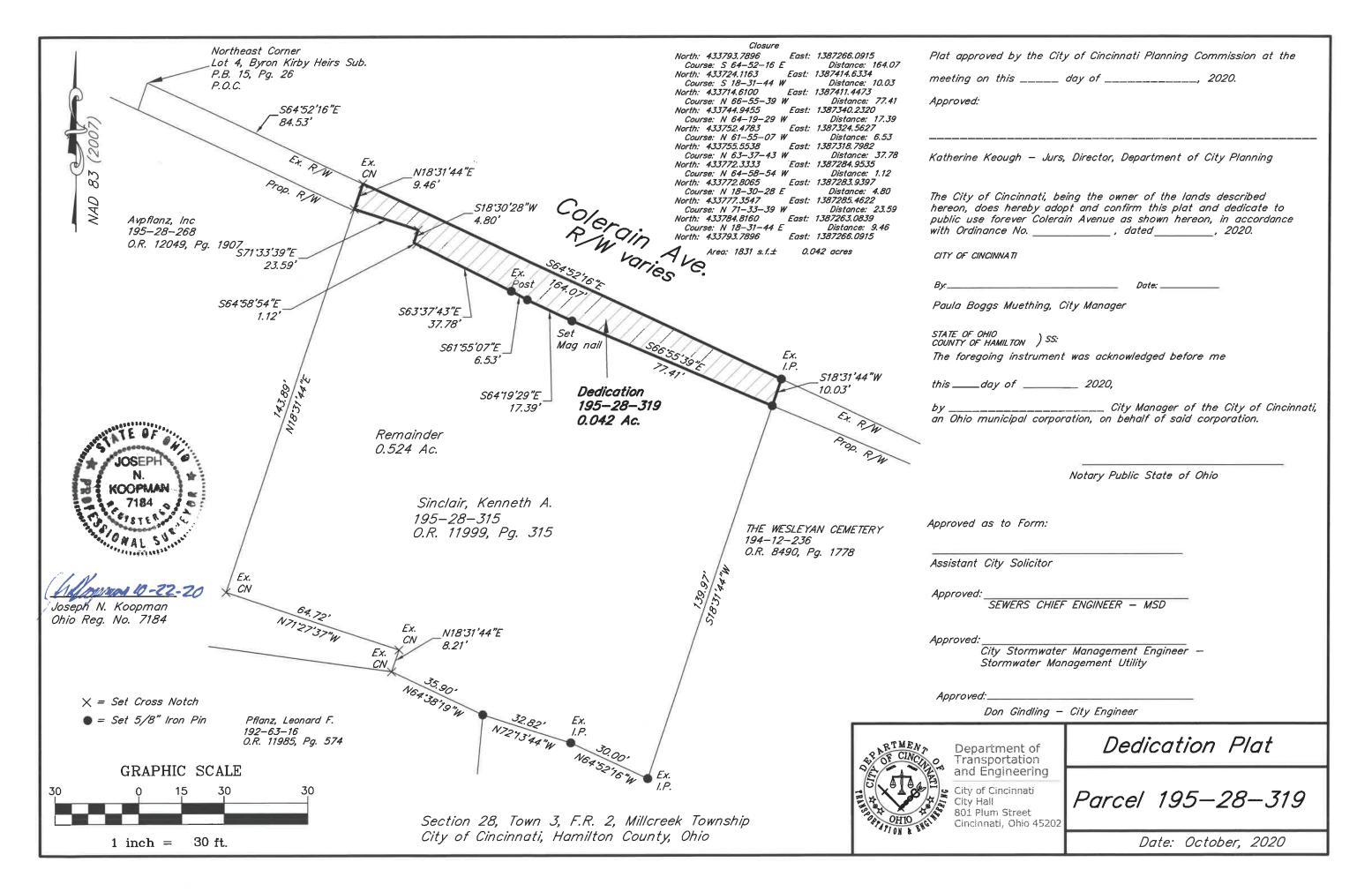


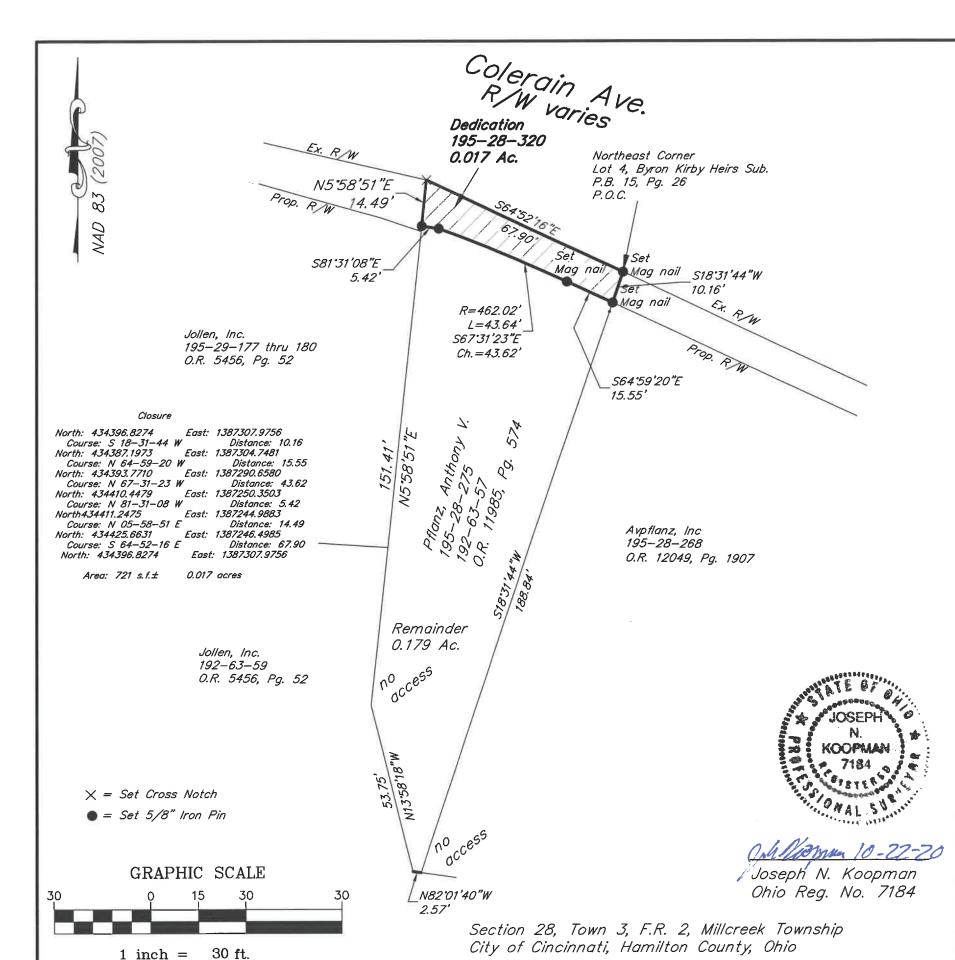


Department of Transportation and Engineering

City of Cincinnati City Hall 801 Plum Street Cincinnati, Ohio 45202 Dedication Plat

