

ORDINANCE NO. 2020-10

AN ORDINANCE ACCEPTING A DONATION TO THE CITY OF KENT OF A TEMPORARY EASEMENT (2-TV) FROM RICHARD T. WEISS, FOR THE NORTH WATER STREET IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent has received a donation of a temporary easement (2-TV) from Richard T. Weiss for the North Water Street Improvement project; and

WHEREAS, the City wishes to accept said donation.

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 authorize the City Manager on behalf of the City of Kent to accept the temporary easement (2-TV) donation from Richard T. Weiss for the North Water Street Improvement project, and is more fully described in Exhibit "A" attached hereto and incorporated herein.

SECTION 2. 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 3. 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 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: _____
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: _____
Date

ATTEST: _____
Amy Wilkens
Clerk of Council

I, AMY WILKENS, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF ORDINANCE No. _____, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON _____, 20_____.

(SEAL)

AMY WILKENS
CLERK OF COUNCIL

TEMPORARY EASEMENT

Richard T. Weiss, the Grantor(s), as a DONATION, does grant to the City of Kent, Ohio, the Grantee, the temporary easement(s) to exclusively occupy and use for the purposes mentioned in Exhibit A the following described real estate:

PARCEL(S): 2-TV

POR-North Water Street

SEE EXHIBIT A ATTACHED

Portage County Current Tax Parcel No. 17-024-20-00-084.000

Prior Instrument Reference: 200123030, 200123031, 200123032, Portage County Recorder's Office.

To have and to hold the temporary easement(s), for the aforesaid purposes and for the anticipated period of time described below, unto the Grantee, its successors and assigns.

The duration of the temporary easement(s) granted to the Grantee is twelve (12) months immediately following the date on which the work described above is first commenced by the Grantee, or its duly authorized employees, agents, and contractors.

The temporary easement(s) interest granted is being acquired by Grantee for a public purpose, namely the establishment, construction, reconstruction, widening, repair or maintenance of a public road.

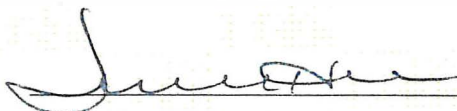

IN WITNESS WHEREOF Richard T. Weiss, has hereunto set his hand on the 14 day of JAN, 2020.


Richard T. Weiss

STATE OF OHIO, COUNTY OF PORTAGE SS:

BE IT REMEMBERED that on the 14 day of Jan, 2020 before me the subscriber, a Notary Public in and for said state and county, personally came the above named Richard T. Weiss, who acknowledged the foregoing instrument to be his voluntary act and deed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal on the day and year last aforesaid.



TERESA A. HERR, NOTARY PUBLIC
Residence - Portage County
State Wide Jurisdiction, Ohio
My Commission Expires Dec 21, 2020
NOTARY PUBLIC
My Commission expires: _____

This document was prepared by or on behalf of the City of Kent

EXHIBIT A

Page 1 of 2

RX 287 TV

Rev. 12/16

Ver. Date 12/10/2019

PID 109347

**PARCEL 2-TV
POR-NORTH WATER STREET
TEMPORARY EASEMENT FOR THE PURPOSE OF
PERFORMING THE WORK NECESSARY TO
RECONSTRUCT PARKING LOT & RETAINING WALL
FOR 12 MONTHS FROM DATE OF ENTRY BY THE
CITY OF KENT, PORTAGE COUNTY, OHIO**

[Surveyor's description of the premises follows]

Situated in the City of Kent, County of Portage, State of Ohio, and being part of Original Franklin Township Lot 24, being also part of Lot 6 of Block 11 of the Original Plat of the Town of Franklin (now City of Kent) per Deed Volume 25, Page 132, this and all further references made to the Portage County Recorder records, being also part of a parcel of land, now or formerly owned by Richard T. Weiss per Image Numbers 200123030, 200123031 and 200123032, and being further described as follows:

