

ORDINANCE NO. 2011- 72

AN ORDINANCE ACCEPTING, FOR DEDICATION PURPOSES, THE ALLEY WAYS, UTILITY EASEMENTS, AND INFRASTRUCTURE FOR ALLEY #5 AND PART OF ACORN ALLEY, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent has created and delivered to the City Planning Department the necessary dedication plat for the dedication of a portion of Alley #5 and a portion of Acorn Alley and easements for utilities; a copy of which is marked Exhibit "A", and placed on file with the Clerk of Council.

WHEREAS, the Development Engineer for the City has given her opinion that said portions of Alley #5 and Acorn Alley and utility easements should be accepted for dedication purposes; and

WHEREAS, in accordance with Section 1181.09(a) of the Codified Ordinances, City Council has reviewed whether the requirements of the Subdivision Regulations of the City have been met by the City of Kent and has recommended that the City accept the alleys, easements and infrastructure as contained in this plat to be filed.

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 will hereby accept for dedication purposes, the portions of Alley 5, Acorn Alley and the utility easements, as the same is shown upon the copy of the dedication plat marked Exhibit "A", attached hereto and incorporated herein.

SECTION 2. That the Clerk of Council shall file a certified copy of this ordinance with the Portage County Recorder's office in lieu of refiling the plat.

SECTION 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution 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: 08/17/2011
DATE

MAYOR AND PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

I hereby certify that Ordinance No. 2011- 72 was duly enacted on this 17 day of August, 2011 by the Council of the City of Kent, Ohio.

Clerk of Council

BASIS OF BEARING: _____
 BASIS OF BEARING IS STATE PLANE GRID NORTH,
 NAD 83, OHIO NORTH ZONE.
 TIED TO CITY OF KENT SURVEY CONTROL
 "FR-24-01", "FR-32-02", "FR-30-01" &
 "FR-25-01"

- REFERENCES:**
- COUNTY TAX MAPS.
 - DEEDS.
 - PLATS.
 - TITLE REPORT

OWNERS ACCEPTANCE (CITY OF KENT):

I (WE), THE UNDERSIGNED OWNER(S) AND HOLDER(S) OF INTERESTS AND OTHER INTERESTS IN AND TO THE LANDS EMBRACED WITHIN THIS REPLAT, DO HEREBY DECLARE THIS PLAT TO BE OUR FREE ACT AND DEED.
 OWNER(S) _____
 WITNESSES _____

STATE OF OHIO
 COUNTY OF _____
 BEFORE ME, A NOTARY PUBLIC IN AND FOR SAID COUNTY, PERSONALLY APPEARED THE AFORE NAMED _____ WHO ACKNOWLEDGED THAT HE DID SIGN THE FOREGOING INSTRUMENT AND THE SAME IS HIS FREE ACT AND DEED.
 IN TESTIMONY OF WHEREOF, I HAVE HERETO SET IN MY HAND, AND OFFICIAL SEAL AT _____, OHIO, THIS _____ DAY OF _____, 20____.

MY COMMISSION EXPIRES _____
 NOTARY PUBLIC _____

APPROVALS:
 APPROVED BY THE CITY OF KENT ZONING INSPECTOR
 THIS _____ DAY OF _____, 20____

HEATHER E. PHILLIPS ZONING INSPECTOR
 APPROVED FOR TRANSFER BY THE KENT CITY DEVELOPMENT ENGINEER
 THIS _____ DAY OF _____, 20____
 JENNIFER K. BARONE DEVELOPMENT ENGINEER

UNDER THE AUTHORITY VESTED IN THEM BY SECTION 723.03 ETAL OF THE OHIO REVISED CODE, THE CITY COUNCIL OF KENT DOES HEREBY VACATE AN EASTERLY PORTION OF ALLEY 5 AS SHOWN, IN ACCORDANCE WITH ORDINANCE NO. _____ PASSED BY THEM THIS _____ DAY OF _____, 20____.