Parcel 194-12-252





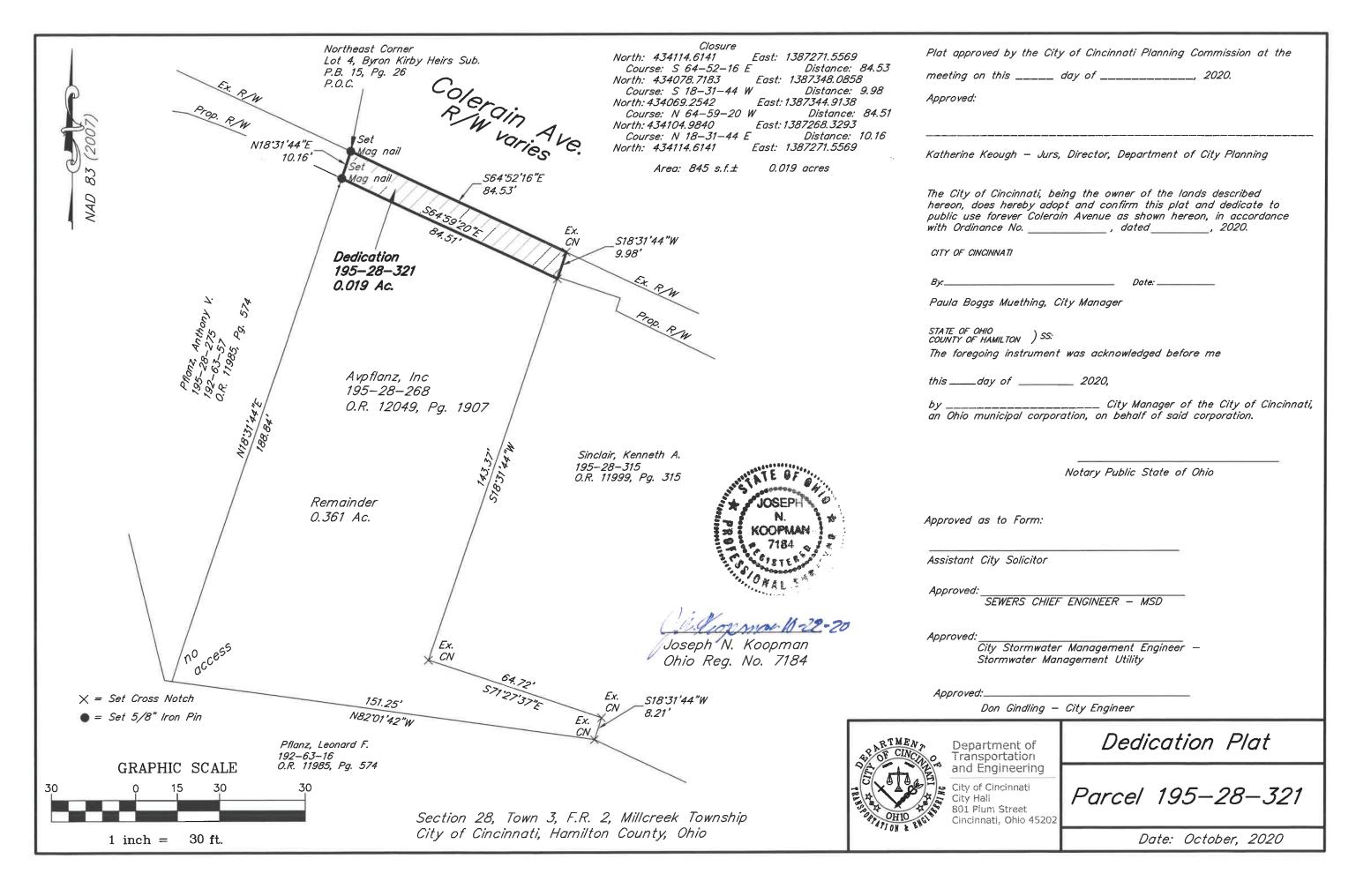
	day of	, 20	ZU.
Approved:			
Katherine Keougl	h — Jurs, Director, Depo	rtment of Cit	v Planning
hereon, does he public use foreve	innati, being the owner reby adopt and confirm er Colerain Avenue as s lo, date	this plat and hown hereon,	dedicate to in accordance
