

**ORDINANCE NO. 2018-30**

AN ORDINANCE RELEASING, VACATING, QUITCLAIMING, AND FULLY DISCHARGING ALL RIGHT, TITLE AND INTEREST THE CITY OF MONROE HOLDS IN AND TO A PORTION OF A CERTAIN UTILITY EASEMENT FULLY DESCRIBED HEREIN.

WHEREAS, a new commercial subdivision is being developed within the area known as the Congress Industrial Park; and

WHEREAS, a portion of a utility easement is no longer needed due to new water line easements being established in connection with the development of the new commercial subdivision.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONROE, STATE OF OHIO, THAT:

SECTION 1: The City of Monroe does hereby release, vacate, quitclaim, and fully discharges all right, title and interest in and to a portion of a certain utility easement described on Exhibit "A" attached hereto and made a part hereof.

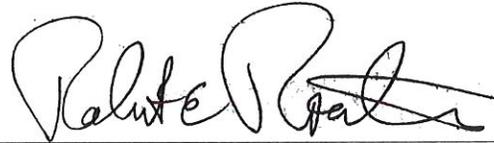
SECTION 2: This measure shall take effect and be in full force from and after the earliest period allowed by law.

PASSED: November 13, 2018

ATTEST:

APPROVED:

  
\_\_\_\_\_  
Clerk of Council

  
\_\_\_\_\_  
Mayor

First Reading: October 23, 2018

"I, the undersigned Clerk of Council of the city of Monroe, Ohio, hereby certify the foregoing (ordinance or resolution) was published as required by Section 7.16 of the Charter of the City of Monroe.

This legislation was enacted in an open meeting pursuant to the terms and provisions of the Sunshine Law, Section 121.22 of the Ohio Revised Code.

  
\_\_\_\_\_  
Clerk of Council  
City of Monroe, Ohio

**EXHIBIT A** Ordinance No. 2018-30

**Legal Description  
Partial Vacation  
of  
12' Utility Easement**

Being a parcel of land situated in, Turtlecreek Township, City of Monroe, Warren County, Ohio; Section 5, Township 3, Range 3 and being part of the property as conveyed to 17ac East of Senate, LLC by deed recorded in Document Number 2018-013259 (17.1254 acres) of the deed records of the Recorders Office of Warren County, Ohio and being located within the following described points in the boundary thereof:

Commencing at the northeast corner of Lot 4 of Congress Industrial Park as recorded in Plat Book 6, Page 74; thence on the east line of said Lot 4, said east line being the east line of the said 12' Utility Easement, South 6°03'10" West, 1198.75 feet, said point being at the corner of said 17ac East of Senate, LLC tract (17.1254 acres), said point being the point of beginning of the east line of the Partial Vacation of 12' Utility Easement being vacated; thence South 6°03'10" West, 270.00 feet on the east line of the said Partial Vacation of 12' Utility Easement being vacated to the south corner of said 17ac East of Senate, LLC tract (17.1254 acres) and the south line of Heimer Drive.

# "EXHIBIT B" VACATION PLAT OF PORTION OF 12' UTILITY EASEMENT

LOCATED IN  
TURTLECREEK TOWNSHIP, CITY OF MONROE  
SECTIONS 5 & 6, TOWNSHIP 3, RANGE 3  
WARREN COUNTY, OHIO

Bearing Reference:  
State of Ohio  
Right of Way Plan for  
WAR-75-10.30/0.00  
S.R. 129-90

NORTHEAST CORNER  
OF LOT 4  
CONGRESS INDUSTRIAL PARK  
PLAT BOOK 6, PAGE 74

DAILY TERMINALS, INC.  
O.R. 047, PAGE 359  
PART LOT 4  
1.389 ACRES  
CONGRESS INDUSTRIAL PARK  
PLAT BOOK 6, PAGE 74  
S.R. 94-79  
S.R. 45-100

THOMAS KIELEY TRUSTEE  
O.R. 1850, PAGE 680  
PART LOT 4  
1.500 ACRES  
CONGRESS INDUSTRIAL PARK  
PLAT BOOK 6, PAGE 74  
S.R. 64-49  
S.R. 57-48

DAILY TERMINALS, INC.  
O.R. 46, PAGE 995  
10.000 ACRES  
S.R. 45-96

12' UTILITY EASEMENT  
CONGRESS INDUSTRIAL PARK  
PLAT BOOK 6, PAGE 74

10' PRIVATE  
UTILITY  
EASEMENT

SENATE DRIVE  
(60' R/W)

S 83°56'48" E - 731.16'

EAST LINE OF LOT 4

1198.75'

S 83°56'50" E  
242.00'

10' PRIVATE  
UTILITY  
EASEMENT

RIGHT OF WAY  
PER PLAT BOOK 6  
PAGE 74

N 6°03'10" E  
399.45'

N 6°03'10" E  
240.40'

10' PUBLIC  
UTILITY  
EASEMENT

VACATED PORTION OF  
12' UTILITY EASEMENT

RADIUS=61.00'  
ARC=223.13'  
CHORD=117.96'  
S 39°44'03" E

S.R. 129-90  
S 83°50'58" E

20' SANITARY  
SEWER  
EASEMENT

HEIMER DRIVE

S 83°58'58" E - 625.69'

N 83°56'50" W  
242.00'

12' UTILITY EASEMENT  
CONGRESS INDUSTRIAL PARK  
PLAT BOOK 6, PAGE 74

N 6°03'10" E  
70.00'

N 83°56'50" W  
242.00'

RIGHT OF WAY  
PER PLAT BOOK 84  
PAGE 20-22

S 6°03'10" W  
10.15'

20' SANITARY  
SEWER  
EASEMENT

RADIUS=61.00'  
ARC=34.69'  
CHORD=34.23'  
N 39°44'03" W

20' SANITARY  
SEWER  
EASEMENT

10' PRIVATE  
UTILITY  
EASEMENT

SENATE DRIVE  
(R/W VARIES)

D & A BROTHERS CORP.  
O.R. 3751, PAGE 489  
PART LOT 4  
2.695 ACRES  
CONGRESS INDUSTRIAL PARK  
PLAT BOOK 6, PAGE 74  
S.R. 82-82

RIGHT OF WAY  
PER PLAT BOOK 84  
PAGE 20-22

RIGHT OF WAY  
PER PLAT BOOK 84  
PAGE 20-22

RIGHT OF WAY  
PER PLAT BOOK 6  
PAGE 74

10' PUBLIC  
UTILITY  
EASEMENT

RADIUS=230.00'  
ARC=55.94'  
CHORD=55.81'  
N 2°27'13" W

RADIUS=93.50'  
ARC=81.22'  
CHORD=78.69'  
N 15°27'51" E

10' PRIVATE  
UTILITY  
EASEMENT

WEST DRIVE

N 4°30'52" E - 226.94'

S 4°30'52" W - 226.94'

RADIUS=170.00'  
ARC=41.35'  
CHORD=41.25'  
S 2°27'13" E

S 9°25'19" E  
51.50'

RADIUS=41.50'  
ARC=27.50'  
CHORD=25.29'  
S 27°09'44" E

S 79°30'43" W  
132.16'

S 75°46'35" W  
67.44'

STATE ROUTE 63  
PLAT BOOK 84  
PAGE 20, 21, & 22  
(R/W VARIES)

CENTERLINE  
R/W MONUMENT

RIGHT OF WAY  
PER PLAT BOOK 6  
PAGE 74

RIGHT OF WAY  
PER PLAT BOOK 84  
PAGE 20-22

CENTERLINE  
R/W MONUMENT

SCALE IN FEET

