

RESOLUTION NUMBER 050-23

The Board of County Commissioners of Clermont County, Ohio, met in Regular Session on the 17th day of May 2023, with the following members present:

Bonnie J. Batchler, President
Claire B. Corcoran, Vice President

Mrs. Corcoran moved for the adoption of the following Resolution:

**RESOLUTION DETERMINING TO VACATE A PORTION OF BANKS ROAD
(T-564) SITUATED IN UNION TOWNSHIP, CLERMONT COUNTY, OHIO**

WHEREAS the Board of County Commissioners has determined pursuant to Section 5553.045 of the Ohio Revised Code to investigate whether the vacation of a portion of Banks Road (T-564) in Union Township, Clermont County, Ohio, would be for the public convenience and welfare subsequent to the receipt of the request of the Board of Union Township Trustees; and,

WHEREAS pursuant to Sections 5553.06 and 5553.07 of the Ohio Revised Code, the County Engineer has reviewed the area proposed to be vacated and has approved the appropriate legal description; and,

WHEREAS the Board of County Commissioners has reviewed the proposed area to be vacated and has held a public hearing concerning the proposed vacation of a portion of Banks Road (T-564) in Union Township, on May 17, 2023, which is recorded in Commissioner's Journal Number 321, and,

WHEREAS all appropriate statutory procedures have been followed according to the Ohio Revised Code;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Clermont County, Ohio, at least two-thirds of its members concurring as follows:

SECTION I

That the Board of County Commissioners hereby determines that the public convenience and welfare would be best served by the vacation of a portion of Banks Road (T-564) in Union Township and in Jones Military Survey No. 1134 and more particularly described as follows, is hereby vacated, to wit:

Beginning in the centerline of Fulton-Grove Road and at the southwest corner of parcel number 41-32-17F-063, which is 2,980' along Fulton-Grove Road in a southerly direction from SR 125; thence, in an easterly direction for a distance of 1,357.60' as shown in Survey Record TL95-489 in the Tax Maps of Clermont County. The proposed vacation includes the un-improved portion of Banks Road extending east 1,357.60' from the centerline of Fulton-Grove Road to the improved portion of Banks Road. The 30'

right of way was accepted as a Union Township Road in Commissioners' Journal 11 page 90 and 91, November 1938.

The above-described easement is a part of the same premises as recorded in OR 2915 page 2522 and OR 2913 page 4918 of the Clermont County, Ohio Deed Records and identified as parcel numbers 41-32-17F-063 and 41-32-17F-265 on the Tax Maps of said County.

The total length of the vacation description is 1,357.60' (0.257 miles).

SECTION II

That the Board of County Commissioners further finds that as to the issue of compensation and damages pursuant to Section 5553.09 of the Ohio Revised Code, no compensation and damages are necessary for this proceeding and none are awarded at this final hearing.

SECTION III

That the Clerk of the Board shall certify a copy of these proceedings to the Board of Union Township Trustees, the County Engineer, and the County Auditor.

SECTION IV

That the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this resolution were taken in an open meeting of the Board and that all deliberations of this Board and its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.


Mrs. Batchler seconded the foregoing Resolution and upon roll call the vote was as follows:

Mrs. Corcoran, Yes;

Mrs. Batchler, Yes;

Mr. Painter, Absent.

ATTEST:


Gael Fawley, Clerk
Board of County Commissioners
Clermont County, Ohio

Adopted: May 17, 2023