CITY OF CINCINNATI			
Ву:		nte:	
Paula Boggs Mu	ething, City Manager		
STATE OF OHIO COUNTY OF HAMILTO	ow) ss:		
	strument was acknowled	lged before m	e
thisday of	2020,		
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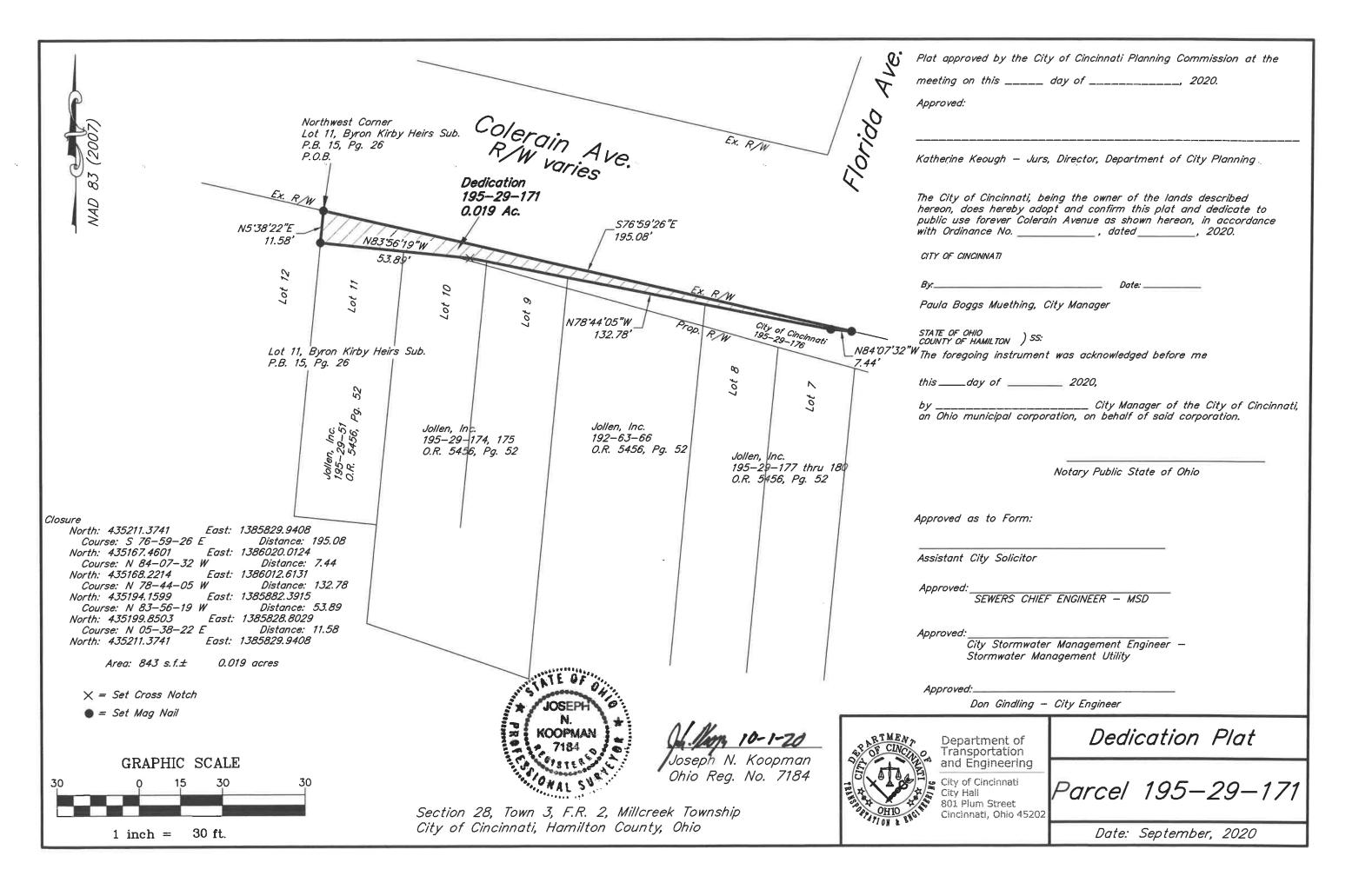


