

**Resolution**  
of the  
City of Hilliard, Ohio

**Resolution No. 09-R-27**  
**Page 1 of 2**  
**Adopted: June 22, 2009**

**DESIGNATING AND DECLARING LOT 6 OF THE CENTRAL  
PARK-HILLIARD OHIO SUBDIVISION PLAT AS PUBLIC  
RIGHT-OF-WAY.**

**WHEREAS**, City Council accepted the dedication of the boulevard and the grant of easements for the construction, operation and maintenance of all public and private utilities, including cable television, above and beneath the surface of the ground and service connections and storm water drainage in, to and over certain real property described in the Central Park-Hilliard Ohio subdivision plat by Resolution No. 03-C-08 (Amended), effective May 12, 2003; and

**WHEREAS**, the Central Park-Hilliard Ohio Subdivision Plat, filed with the Franklin County Recorder on August 13, 2003, includes Lot 6, which is the area of land upon which the southern portion of Trueman Boulevard is situated; and

**WHEREAS**, the Plat contains a note that provides: "Lot 6 shall be a temporary ingress/egress easement until the completion of the Developer Infrastructure improvements outlined in the Infrastructure Agreement between Central Park, Ltd., and the City of Hilliard dated 4/08/03. Upon completion of said work and payment, or provision of payment, by the City of Hilliard, Lot 6 *shall be dedicated to the City of Hilliard as public right of way* in accordance with Section 2.2 of said Infrastructure Agreement" (italics added); and

**WHEREAS**, on October 22, 2004, the City Engineer declared the construction on the roadway to be complete and on May 25, 2005, the Finance Department paid the Developer for the work, and to that end, City Council adopted Resolution No. 05-R-43 on November 28, 2005, authorizing the Director of Public Service to accept a deed from the Developer for the land described as Lot 6, which deed was recorded in the name of the City with the Franklin County Recorder on February 2, 2006; and

**WHEREAS**, this portion of Trueman Boulevard has been open to the general public as a public roadway since October of 2004; and

**WHEREAS**, from time to time, the Franklin County Engineer's Office has indicated to the City that in spite of all of the actions described above, it was still the Franklin County Engineer's Office's opinion that the southern portion of Trueman Boulevard was never properly dedicated as public right of way; and

**WHEREAS**, this position that Franklin County continues to take results in periodic interferences with the property owners' ability to efficiently and easily transfer land that abuts to or intersects with this portion of Trueman Boulevard; and

I, Lynne M. Fasone  
Clerk of Council, hereby certify that the foregoing is a true  
copy of Resolution 09-R-27  
Hilliard the 22nd day of June, 2009

Lynne M. Fasone  
Clerk of Council

**WHEREAS**, in an effort to appease the Franklin County Engineer's Office over this issue, it is recommended that this resolution be adopted to officially declare Trueman Boulevard south as public right of way.

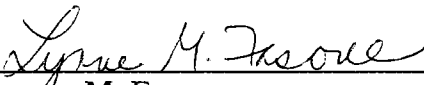
**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hilliard, Ohio that:

**SECTION 1.** The parcel of land described as Lot 6 of the Central Park-Hilliard Ohio Subdivision, more particularly shown on Exhibit "A" attached hereto and made a part hereof, as well as any subsequent portions of land conveyed to the City to be included within the roadway, is designated as and declared to be public roadway right of way, more commonly known as the southern portion of Trueman Boulevard.

**SECTION 2.** The Director of Public Service and the Director of Law are hereby authorized to execute any documents or take any further action that may be necessary or appropriate to carry out the terms of this designation and declaration without any further action by City Council.

