



Rev. 09/2017

**ENCROACHMENT LETTER**

October 1, 2021

Eichhorn Limited Partnership  
1410 Pleasantville Road  
Pleasantville, OH 43148

Dear Mr. Eichhorn:

The Ohio Department of Transportation will be widening 1.2 miles of roadway at SR 37 and SR 256 providing a left-turn lane on each approach and reconstruction of the existing traffic signals, along the frontage of your property on the south side of State Route 256 and east side of State Route 37. The project is known as PID 110412, FAI-037-06.10, and construction is estimated to begin April 1, 2022.

Following a detailed survey of the area adjacent to your property it was discovered that your concrete pad encroaches into the roadway right of way and is located within the proposed work limits of the project. You are requested to immediately remove the concrete pad from the existing roadway right of way. Included with this letter is a plan sheet highlighting the encroaching concrete pad and location of the roadway right of way.

Section 5515.02 of the Ohio Revised Code (ORC) provides that any individual, firm or corporation that uses or occupies any part of a road or highway on the State Highway System with lines, pipes, or any object or structure, without a legal permit, shall remove same from the bounds of the highway. Section 5515.02 of the ORC also provides that if removal of any such lines, pipes, objects or structures is not started within 5 days after notification, the Department of Transportation may do so with their own forces and the expense incurred will be certified to the Attorney General for collection by civil action.

It is the desire of the Department of Transportation to cooperate with you to the extent of legal limits and obligations to the general public. Kimber Heim of our office met with you on March 4, 2021 to discuss the acquisition and the encroaching concrete pad on the east side of State Route 37 and the need for removal. You have not removed it and are notified that construction will remove it if you do not remove the encroaching concrete pad for the project. Should you have any questions, please call John R. Wooldridge, District 5 Real Estate Administrator at (740) 323-5427. You may also contact Kimber L. Heim at (740) 323-5422.

Respectfully,

Handwritten signature of John R. Wooldridge in blue ink.

John R. Wooldridge  
District 5 Real Estate Administrator

Enclosure(s)

cc: Project File: 110412, PCL 001  
Audrey L Seals, District 5 Construction Engineer