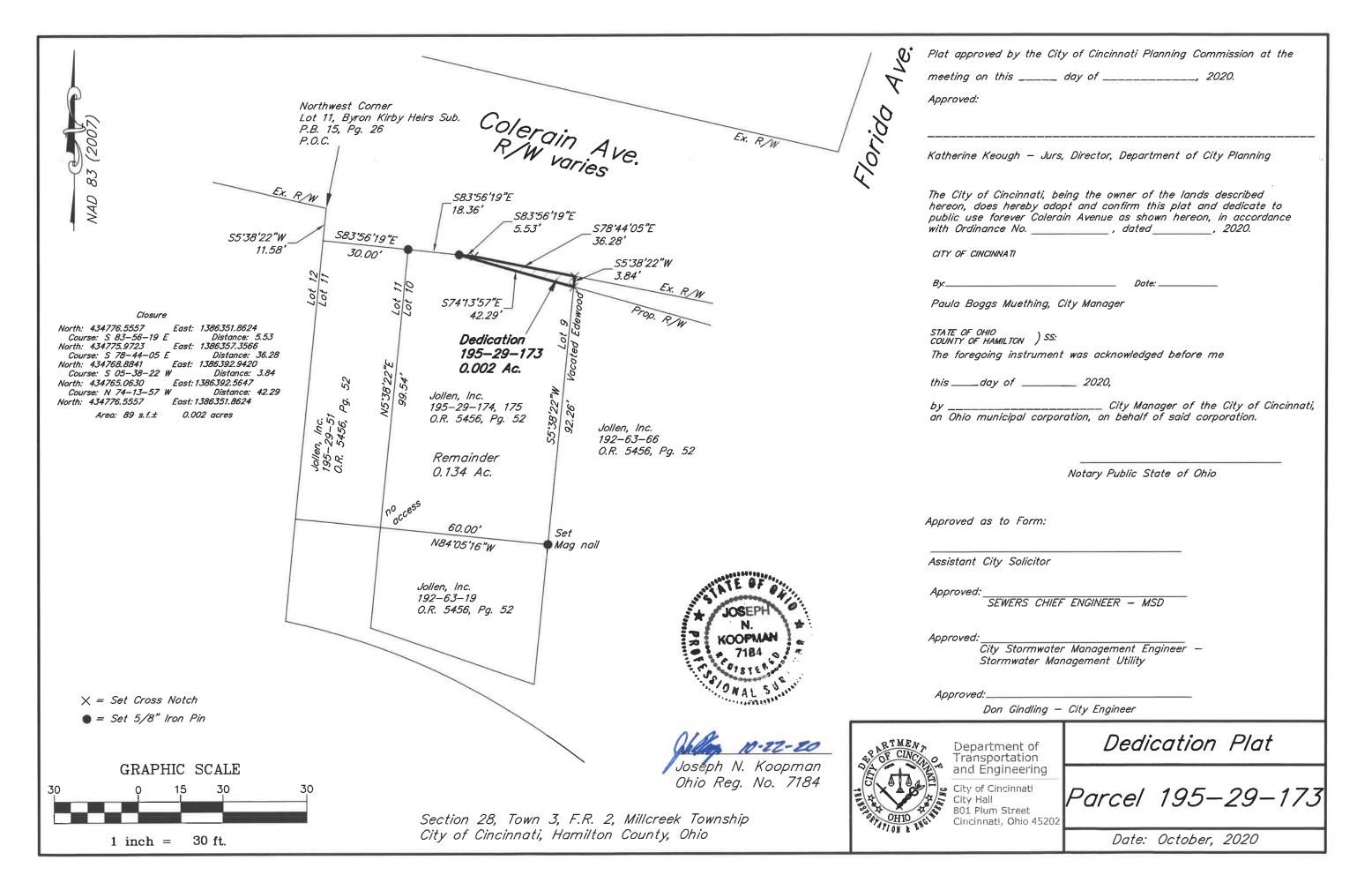
Department of Transportation and Engineering