Commencing at a point at the Grantor's northwest corner, said point also being the northwest corner of Lot 6 of Block 11 and at the intersection of the existing east right of way line of North Water Street (80 feet wide) and the existing south right of way of Alley No. 1 (20 feet wide), said point being 40.00 feet right of North Water Street centerline of right of way Station 28+80.58, said point also being the **TRUE POINT OF BEGINNING** for the following parcel of land herein described;

Thence S 89°39'34" E, 58.00 feet, along the Grantor's north line, the north line of Lot 6 and the exist south right of way line of Alley No. 1, to a point, said point being located 98.00 feet right of North Water Street centerline of right of way Station 28+80.62;

Thence S 00°18'23" E, 13.31 feet, through the Grantor's parcel, to a point, said point being located 98.00 feet right of North Water Street centerline of right of way Station 28+67.31;

Thence S 89°39'34" W, 58.00 feet, to point on the Grantor's west line and the existing east right of way line of North Water Street, said point being located 40.00 feet right of North Water Street centerline of right of way Station 28+67.28;

Thence N 00°18'23" W, 37.16 feet, along the Grantor's west line, the existing east right of way line of North Water Street, to the point of beginning and containing 772 square feet of land, more or less.

EXHIBIT A

Page 2 of 2

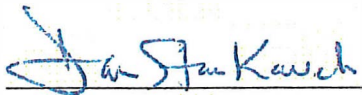
RX 287 TV

Rev. 12/16

The above parcel is contained within Portage County Parcel Number 17-024-20-00-084.000

The above description was prepared by Dan Stankavich, Professional Surveyor Number 7122, on December 10, 2019 and is based on a survey made for AECOM and the City of Kent by Euthenics, Inc., by or under the direct supervision of Scott Horan, Professional Surveyor Number 8678, in March of 2019.

The bearing for the above description are based on the Ohio North Zone State Plane Coordinates, NAD83 (1986) datum.

