

RESOLUTION NO. 1994 - 117

AUTHORIZING A PERPETUAL EASEMENT AND RIGHT-OF-WAY AGREEMENT WITH THE CLEVELAND-CUYAHOGA COUNTY PORT AUTHORITY FOR THE CONSTRUCTION AND PLACEMENT OF THE WATERFRONT TRANSIT LINE.

WHEREAS, the construction, operation, and maintenance of the Waterfront Transit Line by the Greater Cleveland Regional Transit Authority will require access to property owned by the Cleveland-Cuyahoga County Port Authority, and

WHEREAS, pursuant to Port Resolution No. 1994-30, the Board of Directors of the Cleveland-Cuyahoga County Port Authority has authorized and agreed to enter into a Perpetual Easement and Right-of-Way Agreement for purposes of granting to the Greater Cleveland Regional Transit Authority rights of access to Port Authority property and easement rights for the construction, operation and maintenance of the proposed light rail passenger line known as the Waterfront Transit Line upon, over, in, along and across Port Authority property as depicted in Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Greater Cleveland Regional Transit Authority, Cuyahoga County, Ohio that:

Section 1: A Perpetual Easement and Right-of-Way Agreement be entered into with the Cleveland-Cuyahoga County Port Authority for the construction, operation and maintenance of the light rail passenger line known as the Waterfront Transit Line upon, over, in, along and across Port Authority property as is generally depicted in Exhibit "A" attached hereto and incorporated herein.

Section 2: The General Manager be and he is hereby authorized to enter into a Perpetual Easement and Right-of-Way Agreement with the Cleveland-Cuyahoga County Port Authority as is necessary for the construction, operation and maintenance of the Waterfront Transit Line and on such terms and conditions as the General Manager may deem desirable or necessary but not inconsistent with this Resolution.

Section 3: This Resolution and the Perpetual Easement and Right-of-Way Agreement entered in accordance herewith shall be subject to all other conditions or obligations imposed by law upon this Authority.

Section 4: This Resolution shall take effect immediately upon its adoption and execution by the President of the Board of Trustees.

Adopted \_\_\_\_\_ July 26 \_\_\_\_\_, 1994.

Attachment: Exhibit A, Depiction of Site.

Attest: Ronald J. Iden  
General Manager and Secretary-Treasurer

[Signature]  
President