**SECTION 3.** This Resolution shall become effective upon its adoption.

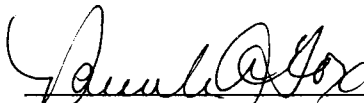
**ATTEST:**

  
 \_\_\_\_\_  
 Lynne M. Fasone  
 Clerk of Council

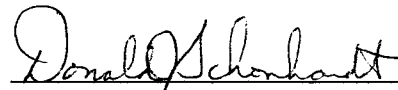
**SIGNED:**

  
 \_\_\_\_\_  
 Brett A. Sciotto  
 President of Council

**APPROVED AS TO FORM:**

  
 \_\_\_\_\_  
 Pamela A. Fox  
 Director of Law

**APPROVED:**

  
 \_\_\_\_\_  
 Donald J. Schonhardt  
 Mayor

09-R-27

**Vote:**

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>
President Sciotto	✓		
Vice President Uttley	✓		
Vacant Seat	_____		
Iosue	✓		
McGivern	✓		
Nichter	✓		
Roberts	✓		
<b>Results:</b>	6	0	0

**RECEIVED**

JUN 24 2009

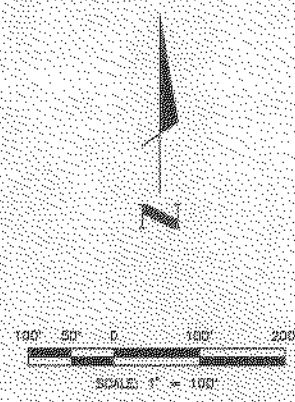
Franklin County Engineer  
 Dean C. Ringle, P.E., P.S.

# A SUBDIVISION PLAT OF CENTRAL PARK-HILLIARD OHIO

PLAT BOOK 102 PG 68

## LEGEND

- IRON PIN FOUND
- IRON PIN SET W / CAP
- PERMANENT 1" MARKER SET



MATCHLINE

MATCHLINE

LOT 4  
AREA = 17.930 AC.  
(SOMA CO.)  
(104.2775 AC.)  
(O.R. 3694 PG. F-14)

LOT 5  
AREA = 24.607 AC.  
(SOMA CO.)  
(104.2775 AC.)  
(O.R. 3694 PG. F-14)

RESERVE A  
AREA = 3.781 AC

RESERVE B  
AREA = 9.97 AC

RESERVE C  
AREA = 3.778 AC

LOT 3  
AREA = 12.133 AC

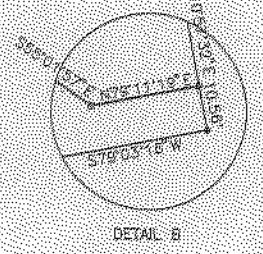
LOT 2  
AREA = 3.452 AC

LOT 1  
AREA = 7.831 AC

LINE	BEARING	DISTANCE
L1	S87°22'46"W	314.71
L2	N46°17'48"W	486.04
L3	N68°24'46"W	686.24
L4	N77°28'17"W	78.18
L5	N22°02'28"W	58.82
L6	S72°08'17"E	86.42
L7	S48°44'46"E	408.38
L8	S48°17'46"E	454.18
L9	N67°18'46"W	308.88
L10	S14°28'38"W	11.08
L11	S21°13'01"E	6.87

LINE	BEARING	DISTANCE
L12	N16°42'51"E	228.67
L13	S49°24'56"E	241.87
L14	S49°24'56"E	388.88
L15	S11°40'21"E	188.08
L16	S81°44'33"E	198.57
L17	N78°58'54"E	181.27
L18	N10°35'08"W	31.02
L19	N10°40'21"W	151.28
L20	N49°05'06"E	184.81
L21	S48°24'56"E	246.42
L22	S18°45'01"E	218.34
L23	S80°33'06"E	143.91
L24	S77°24'25"E	30.98
L25	N80°33'06"W	142.08
L26	N80°34'46"W	20.18

DELETES NEW SANITARY SEWER EASEMENT



JAMES E. WILHELM  
LAND SURVEYOR  
NO. 1188904120090173

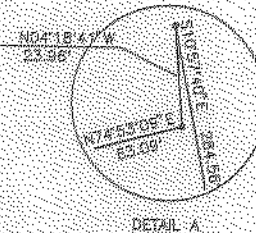
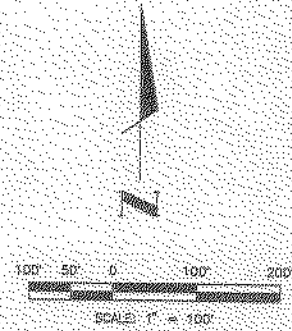
SEE DETAIL B