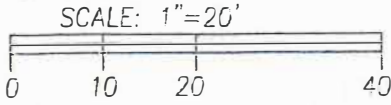


Dan Stankavich, P.S. 7122

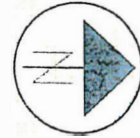


DEC 10, 2019

Date

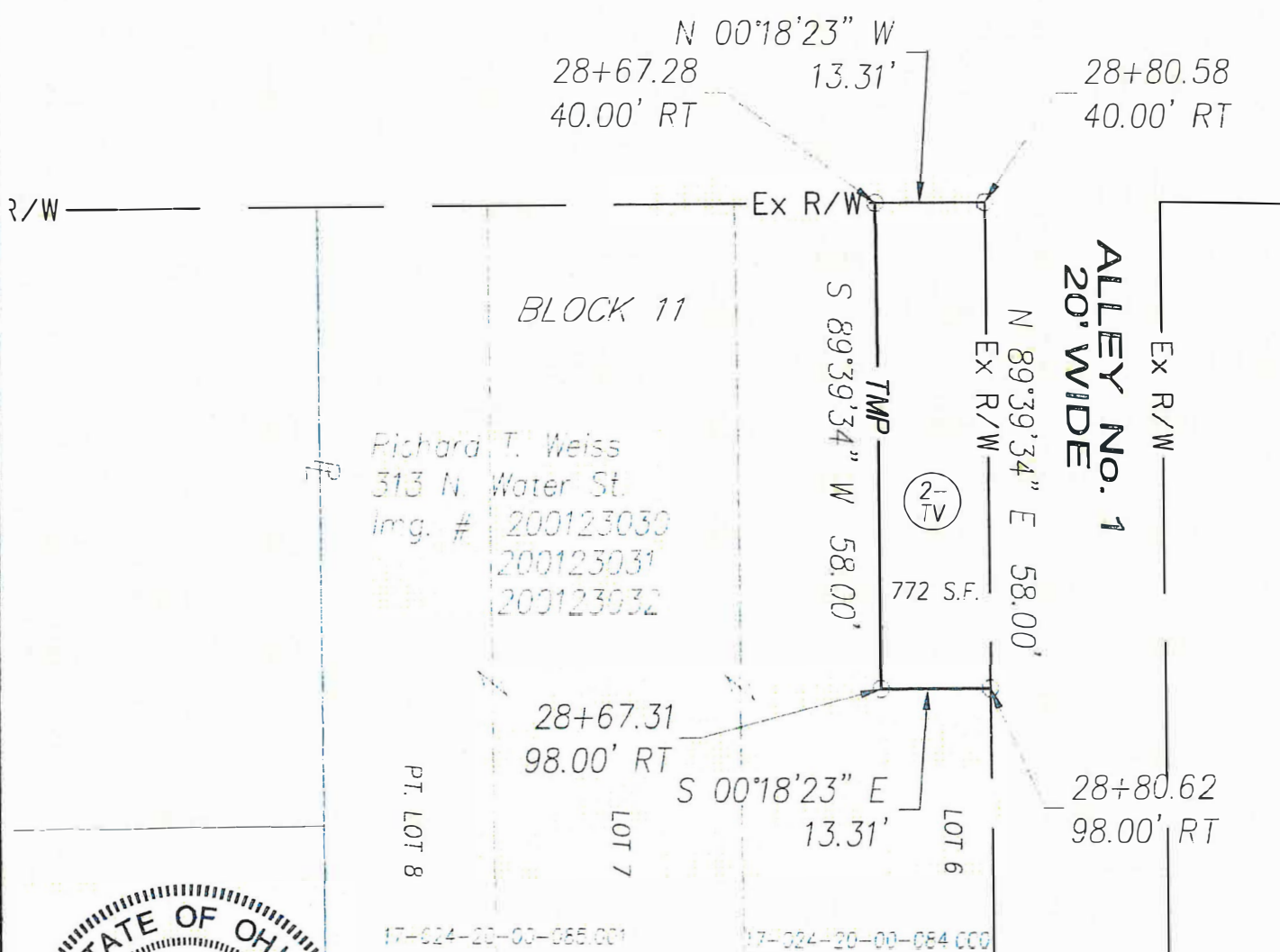


NORTH BASED ON GRID
OHIO NORTH ZONE



28 | N 00°18'23" W +50 | 29

NORTH WATER STREET 80' R/W



Richard T. Weiss
313 N. Water St.
img. # 200123030
200123031
200123032

**ALLEY No. 1
20' WIDE**



Dan Stankavich
DAN STANKAVICH, PS. 7122
12/10/2019
DATE

PARCEL 2-TV
POR-NORTH WATER STREET
CITY OF KENT, COUNTY OF PORTAGE,
STATE OF OHIO
PART OF ORIG. FRANKLIN TWP. LOT 24
PART OF ORIGINAL BLOCK 11, LOT 6
DEED VOL. 25, PAGE 132
DECEMBER 2019

Name: 2-T

North: 544844.5619' East: 2282925.3583'

Segment #1 : Line

Course: S89° 39' 34"W Length: 58.00'
North: 544844.2171' East: 2282867.3594'

Segment #2 : Line

Course: N00° 18' 23"W Length: 13.31'
North: 544857.5269' East: 2282867.2882'

Segment #3 : Line

Course: N89° 39' 33"E Length: 58.00'
North: 544857.8720' East: 2282925.2872'

Segment #4 : Line

Course: S00° 18' 23"E Length: 13.31'
North: 544844.5622' East: 2282925.3583'

Perimeter: 142.61' Area: 771.70 Sq. Ft.