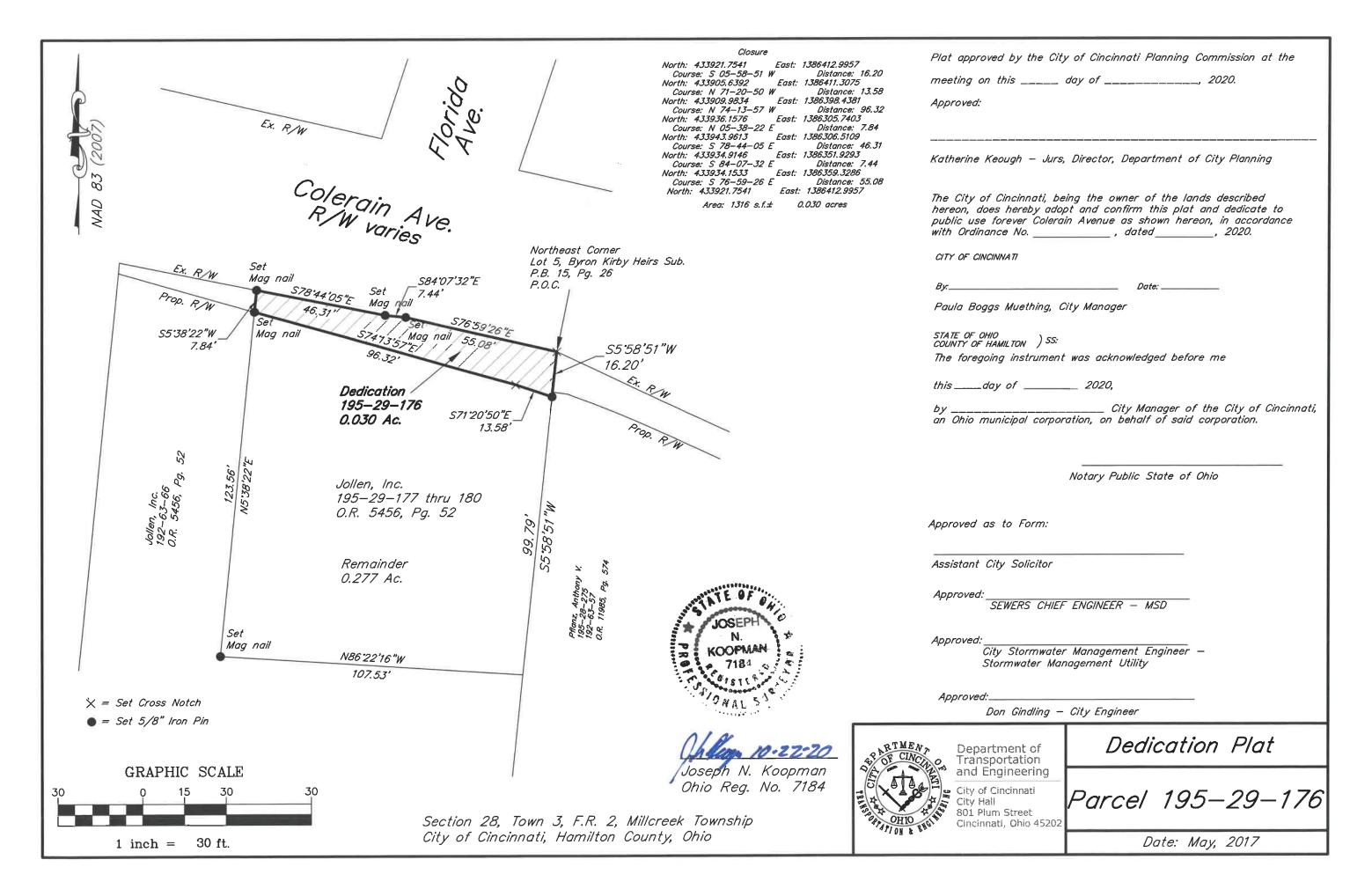
City of Cincinnati City Hall 801 Plum Street Cincinnati, Ohio 45202 Dedication Plat

