

ORDINANCE NO. 5 , 2019

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO DEDICATE CERTAIN PORTIONS OF CITY OWNED PROPERTY AS RIGHT-OF-WAY FOR THE RONALD REAGAN HIGHWAY/MONTGOMERY ROAD INTERCHANGE MODIFICATION

WHEREAS, the City is undertaking a project in cooperation with the Ohio Department of Transportation to modify the Ronald Reagan Highway/Montgomery Road interchange by constructing a round-a-bout at the interchange; and

WHEREAS, as a part of this project, the City has updated its survey of right-of-way and requires additional right-of-way to be dedicated along Montgomery Road upon property owned by the City across multiple Auditor's parcels in a total area encompassing approximately 0.3661 acres as depicted and more fully described upon Exhibit A-1 and Exhibit A-2 attached hereto; and

WHEREAS, it is the intent of this Ordinance to authorize the City Manager to execute documentation necessary to dedicate such additional land as will be necessary for the roadway project; and

WHEREAS, it is the further intent of this Ordinance to accept this dedicated right-of-way for the purposes of these proposed and any future public improvements.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Montgomery, Hamilton County, Ohio, that:

SECTION 1. The City Manager is hereby authorized to execute a Dedication Plat and any other documentation necessary to dedicate right-of-way along Montgomery Road, as more particularly described in Exhibits A-1 and A-2 attached hereto.

SECTION 2. The expanded right-of-way as depicted on the attached Exhibits A-1 and A-2 is hereby accepted by the City and shall continue to be dedicated for public use consistent with the terms of all right-of-way dedication.

SECTION 3. This Ordinance shall take effect the earliest opportunity as allowable by law.

PASSED: June 4, 2019

ATTEST: Connie M. Gaylor
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi
Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:
Terrence M. Donnellon
Terrence M. Donnellon, Law Director

EXHIBIT A-2

Berding Surveying



GPS Surveying • 3D Laser Scanning

Description for: 0.3661 Acre Dedication Location: Montgomery Road

Situated in Section 3, Town 4, Range 1, City of Montgomery, Hamilton County, Ohio and being more particularly described as follows:

BEGINNING at a set Iron Pin at the northeast corner of a tract conveyed to the City of Montgomery, as recorded in Registered Land Certificate No. 239197 of the Hamilton County Registered Lands Office.

Thence through the lands of the grantors, along the proposed east right of way of Montgomery Road, the following twelve (12) courses:

1. South 47°06'27" East, 8.71 feet to a point being referenced by an existing Bolt Bent at 0.16 feet north and 0.10 feet east;
2. South 39°18'09" West, 287.08 feet to a set MAG Nail;
3. Along a curve deflecting to the left, having a radius of 19.50 feet, an arc length of 30.63 feet, a delta angle of 90°00'00" and being subtended by a chord bearing South 05°41'51" East, 27.58 feet to a set Iron Pin;
4. South 50°41'51" East, 24.15 feet to a set Iron Pin;
5. South 39°18'09" West, 69.00 feet to a set Iron Pin;
6. Along a curve deflecting to the left, having a radius of 19.50 feet, an arc length of 37.21 feet, a delta angle of 109°20'03" and being subtended by a chord bearing South 74°38'08" West, 31.82 feet to a set MAG Nail;
7. South 19°58'06" West, 115.80 feet to a set Iron Pin;
8. Along a curve deflecting to the left non-tangent to the previous course, having a radius of 6247.04 feet, an arc length of 274.79 feet, a delta angle of 02°31'13" and being subtended by a chord bearing South 18°17'05" West, 274.77 feet to a set Iron Pin;
9. Along a curve deflecting to the left, having a radius of 19.50 feet, an arc length of 31.22 feet, a delta angle of 91°43'36" and being subtended by a chord bearing South 28°50'20" East, 27.99 feet to a set MAG Nail;
10. South 74°42'08" East, 2.18 feet to a set MAG Nail;
11. South 15°17'52" West, 55.00 feet to a set MAG Nail;
12. Along a curve deflecting to the left, having a radius of 19.50 feet, an arc length of 27.02 feet, a delta angle of 79°23'10" and being subtended by a chord bearing South 65°36'17" West, 24.91 feet to a set Iron Pin in the east line of a tract conveyed to The City of Montgomery as recorded in Official Record 13594, Page 1811 of the Hamilton County Recorder's Office;

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G.J. Berding Surveying, Inc.

741 Main Street • Milford, OH 45150 • 513 831 5505 tel • 513 831 6761 fax • www.berdingsurveying.com



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Thence along the east line of said The City of Montgomery, North 75°44'52" West, 20.09 feet to a point in the existing east right of way line of Montgomery Road, said point being referenced by an existing Iron Pin and Cap stamped MSP at 0.54 feet south and 2.51 feet east;

Thence along the existing east right of way lines of said Montgomery Road the following nine (9) courses:

1. Along a curve deflecting to the right, having a radius of 5687.58 feet, an arc length of 335.25 feet, a delta angle of 03°22'38" and being subtended by a chord bearing North 17°33'25" East, 335.20 feet to a set Iron Pin;
2. North 19°43'30" East, 75.00 feet to a set Iron Pin;
3. South 67°58'27" East, 3.00 feet to a set Iron Pin;
4. North 20°24'43" East, 62.16 feet to a set MAG Nail;
5. North 44°50'24" East, 51.89 feet to a set MAG Nail;
6. North 67°58'27" West, 21.43 feet to a set Iron Pin;
7. North 20°27'33" East, 29.05 feet to a set Iron Pin;
8. South 69°32'27" East, 10.69 feet to a set MAG Nail;
9. North 20°27'33" East, 59.48 feet to a set MAG Nail in the existing east right of way line of Main Street;

Thence along the existing east right of way lines of said Main Street following four (4) courses:

1. North 48°53'33" East, 51.20 feet to a set Iron Pin;
2. North 13°35'39" East, 25.96 feet to a set MAG Nail;
3. North 48°53'33" East, 66.53 feet to a set Iron Pin;
4. North 39°23'33" East, 144.74 feet to the **POINT OF BEGINNING**.

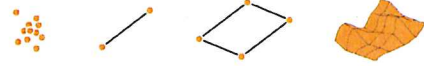
CONTAINING 0.3661 ACRES. Subject to legal highways and easements of record.

The above described parcel being part of those lands conveyed to the City of Montgomery, as recorded in Registered Land Certificate No. 239197 of the Hamilton County Registered Lands Office, identified as Hamilton County Auditor's Parcel No. 603-0004-0058, the City of Montgomery as recorded in Official Record 12580, Page 1289 of the Hamilton County

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Recorder's Office, identified as Hamilton County Auditor's Parcel No. 603-0004-0063 and The City of Montgomery, as recorded in Official Record 12880, Page 1579 of the Hamilton County Recorder's Office, identified as Hamilton County Auditor's Parcel No. 603-0004-0197.

The bearings are based on Ohio State Plane Grid, South Zone, NAD 83, (2011).

All iron pins set are 5/8" X 30" rebar with cap stamped "G.J. BERDING SURVEYING, INC".

Prepared by G.J. BERDING SURVEYING, INC. on March 4, 2019. Based on a Dedication Plat prepared by G.J. BERDING SURVEYING, INC. on March 4, 2019.

Tim Schwoeppe, P.S. 8410

3-4-2019
Date