Error Closure: 0.0003 Course: N00° 20' 27"W

Error North: 0.00028 East: -0.00000

Precision 1: 475400.00

ODOT ITEM SPECIAL - RETAINING WALL - MISC. MODULAR BLOCK WALL

RETAINING WALL SHALL BE SUPPLIED AND INSTALLED IN ACCORDANCE WITH MANUFACTURER'S SPECIFICATIONS AND INSTALLATION REQUIREMENTS. COLOR SHALL BE SANDSTONE AS SUPPLIED BY VERSA-LOK OR APPROVED EQUAL. NO HOLLOW CORE BLOCKS WILL BE PERMITTED.

PAYMENT SHALL BE MADE FOR ODOT ITEM SPECIAL - RETAINING WALL, MISC. MODULAR BLOCK WALL ON A PER SQUARE FACE FOOT BASIS. PAYMENT SHALL INCLUDE ALL LABOR, MATERIAL, EQUIPMENT AND ALL INCIDENTALS REQUIRED TO SUPPLY AND INSTALL THE RETAINING WALL COMPLETE IN PLACE WITH 6" UNDERDRAIN, FITTINGS AND CLEAROUT, OUTLET TO THE NEAREST AVAILABLE CATCH BASIN OR AS SHOWN IN THE PLANS.

THE MESA SYSTEM SHALL UTILIZE THEIR STANDARD UNITS WITH TENSAR UK5000SE STRUCTURAL GEOGRID REINFORCEMENT AS DESIGNED BY THEIR ENGINEER. STANDARD CONNECTORS TO ATTACH THE GEOGRID TO THE BLOCKS, AND THE MATERIAL FOR REINFORCED BACKFILL AS RECOMMENDED BY THE MANUFACTURER.

THE KEYSTONE SYSTEM SHALL UTILIZE THEIR KEYSTONE COMPACT UNITS, STRAIGHTFACE/VICTORIAN STONE UNITS WITH GEOGRID REINFORCEMENT AS DESIGNED BY THEIR ENGINEER, STANDARD CONNECTORS AND APPURTENANCES. MATERIAL FOR BACKFILL SHALL BE AS RECOMMENDED BY THE MANUFACTURER.

THE VERSA-LOK SYSTEM SHALL UTILIZE THEIR STANDARD UNITS WITH GEOGRID AS DESIGNED BY THEIR ENGINEER, STANDARD VERSA-TUFF CONNECTION PINS, AND APPURTENANCES. MATERIAL FOR DRAINAGE AND BACKFILL SHALL BE AS RECOMMENDED BY THE MANUFACTURER.

THE FOLLOWING ESTIMATED QUANTITIES HAVE BEEN INCLUDED IN THE GENERAL SUMMARY FOR THE WORK NOTED ABOVE:

610, RETAINING WALL, MISC. MODULAR BLOCK WALL 215 SQ. FT.

ITEM 607-FENCE, TYPE CLT, APP HEIGHT = 5'

SEE ODOT SCD F-1.1 FOR EMBEDMENT DETAILS

GEOSYNTHETIC REINFORCEMENT

6" UNDERDRAIN

COMPACTED SUBGRADE

NO. 8, 9, OR 89 DRAINAGE AGGREGATE 12" THICK MIN.

ITEM 304 - AGGREGATE BASE 11'-5"

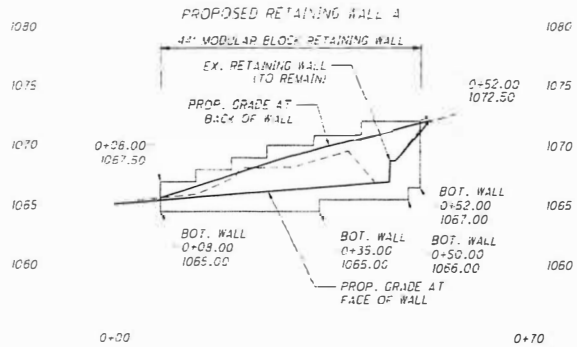
PLAY LIMITS FOR ODOT ITEM SPECIAL - RETAINING WALL, MISC. MODULAR BLOCK WALL

VERSA-LOK STANDARD MODULAR CONCRETE UNITS OR APPROVED EQUAL

CAP UNIT ADHERES TO TOP UNIT W/VERSA-LOK CONCRETE ADHESIVE OR APPROVED EQUAL

E OF WALL (LOCATION OF STATION AND OFFSET)

