

**STATUTORY RESOLUTION NO. 19 - 2013**

\*\*\*\*\*

**RESOLUTION GRANTING A PERPETUAL, NON-EXCLUSIVE EASEMENT TO DUKE ENERGY OHIO, INC FOR ELECTRIC PURPOSES ON TOWNSHIP PROPERTY LOCATED AT 9100 RIALTO ROAD AND AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO EXECUTE ALL NECESSARY DOCUMENTS**

WHEREAS, Duke Energy Ohio, Inc. is responsible to supply electric to the public; and,

WHEREAS, to accomplish this, utility easements are provided so electric utility lines and poles can be accessed, repaired, replaced, and maintained; and,

WHEREAS, from time to time Duke Energy Ohio, Inc. needs to access the infrastructure to repair, replace, and upgrade and to perform such improvements and maintenance there of; and,

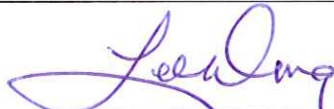
WHEREAS, in consideration of the sum of one dollar (\$1.00), Duke Energy Ohio, Inc. is hereby requesting a perpetual, non-exclusive easement at Township property, 9100 Rialto Road, for its successors and assigns to construct, reconstruct, operate, patrol, maintain, repair, replace, relocate, add to, modify and remove electric and/or telecommunication overhead line or lines, including but not limited to, all necessary and convenient supporting structures (such as poles), wires, cables, guy wires with anchors, grounding systems, counterpoises, and all other appurtenances, fixtures and equipment for the transmission and distribution of electrical energy, and for technological purposes (including but not limited to telecommunications), in, upon, over, along, under, through and across easement on Township property located at 9100 Rialto Road.

**NOW THEREFORE, BE IT RESOLVED**, pursuant to Ohio Revised Code § 505.10(A)(6), the West Chester Township Board of Trustees does hereby agree to:

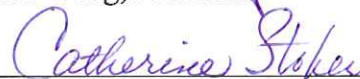
**SECTION 1.** Grant a perpetual, non-exclusive easement for the above purposes to Duke Energy Ohio, Inc. for Township owned property located at 9100 Rialto Road.

**SECTION 2.** Authorize the Township Administrator to make non-substantive changes with Law Director approval and to execute said easement and all necessary documents and to take other actions as necessary to carry out this Resolution.

Adopted this 22nd day of October, 2013.

  
\_\_\_\_\_  
Lee Wong, President

Yes  
Yes / No

  
\_\_\_\_\_  
Catherine Stoker, Vice President

YES  
Yes / No

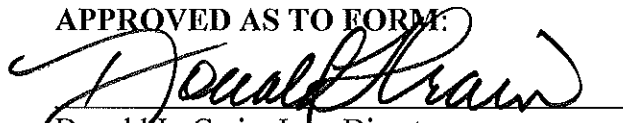
  
\_\_\_\_\_  
George Lang, Trustee

YES  
Yes / No

**ATTEST:**

  
\_\_\_\_\_  
Bruce Jones, Township Fiscal Officer

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Donald L. Crain, Law Director