

ORDINANCE NO. 2016-56

AN ORDINANCE ACCEPTING A REPLAT OF ALL OF BLOCK "E" IN KENT STATE UNIVERSITY CENTRAL GATEWAY SUBDIVISION AND PART OF ORIGINAL FRANKLIN TOWNSHIP LOT 24 AND VACATING A PORTION OF EAST COLLEGE AVENUE BETWEEN SOUTH DEPEYSTER STREET AND SOUTH WILLOW STREET, FOR PURPOSES OF CONSTRUCTING THE NEW SAFETY CENTER AND ASSOCIATED TONKIN STREET CONSTRUCTION PROJECT, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent has consolidated several lots on East College Street and Tonkin Court for the purpose of building the new safety center; and

WHEREAS, the City wishes to vacate a portion of East College Street for the construction; and

WHEREAS, the City's Development Engineer has delivered to the City the necessary dedication plat and vacation of East College Street right-of-way, a copy of which is marked Exhibit "A", and placed on file with the Clerk of Council; and

WHEREAS, the Development Engineer for the City has given her opinion that the plat should be accepted for dedication purposes and that a portion of East College Street should be vacated; and

WHEREAS, a committee of Council has reviewed the street right-of-way vacation and the plat offered for dedication and has recommended to Council that the City accept the plat and the new street right-of-way as contained on the attached Exhibit "A".

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Kent, Portage County, Ohio, at least three-fourths (3/4) of all members elected thereto concurring:

SECTION 1. That Council does hereby accept the plat for dedication purposes and the vacation street right-of-way of East College Street as the same is shown upon the copy of the dedication plat marked Exhibit "A" on file in the Clerk of Council's office and the right-of-way for the future traffic signal project and any necessary appurtenances, and incorporated herein.

SECTION 2. That Council does hereby direct the President and Clerk of Council to sign the original dedication plat, evidencing the dedication approval as authorized herein.

SECTION 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 4. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of this City for the reason that it is immediately necessary to allow for the conclusion of the dedication process for these phase of the subject subdivision, for which reason and other reasons manifest to this Council this ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED: June 15, 2016
DATE

