

RESOLUTION NO. 33 , 2022

A RESOLUTION ACCEPTING THE TRANSFER OF REAL PROPERTY FROM THE MONTGOMERY COMMUNITY IMPROVEMENT CORPORATION AND DESIGNATING SUCH PROPERTY AS A MUNICIPAL PARK AND RECREATION AREA

WHEREAS, the City, in cooperation with The Montgomery Community Improvement Corporation (“MCIC”), has been working to develop the Montgomery Quarter Project Site; and

WHEREAS, a portion of the public improvements within the Project Site includes a public park which has been designed, engineered, and is being constructed by the City and the MCIC in cooperation with the Developer; and

WHEREAS, the public park property previously was conveyed by the City to the MCIC with a condition that it be reconveyed as necessary to construct and hold public improvements; and

WHEREAS, this Resolution will accept the transfer from the MCIC of Lot 2F upon which the public park is being constructed; and

WHEREAS, consistent with Section 50.01 of the Code of Ordinances, upon acceptance of the transfer, Council shall designate this land as municipal park and recreation areas, and consistent with a separate grant approval Council does hereby commit that such property will be held for a minimum of fifteen years from the date of transfer for such municipal park and recreation purposes.

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

SECTION 1. The City hereby accepts transfer of Lot 2F of the Montgomery Quarter Subdivision being designated in the Development Plans as a public park.

SECTION 2. The City is committed to complete the public improvements as designed and engineered for such park site and all related streetscape in support of the public park.

SECTION 3. This Lot 2F shall be noted in the records of the City as a public municipal park and recreation area, and the sale or transfer of such property shall be restricted as required by Section 50.01 of the Code of Ordinances, provided, however, that no transfer is permitted of the municipal park property for a minimum of fifteen years. The City Manager shall appropriately apply to the State and County to exempt this lot as a public purpose park.

SECTION 4. This Resolution shall be in full force and effect from and after its passage.

PASSED: November 2, 2022

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

Craig D. Margolis
Craig D. Margolis, Mayor

APPROVED AS TO FORM:

Terrence M. Donnellon
Terrence M. Donnellon, Law Director