



Office of the City Manager
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Memo

To: Members of Dublin City Council
From: Dana L. McDaniel, City Manager *RAM*
Date: February 5, 2015
Initiated By: Megan O'Callaghan, PE, Public Service Director
Philip K. Hartmann, Assistant Law Director
Re: Res. 17-15 through 22-15 - State Route 161 and Riverside Drive Intersection Improvement Resolutions of Intent to Approprate

BACKGROUND

The City of Dublin ("City") is preparing to improve the intersection of State Route 161 and Riverside Drive (the "Project"). The Project provides for the construction of a multi-lane roundabout with appropriate pedestrian facilities. The southbound bypass lane will be retained and a shared use path will be incorporated in the underpass area to provide a north/south connection adjacent to the river. The project also builds a shared use path connection on the east side of Riverside Drive between the intersection and Martin Road.

The City must obtain property interests from the following property owners in order to construct this Project:

- Four Fives, LLC
- Karen Michelle R. Friedman
- Patrick W. Hitesman
- MR/TSARR Owner, LLC
- River's Edge One
- Riverpark Group, LLC

The City is hopeful that an amicable resolution may be reached with the property owners; however, this Resolution begins the eminent domain process in the event that negotiations are unsuccessful.

ACQUISITION

The property acquisition consists of the following property interests from each of the above-named property owners, as depicted in the maps attached hereto:

Property Owner	Property Interests	Auditor Parcel ID Number(s)
Four Fives, LLC	Temporary Easement (0.018 acre ±)	273-008325 & 273-008366
Karen Michelle R. Friedman	Permanent Easement (0.100 acre ±)	273-008336

	Temporary Easement (0.096 acre ±)	
Patrick W. Hitesman	Permanent Easement (0.109 acre ±) Temporary Easement (0.130 acre ±)	273-008267 & 273-008359
MR/TSARR Owner, LLC	Temporary Easement (0.082 acre ±)	273-008269-80
Riverpark Group, LLC	Permanent Easement (0.130 acre ±) Temporary Easement (0.036 acre ±)	273-009134, 273-009135, 273-009136, 273-009137, & 273-009138
River's Edge One	Temporary Easement (0.011 acre ±)	273-008970 & 273-008326

RECOMMENDATION

Staff recommends approval of Resolution Nos. 17-15 through 22-15 as the construction of the Project is necessary for public welfare and safety, and approval of the Resolutions will keep the Project moving forward.

RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

20-15

Resolution No. _____ Passed _____, 20____

A RESOLUTION OF INTENT TO APPROPRIATE A 0.011 ACRE, MORE OR LESS, TEMPORARY EASEMENT FROM RIVER'S EDGE ONE, FOR THE PROPERTY LOCATED AT 6371 RIVERSIDE DRIVE, FOR THE CONSTRUCTION OF A ROUNDABOUT AT THE INTERSECTION OF STATE ROUTE 161 AND RIVERSIDE DRIVE AND A SHARED-USE PATH ADJACENT TO RIVERSIDE DRIVE.

WHEREAS, the City of Dublin (the "City") is preparing to construct a roundabout at the intersection of State Route 161 and Riverside Drive and a shared-use path adjacent to Riverside Drive (the "Project"); and

WHEREAS, the Project requires that the City obtain a temporary easement from River's Edge One, as described in the Exhibits labeled "A" and depicted in the Exhibits labeled "B," all attached hereto, said property interest located in the City of Dublin, County of Franklin, State of Ohio.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Dublin, State of Ohio, _____ of the elected members concurring that:

Section 1. Council considers it necessary and declares its intention to appropriate, for the public purpose of constructing a roundabout at the intersection of State Route 161 and Riverside Drive and a shared-use path adjacent to Riverside Drive, a temporary easement as described in the Exhibits labeled "A" and depicted in the Exhibits labeled "B," all attached hereto.

Section 2. The City Manager is hereby authorized to cause written notice of the passage of this Resolution to be served upon the owner and persons in possession or having an interest of record in the property described in the Exhibits labeled "A" and depicted in the Exhibits labeled "B," and this notice shall be served according to law.

Section 3. This Resolution shall take effect and be in force from and after the earliest date permitted by law.

Passed this _____ day of _____, 2015.