MAYOR AND PRESIDENT OF COUNCIL

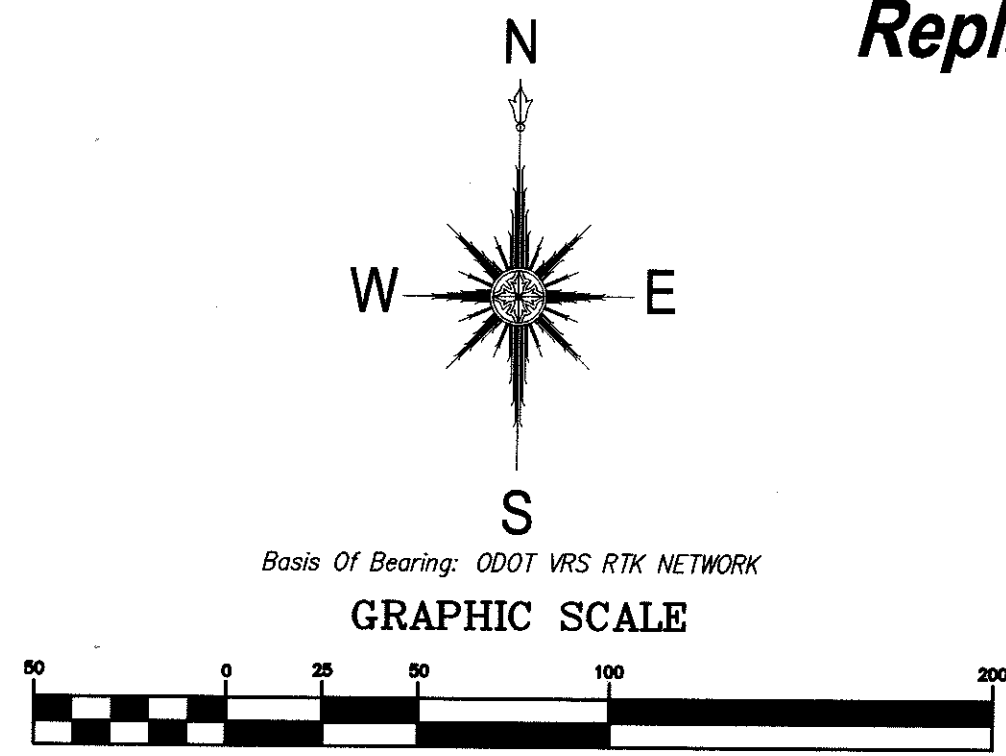
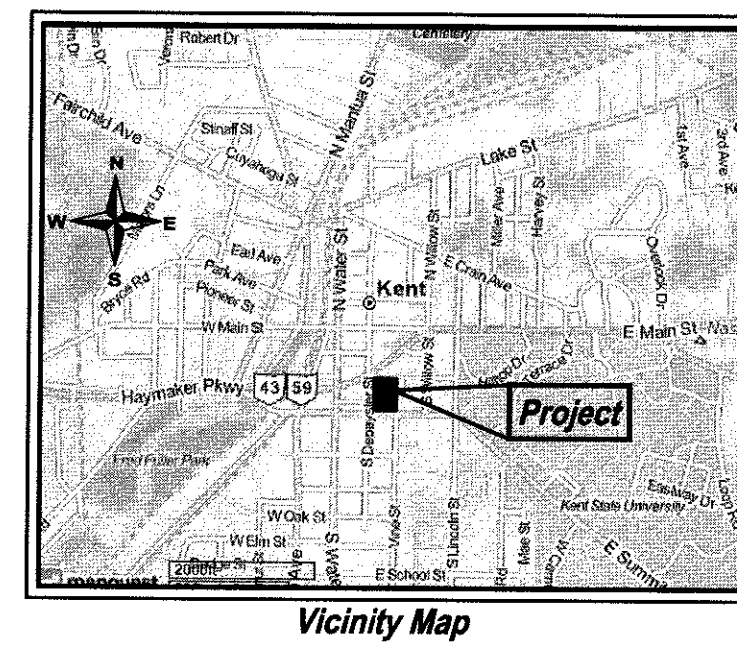
ATTEST: _____
CLERK OF COUNCIL

I hereby certify that Ordinance No. 2016-56 was duly enacted this 15th day of June, 2016, by the Council of the City of Kent, Ohio

