



**RESOLUTION G2018-31**

**RESOLUTION AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO  
ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF  
TRANSPORTATION (ODOT) TO MAINTAIN CERTAIN STATE RIGHTS OF  
WAY LOCATED WITHIN SYMMES TOWNSHIP**

**WHEREAS**, the Ohio Department of Transportation (ODOT) owns and maintains certain rights-of-way throughout Symmes Township; and

**WHEREAS**, Section 5501.03(A)(3) of the Ohio Revised Code provides that ODOT may coordinate its activities with those of other appropriate state departments, public agencies, and authorities, and enter into any contracts with such departments, agencies, and authorities as may be necessary to carry out its duties, powers and functions; and

**WHEREAS**, Section 5501.11(A)(4) states the department of transportation with respect to highways shall cooperate with the counties, municipal corporations, township, and other subdivisions of the state in the establishment, construction; and

**WHEREAS**, the Township and ODOT agree that is in the public interest to maintain State Route 22/3 (Montgomery Road from Cornell Road to Fields Ertel Road), Interstate ROW areas at I-71 (north bound ramp) at Fields Ertel and I-275 (both ramps and median) at Loveland Madeira Road; and

**WHEREAS**, the purpose of the attached agreement is to establish respective responsibilities of the parties with regard to the general maintenance of the roadways; and

**WHEREAS**, the Symmes Township Trustees have determined that they desire to establish an agreement whereby the Township will assume the entire maintenance of the areas of rights-of-way along Montgomery Road (from Cornell Road to Fields Ertel Road) which incorporates the grass areas of land on either side of the ROW, Interstate 71 at Fields Ertel (northbound ramp on the Symmes township side), and Interstate 275 at Loveland Madeira Road (both ramps and median) and ODOT will continue to assume the maintenance of road pavement and longitudinal pavement markings, provide snow and ice removal and erect regulatory and warning signs for the those same routes within the Township.

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

**Section 1.** The Symmes Township Trustees hereby authorizes the Township Administrator to enter into an agreement with the Ohio Department of

Transportation (ODOT) for the purpose of maintaining rights-of-ways located within Symmes Township.

**Section 2.** Symmes Township agrees to maintain the grass and/or landscaped areas along Montgomery Road from Cornell Road to Fields Ertel Road, I-71 at Fields Ertel Road (northbound ramp), and I-275 at Loveland Madeira Road (both ramps and median).

**Section 3.** Upon majority vote does hereby dispense with the requirement that this Resolution be read on two separate days and hereby authorizes the adoption of this Resolution upon its first reading.

**Section 4.** It is hereby certified that all formal actions of the Board of Trustees of Symmes Township, Hamilton County, Ohio relating to the adoption of this Resolution were taken in an open meeting of the Board and that all deliberations of the Board were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

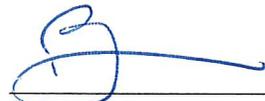
**Section 5.** This Resolution shall take effect and be enforced from and after the earliest period allowed by law.

**ADOPTED MARCH 6, 2018 – RESOLUTION G2018-31**

Vote Record: Mr. Bryant Aye Mr. Beck Aye Ms. Leis Aye

**BOARD OF TRUSTEES:**

  
Kenneth N. Bryant, President

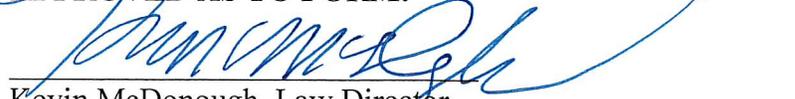
  
Philip J. Beck, Vice President

  
Jodie L. Leis, Trustee

**ATTEST:**

  
Carol A. Sims, Fiscal Officer

**APPROVED AS TO FORM:**

  
Kevin McDonough, Law Director