# A SUBDIVISION PLAT OF CENTRAL PARK-HILLIARD OHIO

PLAT BOOK 102 PG 67

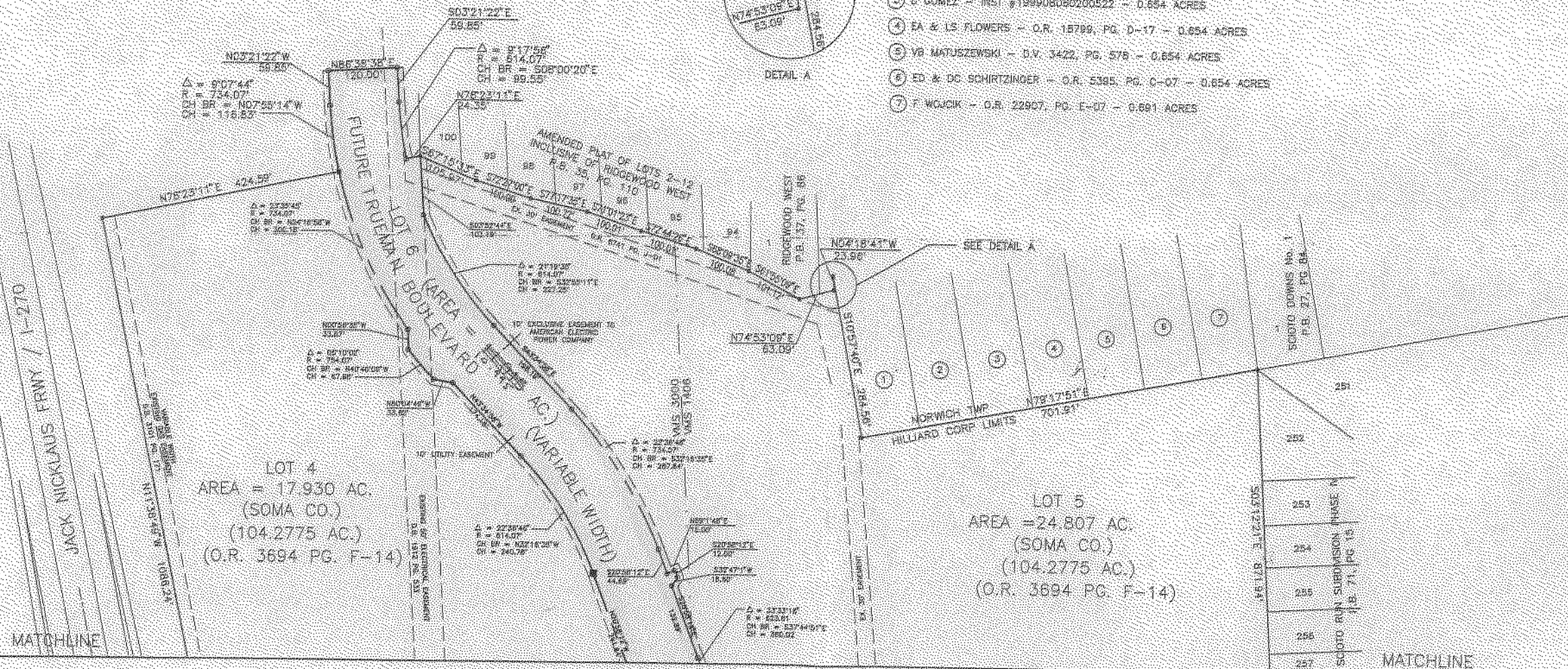
### LEGEND

- IRON PIN FOUND
- IRON PIN SET W / CAP
- PERMANENT 1" MARKER SET



### ADJOINERS:

- ① DJ & LY MASSINPOLE - INST#200009070180911 - 0.674 ACRES
- ② CH BUTIN AFDI - O.R. 28870, PG. C-20 - 0.654 ACRES
- ③ D GOMEZ - INST #199908060200522 - 0.654 ACRES
- ④ EA & LS FLOWERS - O.R. 18799, PG. D-17 - 0.654 ACRES
- ⑤ YR MATUSZEWSKI - D.V. 3422, PG. 576 - 0.654 ACRES
- ⑥ ED & DC SCHIRTZINGER - O.R. 5385, PG. C-07 - 0.654 ACRES
- ⑦ F WJCIK - O.R. 22907, PG. E-07 - 0.691 ACRES



MATCHLINE

MATCHLINE