CLERK OF COUNCIL

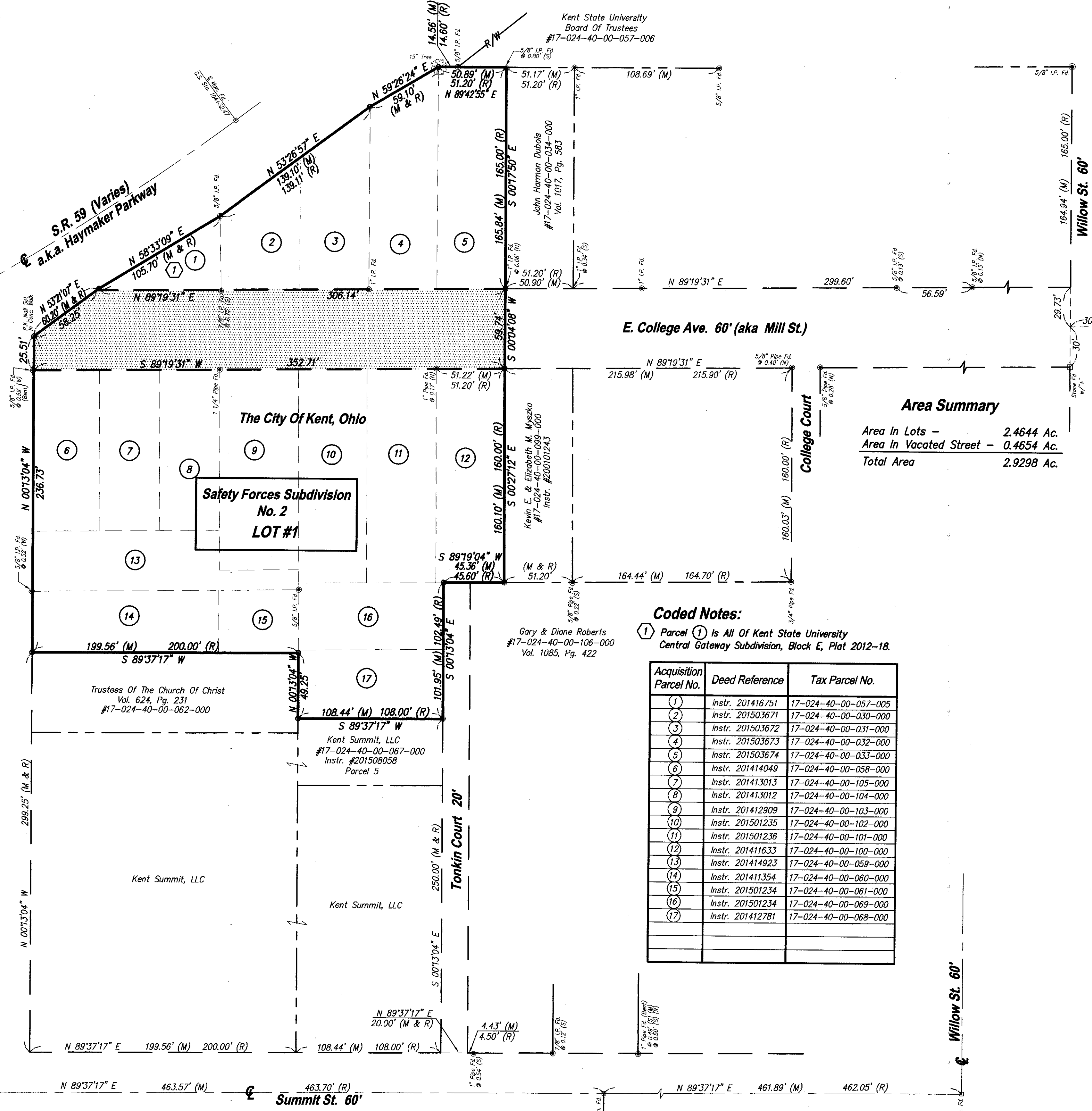
City Of Kent Safety Forces Subdivision No. 2
Replat Of "All Of Block E" In Kent State University's Central Gateway Subdivision (Plat 2012-18) And Part Of Original Franklin Township Lot 24
Vacation Plat Of A Portion Of E. College Ave. (Between S. Depeyster St. & S. Willow St.)
For The City Of Kent

SITUATED IN THE CITY OF KENT, TOWNSHIP OF FRANKLIN,
 COUNTY OF PORTAGE, STATE OF OHIO AND BEING PART
 OF THE ORIGINAL FRANKLIN TOWNSHIP LOT 24, CONNECTICUT WESTERN RESERVE (T3N-R9W)



Legend
 (M) Measured Distance
 (R) Recorded Distance
 ○ 5/8" Iron Pin Set w/Cap
 [Hatched Box] Area Of Public Street To Be Vacated

Road Curve Data
 R = 1909.86'
 L = 532.76' (M) 532.47' (R)
 Dc = 3700'00"



Street Vacation Description:

Being Situated In The City Of Kent, County Of Portage, State Of Ohio And Being Part Of Original Franklin Township Lot 24 And Further Described As Follows:
 Beginning At A P.K. Nail Set In Concrete Walk At The Intersection Of The East Right-Of-Way Line Of S. Depeyster St. (66' Wide) With The Southeastery Right-Of-Way Line Of Haymaker Parkway (Varies);
 Thence N 53°21'07" E With Said Southeastery Right-Of-Way Line Of Haymaker Parkway A Distance Of 58.25 Feet To The North Right-Of-Way Line Of E. College Ave. (a.k.a. Mill St.);
 Thence N 89°19'31" E With Said North Right-Of-Way Line A Distance Of 306.14 Feet To The East End Of The Portion To Be Vacated;
 Thence S 00°04'08" W A Distance Of 59.74 Feet To The South Right-Of-Way Line Of E. College Ave.;
 Thence S 89°19'31" W With Said South Right-Of-Way Line A Distance Of 352.71 Feet To Aforesaid East Right-Of-Way Line Of S. Depeyster St.;
 Thence N 00°13'04" W With Said East Right-Of-Way Line A Distance Of 25.51 Feet To The Place Of Beginning And Containing 0.4654 Acres Of Land More Or Less.