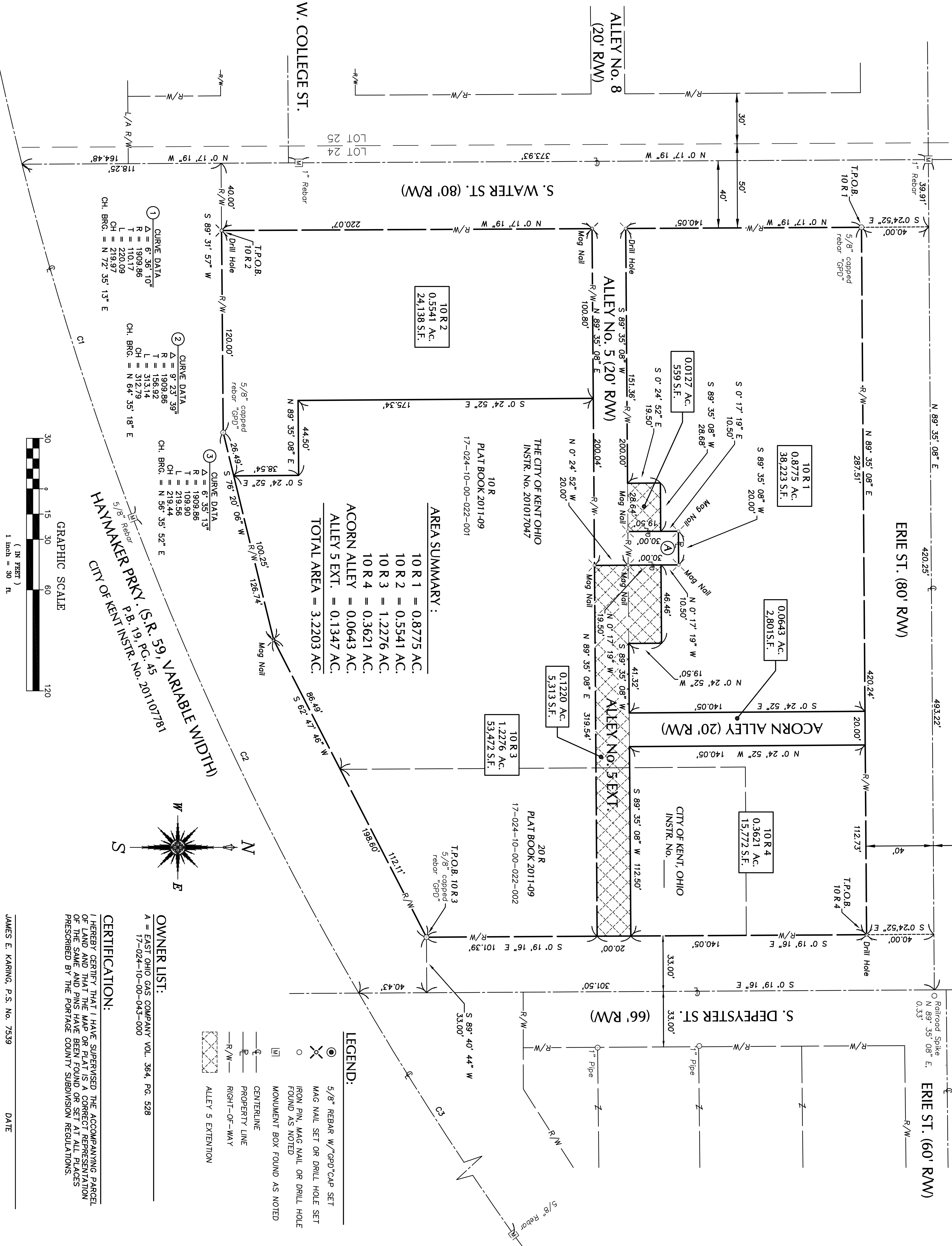
LINDA COPLEY, CLERK OF COUNCIL
 RECEIVED FOR RECORD THIS _____ DAY OF _____, 20____

PORTAGE COUNTY TAX MAP DEPARTMENT
 ENTERED FOR TRANSFER THIS _____ DAY OF _____, 20____

PORTAGE COUNTY AUDITOR
 FILED FOR RECORD THIS _____ DAY OF _____, 20____ AT _____ M.
 RECORDED THIS _____ DAY OF _____, 20____ AS
 PLAT NO. _____

PORTAGE COUNTY RECORDER

**REPLAT of LOTS 10 R and 20 R
 CREATING LOTS 10R1, 10R2, 10R3, 10R4
 AND DEDICATING ACORN ALLEY AND ALLEY No. 5 EXTENSION
 ORIGINAL FRANKLIN TOWNSHIP LOT 24
 T 3 N, R 9 W
 CITY OF KENT
 COUNTY OF PORTAGE, STATE OF OHIO**



10S R 2
 0.5541 AC.
 24,138 S.F.

0.0127 AC.
 559 S.F.

10 R 1
 0.8775 AC.
 38,223 S.F.

0.0643 AC.
 2,801 S.F.

10 R 4
 0.3621 AC.
 15,772 S.F.

10 R 3
 1.2276 AC.
 53,472 S.F.

0.1220 AC.
 5,313 S.F.

AREA SUMMARY:

10 R 1 = 0.8775 AC.
 10 R 2 = 0.5541 AC.
 10 R 3 = 1.2276 AC.
 10 R 4 = 0.3621 AC.
 ACORN ALLEY = 0.0643 AC.
 ALLEY 5 EXT. = 0.1347 AC.
 TOTAL AREA = 3.2203 AC.