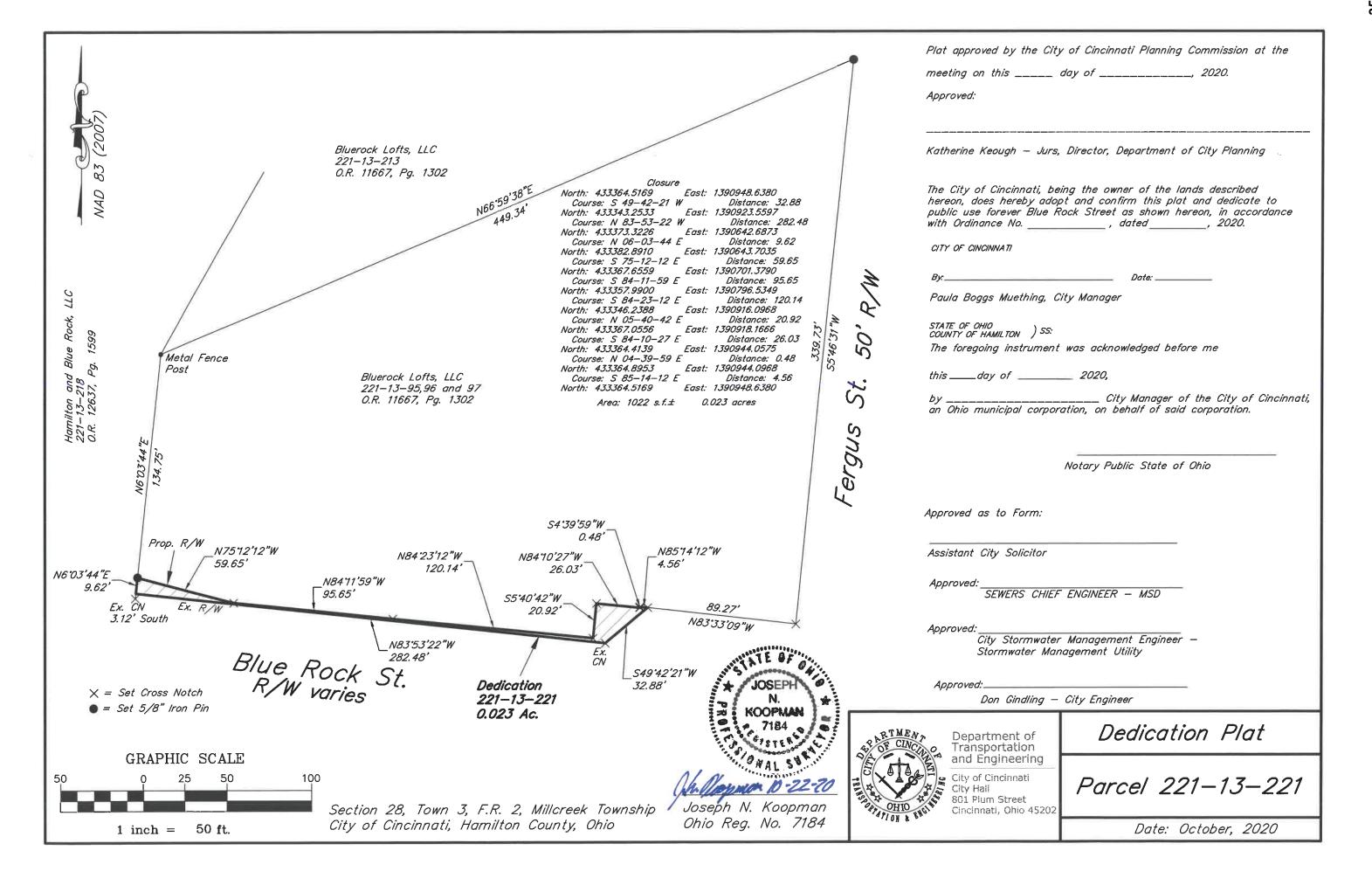
Parcel 195-28-320

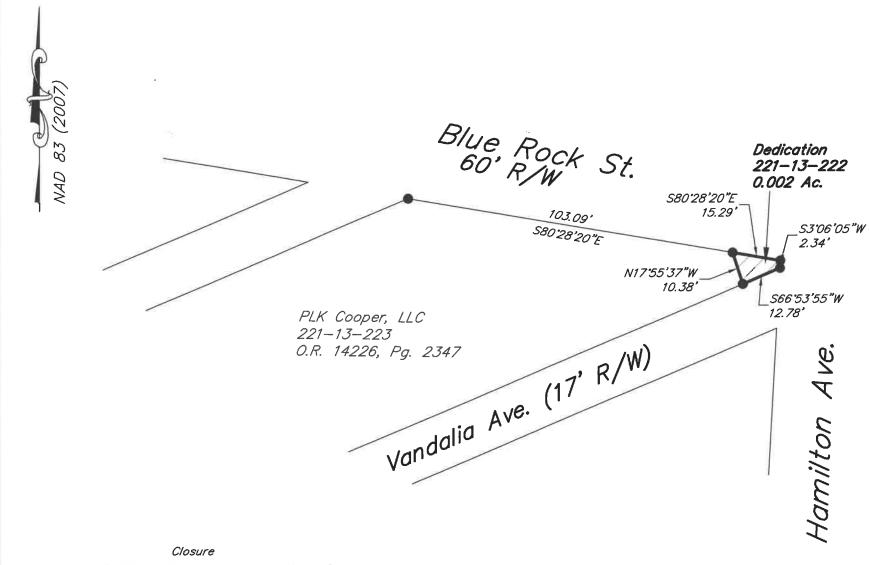












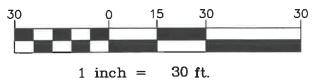
North: 433532.5207 East: 1390186.1987 Course: S 66-53-55 W Distance: 12.78 North: 433527.5077 East: 1390174.4466 Course: N 17-55-37 W Distance: 10.38 North: 433537.3882 East: 1390171.2502 Course: S 80-28-20 E North: 433534.8580 Distance: 15.29 East: 1390186.3254 Course: S 03-06-05 W Distance: 2.34 North: 433532.5207 East: 1390186.1987

Area: 84 s.f.± 0.002 acres



X = Existing Cross Notch
■ = Existing Mag nail

GRAPHIC SCALE



Joseph N. Koopman Ohio Reg. No. 7184

Section 28, Town 3, F.R. 2, Millcreek Township City of Cincinnati, Hamilton County, Ohio

4		
Approved.	•	
Katherine	Keough - Jurs, Director, Department of City Planning	
The City	of Cinainnati hains the assume of the lands deposited	
	of Cincinnati, being the owner of the lands described does hereby adopt and confirm this plat and dedicate t	0
public us	e forever Blue Rock Street as shown hereon, in accorde	מחנ
with Ordi	nance No, dated, 2020.	
CITY OF C	INCINNATI	
3111 01 0		
Ву:		
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STATE OF	OHIO	
COUNTY OF	HAMILTON / SS:	
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	going instrument was acknowledged before me	
	day of 2020,	
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Department of Transportation and Engineering

City of Cincinnati City Hall 801 Plum Street Cincinnati, Ohio 45202 Dedication Plat

Parcel 221-13-222



801 Plum Street, Suite 346-A Cincinnati, Ohio 45202

Phone (513) 352-5205
Email Jan-Michele.Kearney@cincinnati-oh.gov
Web www.cincinnati-oh.gov

20210075

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