Coded Notes:
 ① Parcel ① Is All Of Kent State University Central Gateway Subdivision, Block E, Plat 2012-18.

Acquisition Parcel No.	Deed Reference	Tax Parcel No.
1	Instr. 201416751	17-024-40-00-057-005
2	Instr. 201503671	17-024-40-00-030-000
3	Instr. 201503672	17-024-40-00-031-000
4	Instr. 201503673	17-024-40-00-032-000
5	Instr. 201503674	17-024-40-00-033-000
6	Instr. 201414049	17-024-40-00-058-000
7	Instr. 201413013	17-024-40-00-105-000
8	Instr. 201413012	17-024-40-00-104-000
9	Instr. 201412909	17-024-40-00-103-000
10	Instr. 201501235	17-024-40-00-102-000
11	Instr. 201501236	17-024-40-00-101-000
12	Instr. 201411633	17-024-40-00-100-000
13	Instr. 201414923	17-024-40-00-059-000
14	Instr. 201411354	17-024-40-00-060-000
15	Instr. 201501234	17-024-40-00-061-000
16	Instr. 201501234	17-024-40-00-069-000
17	Instr. 201412781	17-024-40-00-068-000

City Of Kent Approvals

DEVELOPMENT ENGINEER APPROVAL:
 Approved For Transfer By The Kent City Development Engineer This 26th Day Of April, 2016.
 Signature: Jennifer K. Barone Development Engineer

ZONING INSPECTOR:
 Approved By The City Of Kent Zoning Inspector This 24th Day Of April, 2016.

Signature: Heather E. Prie Zoning Inspector
 Kent City Council

Under Authority Vested In Them By Sec. 723.03 ETAL Of The Ohio Revised Code, The City Council Of Kent, Ohio Does Heraby Vacate The Shaded Portion Of E. College Ave. As Shown And In Accordance With Ordinance Number _____, Passed This _____ Day Of _____, 20____. The City Council Of Kent, Ohio Further Consolidates Acquisition Parcels 1-17 As Shown Hereon.

Clerk Of Council _____

Owners Acceptance (City Of Kent)

I (We) The Undersigned Owner(s) And Holder(s) Of Liens And Other Interests In And To The Lands Embraced Within This Replat Do Hereby Declare This Plat To Be Our Free Act And Deed.

OWNERS: James S. Bowling, Jr. INTERIM SERVICE DIRECTOR
 WITNESSES: Rhonda Boyd SK. ENGINEER
Tony Kollar ENGR. AIOE II

Notarial Acknowledgement

State Of Ohio, County Of Portage
 Before Me, A Notary Public In And For The Said County And State Personally Appeared The Above Named Owners Who Acknowledge The Signing Of The Foregoing Instrument And That The Same Is Their Free Act And Deed.
 In Testimony Whereof, I Have Hereunto Set My Hand And Official Seal This 26 Day Of April, 2016.
Patricia R. Wilson
 Notary Public
 My Commission Expires: 8-18-18

Portage County Approvals

Received For Record This _____ Day Of _____, 20____.
 Portage County Tax Map Department
 Entered For Transfer This _____ Day Of _____, 20____.
 Portage County Auditor Fee: _____
 Filed For Record This _____ Day Of _____, 20____.
 At _____ AM/PM
 Recorded This _____ Day Of _____, 20____ As
 Plat No. _____
 Portage County Recorder

References:
 Kent Central Gateway Acquisition Plans - @ Plat Dated 06/25/2010
 Replat Of Haymaker Parkway Right-Of-Way Dated 01/27/2012 (Plat 2012-18)
 Deeds
 Surveys Of Record

Prepared By:

Howells & Baird, Inc.
 CIVIL ENGINEERS & SURVEYORS
 1156 EAST STATE STREET
 SALEM, OHIO 44480
 PH. (330) 332-4834 FAX. (330) 332-4058
 EMAIL: howbaird@neo.rr.com

Surveyor's Certification
 I Herby Certify That I Have Surveyed The Accompanying Tract Of Land And That The Plat Is A Correct Representation Of The Same. Iron Pins Have Been Set At All Places Where Shown.
David E. Vollnogle
 David E. Vollnogle Reg. Surveyor #6958
 Date: 4/22/2016

