

**The Board of Trustees of Colerain Township, County of Hamilton, State of Ohio,**  
met in regular session at 6:00 p.m., on the 18<sup>th</sup> day of November, 2014, at the Colerain  
Township Administration Building, 4200 Springdale Road, Cincinnati, Ohio 45251, with the  
following members present:

Dennis P. Deters, Jeffrey F. Ritter, Melinda Rinehart

Mr./Ms. Ritter introduced the following resolution and moved its  
adoption:

**RESOLUTION NO. 04 -14**

**RESOLUTION TO VACATE A PORTION OF YELLOWSTONE DRIVE**

WHEREAS, a portion of Yellowstone Drive, a road located in Colerain Township, Hamilton  
County, Ohio, will not be used to calculate distributions of the auto registration distribution fund  
and will not be a road or portion of a road certified by the Colerain Township Board of Trustees  
to the Ohio Director of Transportation as mileage in Colerain Township used by and maintained  
for the public; and

WHEREAS, the legal description of the portion of Yellowstone Drive that Colerain Township  
desires to vacate is set forth on attached Exhibit A, and

WHEREAS, contingent upon the approval of a Final Development Plan for Zoning Commission  
Case #ZA2014-07, Colerain Township desires to vacate the portion of Yellowstone Drive set  
forth on the Vacation Plat attached as Exhibit B, and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of Colerain Township,  
Hamilton County, Ohio, as follows:

1. The Board directs the Colerain Township Fiscal Officer to certify a copy of this resolution  
to the Hamilton County Board of Commissioners and the Hamilton County Engineer; and
2. The Board specifically requests, pursuant to Ohio Revised Code Section 5553.045 and  
following the approval of a Final Development Plan for Zoning Commission Case #ZA2014-07,  
that the Hamilton County Board of Commissioners vacate the described portion of Yellowstone  
Drive set forth on attached Exhibit A and Exhibit B, and
3. The Board specifically requests, pursuant to Ohio Revised Code Section 5553.045, the  
Hamilton County Engineer issue its report to the Hamilton County Board of Commissioners  
regarding vacation of the described portion of Yellowstone Drive, Colerain Township; and
4. That it is hereby found and determined that all formal actions of this Board concerning  
and relating to the passage of this Resolution were taken in an open meeting of this Board, and  
that all deliberations of this Board and any of its committees that resulted in such formal action  
were taken in meetings open to the public, in compliance with all legal requirements including  
§121.22 of the Ohio Revised Code; and
5. That the Board by a majority vote hereby dispenses with the requirement that this  
Resolution be read on two separate days and hereby authorizes the adoption of the Resolution  
upon its first reading.

6. That this Resolution shall be effective at the earliest date allowed by law.

Mr./Ms. Deters seconded the Resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:

Vote Record: Mr. Deters AYE, Mr. Ritter AYE, Ms. Rinehart AYE

ADOPTED this 18<sup>th</sup> day of November, 2014.


BOARD OF TRUSTEES:

  
\_\_\_\_\_  
Dennis P. Deters, Trustee

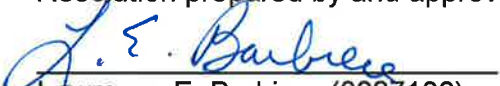
  
\_\_\_\_\_  
Jeffrey F. Ritter, Trustee

  
\_\_\_\_\_  
Melinda Rinehart, Trustee

ATTEST:

  
\_\_\_\_\_  
Heather E. Harlow,  
Fiscal Officer

Resolution prepared by and approved as to form:

  
\_\_\_\_\_  
Lawrence E. Barbieri (0027106)  
5300 Socialville Foster Rd., Suite 200  
Mason, OH 45040  
(513) 583-4200  
Colerain Township Law Director

**AUTHENTICATION**

This is to certify that this Resolution was duly passed and filed with the Colerain Township Fiscal Officer this 18<sup>th</sup> day of November, 2014.

  
\_\_\_\_\_  
Heather E. Harlow,  
Colerain Township Fiscal Officer

November 7, 2014

803 Compton Road, Suite A  
Cincinnati, Ohio 45231-3819  
(513) 521-4760  
Fax (513) 521-2439  
bobtrenkamp@tgraham.com

**Legal Description:** Portion of Yellowstone Drive to be Vacated.  
0.932 Acre Tract

Situated in Part of Section 9, Town 2, Entire Range 1, Colerain Township, Hamilton County, Ohio and being more particularly described as follows:

Beginning at the northeast corner of lot 127 of Dornbusch First Subdivision, Section B, Block D, as recorded in Plat Book 82, Pages 73-74 of the records of Hamilton County, Ohio, said point also being on the existing southerly right-of-way line of Yellowstone Drive; thence departing the said existing southerly right-of-way line of Yellowstone Drive, along the proposed easterly terminus of said Yellowstone Drive, North 02° 26' 00" East, 50.00 feet to the existing northerly right-of-way line of said Yellowstone Drive; thence along the said existing northerly right-of-way line of Yellowstone Drive, South 87° 34' 00" East, 762.65 feet; thence with the arc of a curve having a radius of 175.00 feet, counter clockwise, 43.49 feet (chord of said arc bears North 85° 18' 46" East, 43.38 feet); thence departing the said existing northerly right-of-way line of Yellowstone Drive along the proposed westerly terminus of Yellowstone Drive, South 11° 48' 26" East, 50.00 feet to the existing southerly right-of-way line of Yellowstone Drive, thence along the said existing southerly right-of-way line of Yellowstone Drive, with the arc of a curve having a radius of 225.00 feet, clockwise, 55.92 feet (chord of said arc bears South 85° 18' 52" West, 55.78 feet); thence North 87° 34' 00" West, 762.65 feet to the point of beginning.

The above described tract of land contains 0.9324 Acres and is subject to all easements and restrictions of record.



Robert W. Trenkamp, Registered Land Surveyor #6452 in Ohio

7881\_Desc\_Vacation.doc



