

ORDINANCE NO. 2021-003

AN ORDINANCE AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO ACCEPT A STREET RIGHT OF WAY DEDICATION AT 1625 SOUTH WATER STREET (DUNKIN' DONUTS), AND DECLARING AN EMERGENCY.

WHEREAS, Hinckley Reserve Realty, LLC is consolidating two (2) lots to create Block A. Currently, the property lines extend to the center of South Water Street; and

WHEREAS, as part of this lot consolidation, the portion of the property in the road right of way is being dedicated to the City of Kent.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Kent, Portage County, that:

SECTION 1. That Kent City Council hereby authorizes the City Manager, or his designee, to accept the street right of way dedication at 1625 South Water Street (Dunkin' Doughnuts) and is more fully described in Exhibit "A", attached hereto and made a part thereof.

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: January 20, 2021
Date

Fiala
Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: January 20, 2021
Date

ATTEST: Amy Wilkens
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 RESOLUTION No. 2021-003, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON January 20, 2021.

(SEAL)

Amy Wilkens
AMY WILKENS
CLERK OF COUNCIL

**0.235 ACRES
AREA TO BE DEDICATED
S. WATER STREET**

Situated in the State of Ohio, County of Portage, City of Kent, being part of Original Brimfield Township Lot 4 and being more particularly bounded and described as follows:

Beginning at a 1" iron bar in monument box found and held marking the intersection of the centerline of S. Water Street (State Route 43 – width varies) with the centerline of State Route 261 (width varies).

Thence N 26°01'52"W, along the centerline of S. Water Street, a distance of 149.37' to a point thereon being the *TRUE PLACE OF BEGINNING* for the parcel of land described herein;

Thence continuing N 26°01'52"W, along the centerline of S. Water Street, a distance of 228.06' to an angle point therein being a point on the north line of said Original Brimfield Township Lot 4;

Thence N 89°43'11"E, along the north line of said Original Brimfield Township Lot 4 and partially along the south line of Lot 24 of the Resubdivision of the Younkman Allotment as recorded in Plat Volume 14, Page 17 of Portage County Recorder's records, a distance of 49.96' to Mag nail set in asphalt marking a corner of the easterly right-of-way limits of S. Water Street;

Thence S 26°01'52"E, along the easterly right-of-way limits of S. Water Street, a distance of 227.67' to a corner thereof (witness a 3/4" iron pipe found 0.38' east);

Thence S 89°18'53"W, a distance of 49.79' to the *TRUE PLACE OF BEGINNING* and containing 0.235 acres (10,253 square feet) of land as surveyed by James P. Yurkschatt (P.S. 7809) of Campbell and Associates, Inc. on November 11, 2020.

The basis of bearings for this survey is Grid North of the Ohio State Plane Coordinate System, North Zone, NAD83(2011).



