

A RESOLUTION AUTHORIZING THE MAYOR AND THE FINANCE DIRECTOR TO ENTER INTO THE STANDARD EASEMENT FOR UTILITY LINE WITH THE RICHFIELD BUSINESS PARK AND DECLARING AN EMERGENCY

BE IT RESOLVED by the Council of the Village of Richfield, Summit County, State of Ohio:

SECTION 1. That the Mayor and the Finance Director be, and they hereby are, authorized and directed to enter into the Standard Easement for Utility Line with the Richfield Business Park, 5145 Brecksville Road, Richfield, Ohio, a copy of which easement is attached hereto as Exhibit "A" and incorporated herein fully as if by reference.

SECTION 2. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health safety and welfare and for the further reason that it is immediately necessary in order to allow for potable water to the Richfield Business Park at the earliest possible time; wherefore, provided this Resolution receives the affirmative vote of two-thirds of the members of Council elected or appointed, it shall take effect immediately upon its passage and execution by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: November 5, 2002

May N. Malone
President of Council

Ronald W. Larsen
Mayor

Dated: 11/13/2002

ATTEST:
Carole Gibson
Clerk of Council

**LEGAL DESCRIPTION
FOR A WATER EASEMENT
AT THE RICHFIELD BUSINESS PARK
PHASE I**

Situated in the Village of Richfield, County of Summit, State of Ohio, also known as and being part of original Lots 11 and 12, Tract 4 and further bounded and described as follows:

Commencing at the intersection of the East line of Tract 4 and the North line of Summit County, Thence S 02 deg. 50 min. 12" W, along the easterly line of Tract 4 a distance of 1020.00 feet to the northeast corner of property owned by the Brecksville Road Associates, Limited as recorded by instrument #54454944 of the Summit County deed records; Thence S 02 deg. 50 min. 12" W, along the easterly line of said parcel a distance of 250.00 feet to the southeasterly corner thereof; Thence N 87 deg. 09 min. 48" W, along the southerly line of said parcel a distance of 1578.76 feet to the intersection of the southerly property line of said parcel and the easterly right-of-way line of Brecksville Road (66 feet) and being the principal place of beginning of the easement herein described;

Course No. 1 - Thence N. 13 deg. 46 min. 12 sec. E., along the easterly right-of-way of Brecksville Road, a distance of 40.74 feet to a point;

Course No. 2 - Thence S. 87 deg. 09 min. 48 sec. E., parallel and 40 feet from the southerly property line of said parcel, a distance of 220.29 feet to a point;

Course No. 3 - Thence S. 02 deg. 50 min. 12 sec. W., a distance of 5.00 feet to a point;

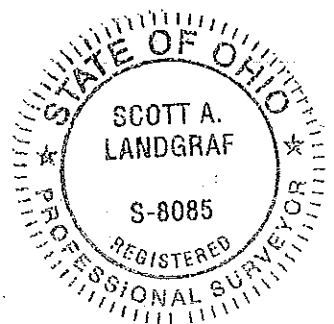
Course No. 4 - Thence S. 87 deg. 09 min. 48 sec. E., parallel and 35 feet from the southerly property line of said parcel, a distance of 75.00 feet to a point;

Course No. 5 - Thence N. 02 deg. 50 min. 12 sec. E., a distance of 5.00 feet to a point;

Course No. 6 - Thence S. 87 deg. 09 min. 48 sec. E., parallel and 40 feet from the southerly property line of said parcel, a distance of 120.49 feet to a point;

Course No. 7 - Thence S. 02 deg. 50 min. 12 sec. W., a distance of 5.00 feet to a point;

Course No. 8 - Thence S. 87 deg. 09 min. 48 sec. E., parallel and 35 feet from the southerly property line of said parcel, a distance of 75.00 feet to a point;

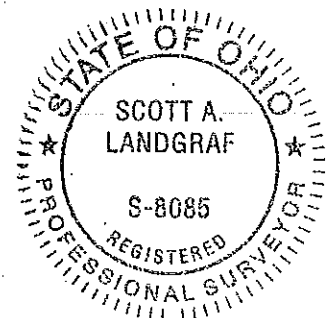


Course No. 9 - Thence N. 02 deg. 50 min. 12 sec. E., a distance of 5.00 feet to a point;

Course No. 10 - Thence S. 87 deg. 09 min. 48 sec. E., parallel and 40 feet from the southerly property line of said parcel, a distance of 86.74 feet to a point;

Course No. 11 - Thence S. 02 deg. 50 min. 12 sec. W., a distance of 40.00 feet to a point on the southerly property line;

Course No. 12 - Thence N. 87 deg. 09 min. 48 sec. W., along the southerly line of said parcel, a distance of 585.25 feet to the principal place of beginning, containing 0.5167 acres according to a survey done in July of 2002 under the supervision of Scott A. Landgraf, Professional Land Surveyor Number 8085, be the same more or less, but subject to all legal highways and easements of record. Bearings cited within the above description are to an assumed meridian and indicate angles only.



**LEGAL DESCRIPTION
FOR A WATER EASEMENT
AT THE RICHFIELD BUSINESS PARK
PHASE II**

Situated in the Village of Richfield, County of Summit, State of Ohio, also known as and being part of original Lots 11 and 12, Tract 4 and further bounded and described as follows:

Commencing at the intersection of the East line of Tract 4 and the North line of Summit County, Thence S 02 deg. 50 min. 12" W, along the easterly line of Tract 4 a distance of 1020.00 feet to the northeast corner of property owned by the Brecksville Road Associates, Limited as recorded by instrument #54454944 of the Summit County deed records; Thence S 02 deg. 50 min. 12" W, along the easterly line of said parcel a distance of 250.00 feet to the southeasterly corner thereof; Thence N 87 deg. 09 min. 48" W, along the southerly line of said parcel a distance of 993.51 feet to the intersection of the southerly property line of said parcel and the southeasterly corner of the water main easement for Phase I and being the principal place of beginning of the easement herein described;

Course No. 1 - Thence N. 02 deg. 50 min. 12 sec. E., a distance of 40.00 feet to a point;

Course No. 2 - Thence S. 87 deg. 09 min. 48 sec. E., parallel and 40 feet from the southerly property line of said parcel, a distance of 993.51 feet to a point on the easterly line;

Course No. 3 - Thence S. 02 deg. 50 min. 12 sec. W., a distance of 40.00 feet along the easterly line to a point being the southeasterly corner of said parcel;

Course No. 4 - Thence N. 87 deg. 09 min. 48 sec. W., along the southerly line of said parcel, a distance of 993.51 feet to the principal place of beginning, containing 0.9123 acres according to a survey done in July of 2002 under the supervision of Scott A. Landgraf, Professional Land Surveyor Number 8085, be the same more or less, but subject to all legal highways and easements of record. Bearings cited within the above description are to an assumed meridian and indicate angles only.

