ORDINANCE NO. 09, 2017

AN ORDINANCE AUTHORIZING THE VILLAGE OF ST. BERNARD TO CONVEY A PORTION (SEE EXHIBIT A) OF REAL PROPERTY KNOWN FRANKLIN PARK ON THE CORNER OF FRANKLIN AND TOWER TO THE ST. BERNARD COMMUNITY IMPROVEMENT CORPORATION PURSUANT TO ARTICLE III SECTION 1 OF THE AGREEMENT AND PLAN BETWEEN THE VILLAGE OF ST. BERNARD, OHIO AND THE ST. BERNARD COMMUNITY IMPROVEMENT CORPORATION AND DECLARING AN EMERGENCY

WHEREAS, the Village of St. Bernard is the owner of record of the real property known as Franklin Alley Park; and

WHEREAS, it is in the best interest of the Village to convey to the St. Bernard Community Improvement Corporation a portion (see exhibit A) of real property known as Franklin Alley Park for uses that will promote the welfare of the people of the Village, stabilize the economy and assist in the development of industrial and commercial activities required for the people of the Village; now therefore

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ST. BERNARD, STATE OF OHIO, TWO-THIRDS OF THE MEMBERS THEREOF CONCURRING:

Section 1. That in conformity with its policy to promote the health, safety, morals and general welfare of its residents and in pursuance of the Agreement and Plan between the Village of St. Bernard and the St. Bernard Community Improvement Corporation, and pursuant to Article III Section 1 of said Agreement and Plan, the Village of St. Bernard shall convey to the St. Bernard Community Improvement Corporation the real property known as Franklin Alley Park.

Section 2. That the Service Director is hereby authorized and requested to execute a deed and such other documents necessary to affect the within Ordinance.

Section 3. That at the issuance of the Certificate of Occupancy the St. Bernard Community Improvement Corporation will have thirty (30) days to pay to the Village of St. Bernard the amount of $1000.00.

Section 4. That this Ordinance shall be and is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety. The reason for the emergency is so that the St. Bernard Community Improvement Corporation can immediately implement plans to improve the condition of the real property known as Franklin Alley Park. Therefore, this Ordinance shall take effect immediately by and upon its passage, and the approval of two-thirds of the members of said Council. However, this Ordinance shall take effect on the earliest date provided if approved by no more than the majority of the members of Council and in that event, law sets the emergency provisions herein at naught.

Passed this 18th day of May, 2017.

[Signature]
President of Council

ORIGINAL
ATTEST:

M. Sue Kathman
Clerk of Council

Approved this 11th day of May, 2017.

Mayor

I, M. SUE KATHMAN, CLERK OF COUNCIL, VILLAGE OF ST. BERNARD, STATE OF OHIO, DO HEREBY testify that the publication of Ordinance No. 09, 2017, was made by posting true copies of the same in the most public places designated by Council: St. Bernard Square Bus Stop; Vine Street and Washington Avenue; Bertus Street Park; Greenlee Avenue and Johnson Alley; Park on Heger Drive; each for a period of fifteen (15) days or more commencing 5/15, 2017.

ATTEST: M. Sue Kathman DATE 5/15
Clerk of Council

Approved as to form

Director of Law Date 5/15/17
CUT-UP SURVEY

SECTION 10, TOWN 3, FRACTIONAL RANGE 2
MIAMI PURCHASE ~ VILLAGE OF ST. BERNARD
HAMILTON COUNTY, OHIO

SCALE: 1"=20'  DATE: 5-9-2017  JWG #684
4397 Northern Avenue, Suite 100, Cincinnati, Ohio 45211
(513) 721-3680  FAX: (513) 721-3687

EDWIN L. PAUL, P.S.
REGISTRATION NO. 7214

1.0000 acres
3.0000 acres
0.0000 acres

FRANKLIN AVENUE
30° R/W

NORTH EAST CORNER OF LOT 8
SCHRADER'S ADDITION
TO THE TOWN OF ST. BERNARD
P.D.288, PG.289-289

ST. BERNARD COMMUNITY
IMPROVEMENT CORPORATION
D.R.128686, PG.1411
562-11-224

CUTS

SCHRADER'S ADDITION

W/O. CAP

(AMA CONSULTANTS)

ROBERT J. & JANET B. WILKING
D.R.13366, PG.379
562-11-229

20.32 acres
0.0091 acres —

PART OF
VILLAGE OF ST. BERNARD, OHIO
D.R.12861, PG.167
562-11-224

0.0091 acres

PART OF
VILLAGE OF ST. BERNARD, OHIO
D.R.12861, PG.167
562-11-224

MAPCHECK Closure — (Uses listed courses, radii, and decimals)
Error Closure: 0.0057
Error North: 0.0051
Precision: 1:53,131.56

MAPCHECK Closure — (Uses listed courses, radii, and decimals)
Error Closure: 0.0057
Error North: 0.0051
Precision: 1:53,131.56

REFERENCES:
SURVEY BY AMA CONSULTANTS, INC., JOB#3684
DATED 5-13-14.
DEEDS AND SURVEYS OF RECORD AS SHOWN
HEREIN.

I HEREBY CERTIFY THAT I HAVE MADE A SURVEY OF THE LAND SHOWN HEREBEH AND
VERIFIED ALL DIMENSIONS. I HAVE ALSO SET OR FOUND MONUMENTS AS SHOWN.

EDWIN L. PAUL, P.S.
REGISTRATION NO. 7214

BEARINGS ARE BASED ON THE OHIO STATE PLANE COORDINATE
SYSTEM, SOUTH ZONE, HAD 1987, REFERENCE MONUMENTS
HAMILTON COUNTY P.M. 2018 and 2289. ALL DISTANCES ARE
GROUND DISTANCES.