

RESOLUTION NO. 1996 - 59

AUTHORIZING THE GRANT TO THE STATE OF OHIO OF A PERMANENT EASEMENT FOR HIGHWAY PURPOSES AND A TEMPORARY RIGHT-OF-WAY IN THE LANDS OF THE GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY IN THE VICINITY OF THE HARVARD DISTRICT GARAGE TO ENABLE THE STATE TO REPLACE THE NEARBY HARVARD AVENUE BRIDGE.

WHEREAS, the State of Ohio, through the Ohio Department of Transportation, has proposed that the Greater Cleveland Regional Transit Authority grant to it a permanent easement for highway purposes in a GCRTA-owned parcel of land, and also grant to it a temporary right-of-way in another GCRTA-owned parcel of land, both parcels located in the vicinity of the Harvard District Garage, Cleveland, Ohio, in order to enable the State to replace the nearby Harvard Avenue Bridge; and

WHEREAS, the fair market value of the parcel in which the State proposes GCRTA grant to it a permanent easement is approximately One Thousand Seven Hundred Dollars (\$1,700) on a square-foot basis, based upon the September, 1990, appraisal as reasonably adjusted, conducted for GCRTA at the time of its purchase of such parcel from the Alcoa Company; and

WHEREAS, this Authority and especially the Harvard District Garage will benefit from the replacement of the Harvard Avenue Bridge, and upon this basis the Authority desires to grant a permanent easement and a temporary right-of-way to the State of Ohio in order to facilitate its replacement of the nearby Harvard Avenue Bridge.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Greater Cleveland Regional Transit Authority, Cuyahoga County that:

Section 1: The proposal of the State of Ohio, through the Ohio Department of Transportation, for the Greater Cleveland Regional Transit Authority to grant to it a permanent easement in GCRTA-owned Parcel 4 (containing 863 square feet) for highway purpose (Attachment "B"), and further grant to it a temporary right-of-way in GCRTA-owned Parcel 4-T (containing 602 square feet) (Attachment "C"), both such grants facilitating the State of Ohio's replacement of the Harvard Avenue Bridge in the vicinity of the Harvard District Garage (Attachment "A"), is hereby accepted.

Section 2: The General Manager be and he is hereby directed to execute on behalf of the Authority all documents necessary to effectuate this transaction.

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Section 3: This resolution shall become effective immediately upon its adoption by the Board of Trustees.

Adopted: April 16, 1996

Attachment A: Copy of Right-of-way print.

Attachment B: Legal description of Parcel 4.

Attachment C: Legal description of Parcel 4-T.



President

Attested:



General Manager/Secretary-Treasurer

PARCEL 4

HARVARD AVE.
COUNTY ROAD NO. 43
BRIDGE REPLACEMENT
OVER NEWBURGH & SOUTHSORE RAILROAD
AUDITORS PARCEL NO. 521-03-006

Description of land to be acquired ~~####~~ for a permanent
highway easement:

Situated in the Villages of Cuyahoga Heights and Newburgh Heights, County of Cuyahoga, State of Ohio and known as being a part of Original 100 Acre Lots, No. 288 and being a part of land conveyed to Greater Cleveland Regional Transit Authority by deed recorded in Volume 91-6668 Page 55 of Cuyahoga County Records bounded and described as follows:

Beginning in the centerline of Harvard Ave. at the intersection of the westerly line of said original lot No. 288;

Thence S 89°-54'-10 " E 549.93 feet along the centerline of said Harvard Ave to a point;

Thence N 00°-05'-50" W 30.00 feet to the northerly line of said Harvard Ave., said point being 30.00 feet left of Station 41+79.23 of said Harvard Ave. centerline and the principal place of beginning;

Thence N 20°-24'-10" W 5.34 feet along the Grantor's westerly line to the proposed northerly line of Harvard Ave.;

Thence S 89°-54'-10" E 173.53 feet along said northerly line to a point;

Thence S 00°-05'-50" W 5.00 feet to a point in the existing northerly line of Harvard Ave.;

Thence N 89°-54'-10" W 171.66 feet along said northerly line to the principal place of beginning containing 863 square feet of land.