Mayor – Presiding Officer

ATTEST:

Clerk of Council

**CITY OF DUBLIN, OHIO
DESCRIPTION OF A 0.011 ACRE TEMPORARY EASEMENT
ACQUIRED FROM RIVER'S EDGE ONE**

Situated in the State of Ohio, County of Franklin, City of Dublin, being located in Quarter Township 3, Township 2, Range 19, United States Military Lands, and being a part of that original 0.332 acre parcel described in a deed to **River's Edge One**, of record in Official Record 6755 H19, all records referenced herein are on file at the Office of the Recorder for Franklin County, Ohio, and being further bounded and described as follows:

Commencing for reference at the southwest corner of said 0.332 acre parcel, being on the north line of a 0.632 acre parcel described in a deed to MRW Investments, LLC, of record in Instrument Number 200206120145939;

Thence **North 73 degrees 25 minutes 14 seconds East**, along the south line of said original 0.332 acre parcel, along the north line of said 0.362 acre parcel, a distance of **61.02 feet** to a point on the existing west right-of-way line for Riverside Drive (U.S. 33), being the southwest corner of a 1.290 acre parcel described in a deed to City of Dublin, of record in Official Record 7019 E10;

Thence across said original 0.332 acre parcel along the following five (5) described courses:

1. **North 18 degrees 37 minutes 52 seconds West**, along the west right-of-way line for said Riverside Drive, along the west line of said 1.290 acre parcel, a distance of **13.79 feet** to a westerly corner of said 1.290 acre parcel, being the **TRUE POINT OF BEGINNING** for this description;
2. **North 18 degrees 37 minutes 52 seconds West**, a distance of **24.74 feet** to a point;
3. **North 45 degrees 53 minutes 02 seconds East**, a distance of **18.83 feet** to a point on the west right-of-way line for said Riverside Drive, being on the west line of said 1.290 acre parcel;
4. **South 18 degrees 37 minutes 52 seconds East**, along the west right-of-way line for said Riverside Drive, along the west line of said 1.290 acre parcel, a distance of **32.86 feet** to a point, being a westerly corner of said 1.290 acre parcel;
5. **South 71 degrees 25 minutes 20 seconds West**, continuing along the west right-of-way line for said Riverside Drive, along a northwest line of said 1.290 acre parcel, a distance of **17.00 feet** to the **TRUE POINT OF BEGINNING** for this description.

The above description contains a total area of **0.011 acres** (including 0.000 acres within the present road occupied) within Franklin County Auditor's parcel number 273-008970.

The bearings herein are based on the Ohio State Plane Coordinate System (South Zone) as per NAD 83 (1986 adjustment). Control for bearings was from coordinates of monuments FRANK 73 and FRANK 74, having a bearing of South 73° 57' 18" East, established by the Franklin County Engineering Department, using Global Positioning System procedures and equipment.

This description was prepared by Brian P. Bingham, Registered Professional Surveyor No. 8438 on November 12, 2014 based on an actual survey performed in the field by American Structurepoint, Inc. and is true and correct to the best of my knowledge.

American Structurepoint, Inc.


