

# OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

## **Resolution Declaring the Necessity of Appropriating Properties and Directing That Proceedings to Effect Such Appropriation Begin and be Prosecuted for Permanent Parcel No. 104-020-00-011.000**

WHEREAS, the Ohio Turnpike and Infrastructure Commission (“Commission”), for the purpose of modernizing the Ohio Turnpike Toll Collection System adopted the Toll Collection System and Customer Service Center Strategic Plan (the “Strategic Plan”) under Resolution No. 57-2017; and

WHEREAS, in connection with the Strategic Plan, the Chief Engineer has caused the design and planning for new toll plazas (both eastbound and westbound), along with an eastbound access ramp from the Ohio Turnpike to the southern toll plaza, a westbound access ramp from the Ohio Turnpike to the northern toll plaza, an eastbound access ramp merging from the southern toll plaza on to the Ohio Turnpike, and a westbound access ramp merging from the northern toll plaza on to the Ohio Turnpike, to implement both open road tolling and toll collection by traditional cash payment at or near MP 4 (the “Project”) in connection with the new toll collection system; and

WHEREAS, in furtherance of, and as necessary for public use in implementing the Strategic Plan, and for the overall public purpose of modernizing, maintaining and operating the Ohio Turnpike in a safe and efficient manner, the Commission desires to acquire a 3.868 acre parcel adjacent to the Ohio Turnpike in Northwest Township, Williams County, which 3.868 acre parcel (as legally described on Exhibit A attached hereto and incorporated herein as “Property A”) is a portion of the real estate currently designated as Williams County Auditor’s Permanent Parcel No. 104-020-00-011.000, and recorded by Deed Book 320, Page 3897 in the official Williams County Records; and

WHEREAS, in furtherance of, and as necessary for public use in implementing the Strategic Plan, and for the overall public purpose of modernizing, maintaining and operating the Ohio Turnpike in a safe and efficient manner, the Commission desires to acquire a 0.188 acre parcel for a channel easement necessary to construct the Project adjacent to Property A and the Ohio Turnpike in Northwest Township, Williams County, which 0.188 acre parcel (as legally described on Exhibit B attached hereto and incorporated herein as “Property B”) (Property A and Property B are collectively referred to herein as the “Properties”) is a portion of the real estate currently designated as Williams County Auditor’s Permanent Parcel No. 104-020-00-011.000, and recorded by Deed Book 320, Page 3897 in the official Williams County Records.

NOW, THEREFORE, BE IT

RESOLVED that the Commission hereby declares that said acquisition of the Properties is necessary to construct new toll plazas (both eastbound and westbound), along with an eastbound access ramp from the Ohio Turnpike to the southern toll plaza, a westbound access ramp from the Ohio Turnpike to the northern toll plaza, an eastbound access ramp merging from the southern toll plaza on to the Ohio Turnpike, and a westbound access ramp merging from the northern toll plaza on to the Ohio Turnpike, to implement both open road tolling and toll collection by traditional cash payment at or near MP 4 in connection with the new toll collection system, all for the modernization, proper operation, and maintenance of the Ohio Turnpike, as part of Project No. 74-19-01 under the Strategic Plan; and

FURTHER RESOLVED that in compliance with Ohio Revised Code Chapters 5537 and 163, the Executive Director or the General Counsel is authorized and directed to negotiate for a reasonable time, and if possible enter into an agreement, for the purchase of the Properties with the following person identified to be the current owner of the Properties:

Hakeland Acres LLC, 4328 County Road M50, Edon, Ohio 43518

and such other persons that have or may have an interest in said Properties or is otherwise required to be named in the proceedings for appropriation under Ohio Revised Code Chapter 163; and

FURTHER RESOLVED that the Executive Director or the General Counsel begin proceedings to appropriate and prosecute the appropriation of fee title to the Properties and any necessary easements on and over Parcel No. 104-020-00-011.000 or neighboring parcels; and

FURTHER RESOLVED that the Executive Director or the General Counsel be, and he/she is hereby instructed to do or cause to be done all things that may be reasonably necessary so that proceedings for the appropriation of the Properties described herein may be commenced and completed; and

FURTHER RESOLVED that Project No. 74-19-01 is a designated System project under the Master Trust Agreement.

**(Resolution No. 69-2019 adopted December 16, 2019)**