DATE: 12/02/94

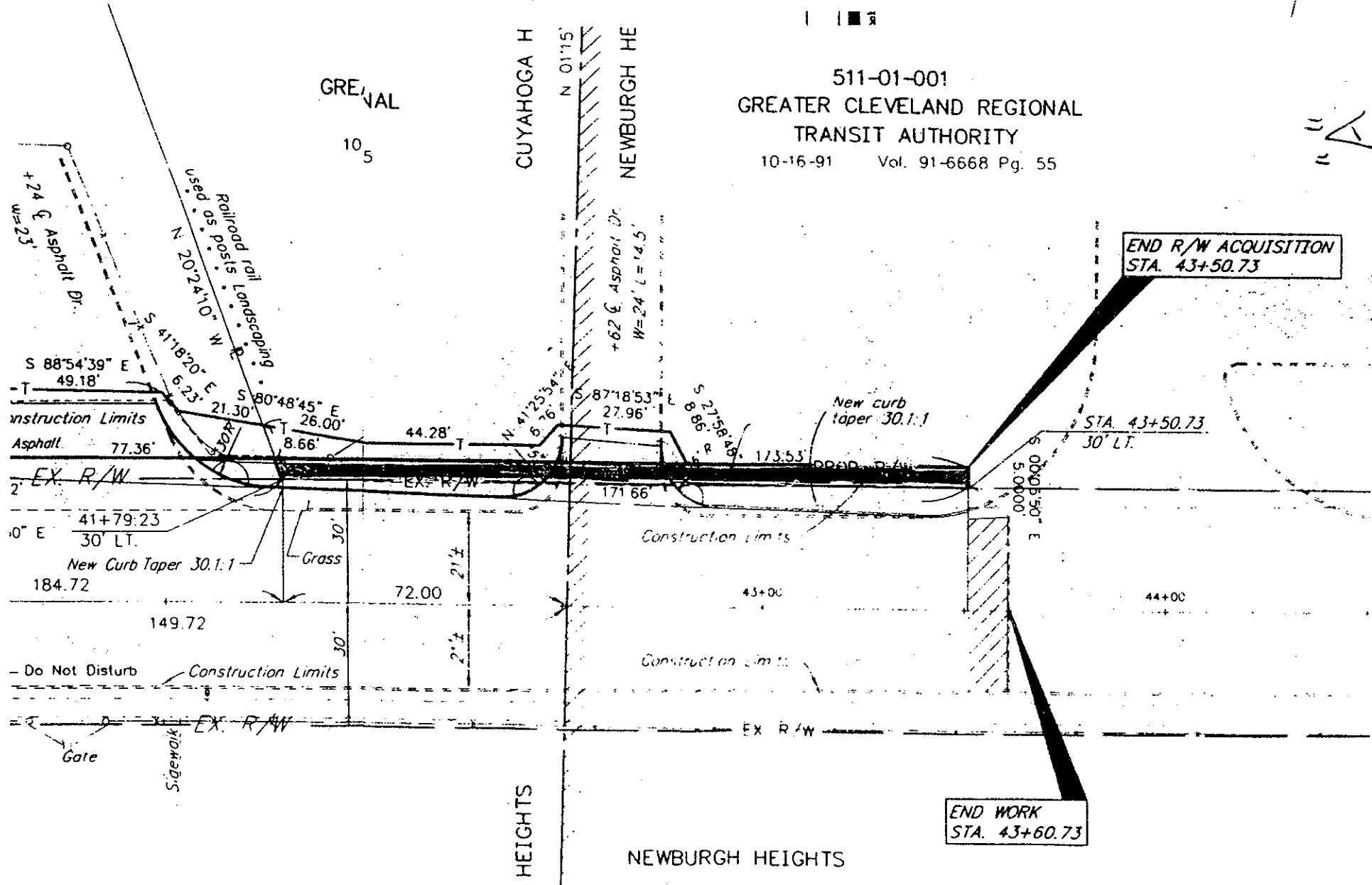
CHECKED: JAMES R. COSTABILE
Reg. P.S. #5868

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M-4900

EXHIBIT "B"

511-01-001
 GREATER CLEVELAND REGIONAL
 TRANSIT AUTHORITY
 10-16-91 Vol. 91-6668 Pg. 55



HARVARD AVE.
COUNTY ROAD NO. 43
BRIDGE REPLACEMENT
OVER NEWBURGH & SOUTHSORE RAILROAD
AUDITORS PARCEL NO. 521-03-006

Description of land over which a temporary easement is required for replacement of a portion of a driveway.

Situated in the Villages of Cuyahoga Heights and Newburgh Heights, County of Cuyahoga, State of Ohio and known as being a part of Original 100 Acre Lots, No. 288 and being a part of land conveyed to Greater Cleveland Regional Transit Authority by deed recorded in Volume 91-668 Page 55 of Cuyahoga County Records bounded and described as follows:

Beginning in the centerline of Harvard Ave. at the intersection of the westerly line of said original lot No. 288;

Thence S 89°-54'-10 " E 549.93 feet along the centerline of said Harvard Ave to a point;

Thence N 00°-05'-50" E 30.00 feet to the northerly line of said Harvard Ave. said point being 30.00 feet left of Station 41+79.23 of said Harvard Ave. centerline;

Thence N 20°-24'-10" W 5.34 feet along the westerly line of Grantor's land to the proposed northerly line of Harvard Ave. and the principal place of beginning;

Thence N 20°-24'-10" W 8.66 feet along said westerly line to a point;

Thence S 80°-48'-45" E 26.00 feet to a point;

Thence S 89°-54'-10" E 44.28 feet to a point;

Thence N 41°-25'-54" E 6.76 feet to a point;

Thence S 87°-18'-53" E 27.96 to a point;

Thence S 27°-58'-48" E 8.86 to a point in the proposed northerly line of Harvard Ave.;

Thence N 89°-54'-10" W 103.48 along said northerly line to the principal place of beginning containing 602 square feet of land.

DATE: 12/02/94

CHECKED: JAMES R. COSTABILE
Reg. P.S. #5868

LJI

EXHIBIT "C"