Brian P. Bingham
Registered Professional Surveyor No. 8438



11/20/2014
Date

PROJ. NO: 2007.00175
 DRAWN BY: BFB
 CHECKED BY: MTL
 PAGE 1 OF 1

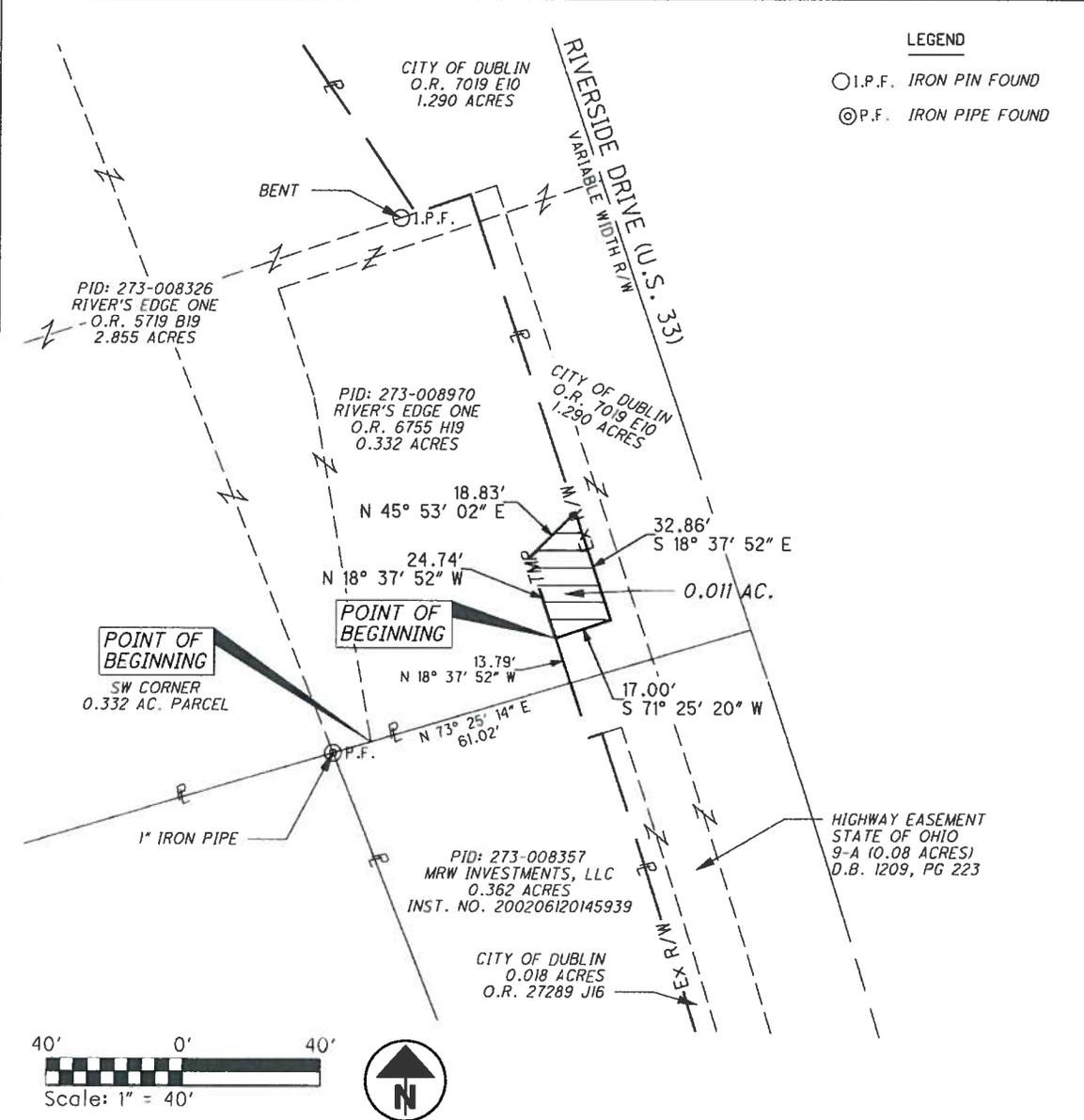


AMERICAN
STRUCTUREPOINT
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EXHIBIT "B"
0.011 ACRES
TEMPORARY EASEMENT
ACQUIRED FROM
RIVER'S EDGE ONE
DUBLIN, OHIO

SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN, CITY OF DUBLIN, LOCATED
 IN QUARTER TOWNSHIP 3, TOWNSHIP 2, RANGE 19, UNITED STATES MILITARY LANDS.



BASIS OF BEARING:

THE BEARINGS HEREIN ARE BASED ON THE OHIO STATE PLANE COORDINATE SYSTEM SOUTH ZONE AS PER NAD 83 (1986 ADJUSTMENT). CONTROL FOR BEARINGS WAS FROM COORDINATES OF MONUMENTS FRANK 73 AND FRANK 74, HAVING A BEARING OF SOUTH 73° 57' 18" EAST, ESTABLISHED BY THE FRANKLIN COUNTY ENGINEERING DEPARTMENT, USING GLOBAL POSITIONING SYSTEM PROCEDURES AND EQUIPMENT.

I HEREBY CERTIFY THAT:
 THIS DRAWING REPRESENTS THE RESULTS OF AN ACTUAL FIELD SURVEY
 OF THE PREMISES PERFORMED BY AMERICAN STRUCTUREPOINT, INC. IN
 MARCH-APRIL OF 2013. THIS DRAWING IS CORRECT TO THE BEST OF
 MY KNOWLEDGE AND BELIEF.



Brian P. Bingham
 BRIAN P. BINGHAM, P.S. NO. 8438
 AMERICAN STRUCTUREPOINT, INC.

11/20/2014
 DATE