



Legislation Details (With Text)

File #: 2530-2022 **Version:** 1
Type: Ordinance **Status:** Passed
File created: 9/12/2022 **In control:** Public Utilities Committee
On agenda: 11/14/2022 **Final action:** 11/16/2022
Title: To authorize the director of the Department of Public Utilities to execute those document(s) necessary to release the City's easement rights. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments:

| Date | Ver. | Action By | Action | Result |
|------------|------|-----------------------|-------------------------|--------|
| 11/16/2022 | 1 | CITY CLERK | Attest | |
| 11/15/2022 | 1 | ACTING MAYOR | Signed | |
| 11/14/2022 | 1 | COUNCIL PRESIDENT | Signed | |
| 11/14/2022 | 1 | Columbus City Council | Approved | Pass |
| 11/7/2022 | 1 | Columbus City Council | Read for the First Time | |

BACKGROUND: The City possesses title to a storm water joint basin easement described and recorded in Instrument Number 202203080036689, Recorder's Office, Franklin County, Ohio ("Easement"). The Easement burdens real property located in the vicinity of Renner Road {Franklin County Tax Parcel 203-299510} ("Servient Estate") currently owned by Homewood Corporation, an Ohio for profit corporation. The City's Department of Public Utilities ("DPU") has reviewed a request by the owner of the Servient Estate to vacate the existing easement and determined that the Easement is no longer needed as a new easement was recorded in Instrument Number 202208170118934. DPU has determined that terminating the City's rights to the Easement does not adversely affect the City and should be granted at no monetary cost.

FISCAL IMPACT: Not applicable.

EMERGENCY JUSTIFICATION: Not applicable.

To authorize the director of the Department of Public Utilities to execute those document(s) necessary to release the City's easement rights. (\$0.00)

WHEREAS, the Department of Public Utilities ("DPU") received a request from Homewood Corporation, to vacate a storm water joint basin easement recorded in Instrument Number 202203080036689, Recorder's Office, Franklin County, Ohio ("Easement"); and

WHEREAS, DPU reviewed the request and determined that the Easement is no longer needed as a new easement was recorded in Instrument Number 202208170118934 and that the Easement should be released at no monetary cost; and

WHEREAS, the City intends for the City Attorney to approve all document(s) associated with this ordinance; and **now, therefore**,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of the Department of Public Utilities (“DPU”) is authorized to execute any document(s) necessary to release and terminate the easement recorded in Instrument Number 202203080036689, Recorder’s Office, Franklin County, Ohio.

SECTION 2. That the City Attorney is required to approve all document(s) associated with this ordinance prior to the Director of DPU executing and acknowledging any of those document(s).

SECTION 3. That this ordinance shall take effect and be in full force and effect from and after the earliest period allowed by law.