RETAINING WALL - MISC. MODULAR BLOCK WALL DETAIL
NOT TO SCALE

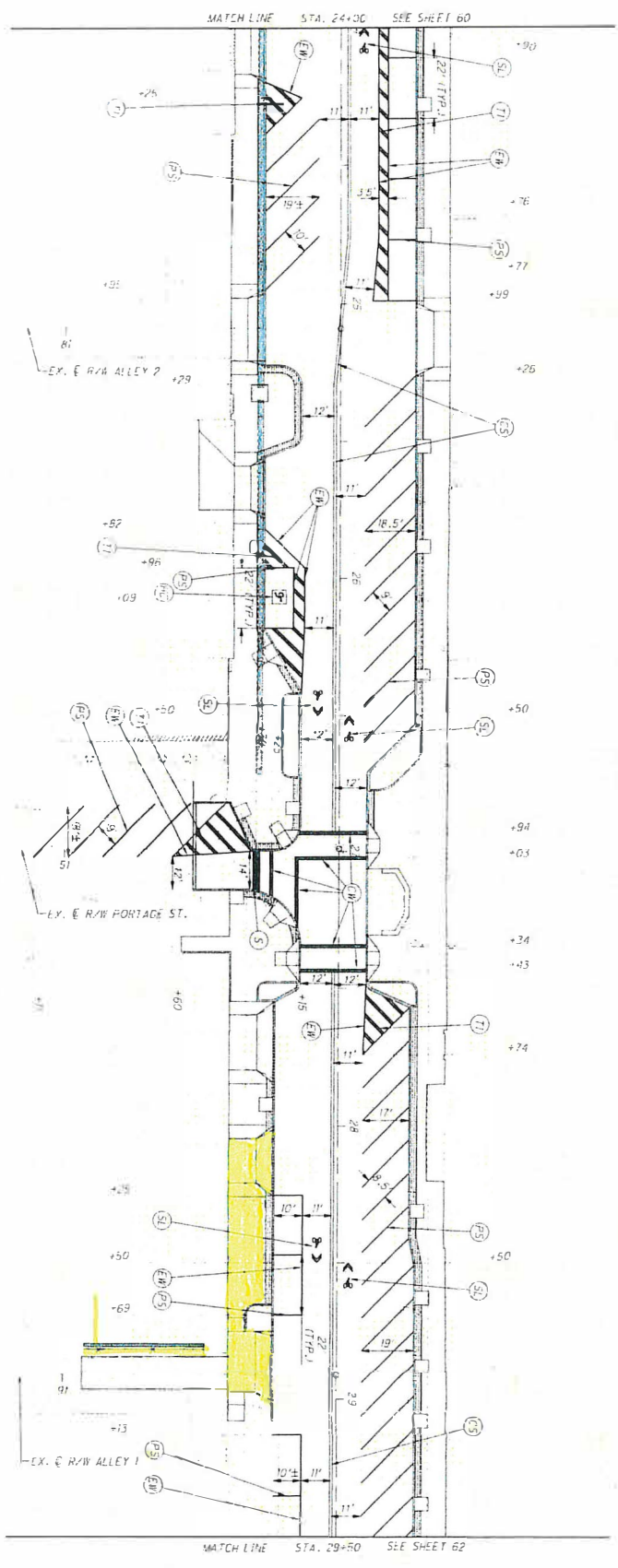




PROPOSED RETAINING WALL A DETAILS

FOR-CR502-0.18 (NORTH WATER STREET)

54
73



61
73

POR-CR502-0.18 (NORTH WATER STREET)

PAVEMENT MARKING PLAN
STA. 24+00 TO STA. 29+50

TKI
JMB

HORIZONTAL SCALE IN FEET