Jan-Michele Lemo Learney



801 Plum Street, Suite 351 Cincinnati, Ohio 45202

Phone: (513) 352 5232

Email: greg.landsman@cincinnati-oli.gov Web: www.cincinnati-oli.gov

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 restaurants¹. 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 pandemic², 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

https://www.americaworkshere.org/first-job

https://cdn.advocacy.sba.gov/wp-content/uploads/2020/06/29105857/Small-Business-Facts-Restaurants-And-Bars-Stagg ered-By-Pandemic.pdf



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Greg Landsman

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^{3 4 5}, 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 accessibility⁶. 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:

https://thecounter.org/people-with-disabilities-fear-that-permanent-outdoor-dining-will-make-inaccessible-cities-even-worse/

https://vidaindependente.org/wp-content/uploads/2018/07/Nothing-About-Us-Without-Us-Disability-Oppression-and-Empowerment-ilovepdf-compressed.pdf

³ https://www.inquirer.com/health/coronavirus/philadelphia-outdoor-dining-sidewalks-accessibility-20200714.html

⁴ https://www.today.com/health/outdoor-dining-adds-obstacles-people-disabilities-t196151



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Greg Landsman

Councilmember

- 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 Philadelphia⁷
- 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

Councilmember Greg Landsman

Councilmember David Mann

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https://www.phila.gov/media/20200611105211/Guidelines-for-Outdoor-Dining.pdf

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