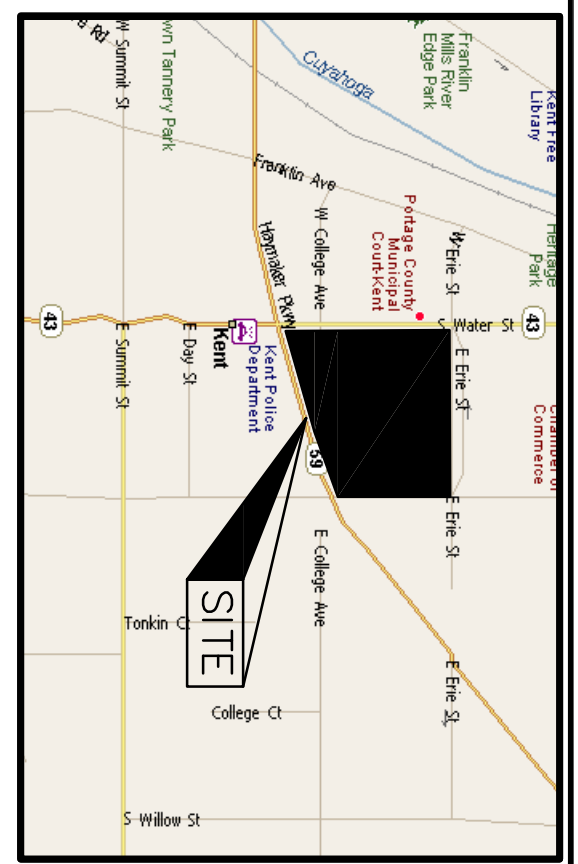
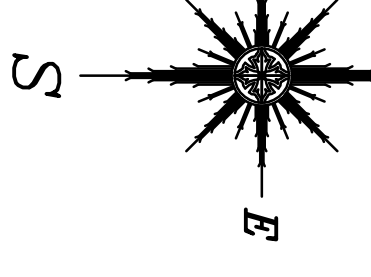
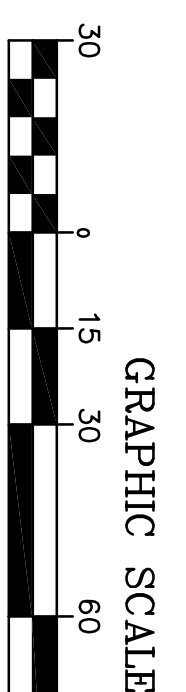
THE CITY OF KENT, OHIO
 INSTR. NO. 201017047
 10 R
 PLAT BOOK 2011-09
 17-024-10-00-022-001

20 R
 PLAT BOOK 2011-09
 17-024-10-00-022-002

1 CURVE DATA
 $\Delta = 67.36^{\circ} 10''$
 R = 1909.86
 T = 110.17
 L = 220.09
 CH. BRG. = N 72° 35' 13" E

2 CURVE DATA
 $\Delta = 97.23^{\circ} 39''$
 R = 1909.86
 T = 158.92
 L = 312.76
 CH. BRG. = N 64° 35' 18" E

3 CURVE DATA
 $\Delta = 67.36^{\circ} 10''$
 R = 1909.86
 T = 109.90
 L = 219.44
 CH. BRG. = N 56° 35' 52" E



- LEGEND:**
- 5/8" REBAR W/"GPD" CAP SET
 - MAG NAIL SET OR DRILL HOLE SET
 - IRON PIN, MAG NAIL OR DRILL HOLE FOUND AS NOTED
 - MONUMENT BOX FOUND AS NOTED
 - CENTERLINE
 - PROPERTY LINE
 - RIGHT-OF-WAY
 - ALLEY 5 EXTENSION

OWNER LIST:
 A = EAST OHIO GAS COMPANY VOL. 364, PG. 528
 17-024-10-00-043-000

CERTIFICATION:
 I HEREBY CERTIFY THAT I HAVE SUPERVISED THE ACCOMPANYING PARCEL OF LAND AND THAT THE MAP OR PLAT IS A CORRECT REPRESENTATION OF THE SAME AND THAT PINS HAVE BEEN FOUND OR SET AT ALL PLACES PRESCRIBED BY THE PORTAGE COUNTY SUBDIVISION REGULATIONS.

JAMES E. KARING, P.S. No. 7539
 DATE _____

REV.	DATE	DESCRIPTION

**REPLAT of LOTS 10R & 20R
 S. WATER ST., ERIE ST., S. DEPEYSTER ST.
 and HAYMAKER PRKY. (S.R. 59)**

**CITY OF KENT
 COUNTY OF PORTAGE**

DESIGNED	DATE
DRAWN	
CHECKED	

JOB NO.
2008255.00

