



REQUEST FOR CONVEYANCE OF CITY OWNED RIGHT-OF-WAY By Department of Public Service

Name of Petitioner: Gary G. Yashko,
counsel for William and Barbara Moberger

File No.01-08

REQUEST IS TO:

- | | |
|--|--|
| <input type="checkbox"/> Sell excess right-of-way | <input type="checkbox"/> Transfer excess right-of-way at no charge |
| <input checked="" type="checkbox"/> Vacate excess right-of-way | <input type="checkbox"/> Grant a lease |
| <input type="checkbox"/> Grant an easement | <input type="checkbox"/> Release an easement |

BRIEF DESCRIPTION OF AREA UNDER CONSIDERATION:

The alley south of East Fifth Avenue from Rarig Avenue to the alley east

PROPOSED USE OF AREA:

additional parking and security

DEPARTMENTAL ACTION BY DEPARTMENT INITIATING REQUEST:

(Please CHECK the Correct Answer)

- | | | |
|---|---|-----------------------------|
| All Departments and Divisions contacted for comments/approval of request: | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |
| All Utilities contacted for comments/approval of request: | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |
| Area Commission/Civic Association contacted for comments: | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |
| All abutting property owners notified of request: | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |
| Petitioner notified of need for survey and metes & bounds description: | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |

Department Recommendation: SELL VACATE TRANSFER AT NO CHARGE

Signature:
Transportation Division Administrator

Date: 2/26/03

REAL ESTATE DIVISION ACTION:

Estimated Value from County Tax Records: \$ 5820.00 (5820sf@\$1.00)

- | | | |
|--------------------------------------|---|-----------------------------|
| Easements to be retained: | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |
| Petitioner contacted for comments: | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |
| Petitioner agreed to purchase price: | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |

PAC/JCL

cc: File No. 01-08

K:\Right of Way Information\Right-of-Way Sales etc\01_VACATE\01-08\REQUEST FOR CONVEYANCE.DOC

DEPARTMENT OF DEVELOPMENT ACTION:

(Please CHECK the correct answer)

Mitigating Circumstances Identified: YES NO

Recommended Action: DISAPPROVED TRANSFER AT NO CHARGE SELL

VACATE GRANT EASEMENT RELEASE AN EASEMENT

Signature: _____ Date: _____

**IDENTIFICATION OF MITIGATING CIRCUMSTANCES
AND BRIEF EXPLANATION OF EACH**

_____ The value of improvements undertaken by purchaser(s) upon property of the City which further the interest and welfare of the public.

_____ The value of land donations or other services being made to the City by the petitioner(s)

_____ The willingness of the purchaser(s) to absorb the cost of utility relocation from the property being purchased if not discounted in the fair market value of the property.

_____ The substantial increase in tax revenue, including but not limited to real property and income taxes, generated by the development of the property to be purchased.

_____ The identification of improvements that further the general welfare of the City through significant improvements to the physical environment.

Name of Petitioners: William & Barbara Moberger
File No. 01-08



City of Columbus
Mayor Michael B. Coleman

Public Service Department

Linda K. Page, Director

March 14, 2003

Ralston Industries, Inc.
600 North Cassady Avenue
Columbus, Ohio 43219-2799

Dear Property Owners:

Columbus City Council Resolution Number 113X-86 provides for the sale of excess City owned property. The City of Columbus, Transportation Division, has reviewed a request that was submitted regarding the sale of a portion of the alley south of East Fifth Avenue from Rarig Avenue to the alley east thereof. After investigation, it has been determined there are no City objections to the sale of this alley, however, due to the presence of utilities within this right-of-way the City will retain a general utility easement over the entire area. Based upon information provided by the Franklin County Auditor the City has estimated a value of \$1.00 per square foot for those 1117.5 ± square feet of excess right-of-way adjacent to your property shown on the attached map.

If you wish to proceed with the purchase of this excess right-of-way please sign and date this letter in the space provided below then return, within thirty days, to Ms. Pamela A. Clawson, P.E., Administrator, Transportation Division, 109 North Front Street, 3rd Floor, Columbus, Ohio 43215, Attention: Mary Lu English. If you object to the transfer price of \$1,117.50 you will need to contact Ms. Donna Hunter in the Department of Development to discuss a possible reduction of this amount. Ms. Hunter's address is: Department of Development, Attention Donna Hunter, Administrator, Office of Land Management, 109 North Front Street, Columbus, Ohio 43215. Please provide a copy of any correspondence you send to Ms. Hunter to me for my file.

For your convenience I have attached a list of valid mitigating circumstances that the City will consider when reducing the transfer price for excess right-of-way. Unless mitigating circumstances that directly benefit the Transportation Division can be identified, Division policy requires that a recommendation to transfer at full price be forwarded from the Division to the Department of Development.

After an agreement on the transfer price is reached the Department of Development will place this request on the Land Review Commission agenda for their consideration.

614-645-8290 Director's Office
614-645-7602 Facilities Management Division
614-645-8281 Fleet Management Division
614-645-7620 Refuse Collection Division
614-645-8376 Transportation Division

City Hall/90 West Broad Street, 3rd Floor/Columbus, Ohio 43215-9009
City Hall/90 West Broad Street, Rm B-16/Columbus, Ohio 43215-9001
423 Short Street/Columbus, Ohio 43215-5614
2100 Alum Creek Drive, Columbus, Ohio 43207-1714
109 North Front Street, 3rd Floor/Columbus, Ohio 43215-9023

FAX: 645-7805
FAX: 645-7180
FAX: 645-7347
FAX: 645-3053
FAX: 645-6938

Ralston Industries, Inc.
March 14, 2003
Page Two

If you have any questions concerning this matter please contact me at 645-5471.

Sincerely,

Mary Lu English
Mary Lu English
Right of Way Coordinator

AUTHORIZATION TO PROCEED
Ralston Industries, Inc.

By: *[Signature]* 3/24/03
Signature Date
Its: PRESIDENT

Enclosures
cc: Pamela A. Clawson, P.E., Administrator, Transportation Division
Randall J. Bowman, P.E., City Engineer
Clyde R. Garrabrant, P.S., ROW Services
File 01-08
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City of Columbus
Mayor Michael B. Coleman

Public Service Department

Linda K. Page, Director

March 14, 2003

East Fifth Avenue Apartments LLC
957 East Broad Street
Columbus, Ohio 43205

REC'D MAR 19 2003

Dear Property Owner:

Columbus City Council Resolution Number 113X-86 provides for the sale of excess City owned property. The City of Columbus, Transportation Division, has reviewed a request that was submitted regarding the proposed sale of the alley south of East Fifth Avenue from Rarig Avenue to the alley east thereof. After investigation, it has been determined there are no City objections to the sale of this alley, however, due to the presence of utilities within this right-of-way the City will retain a general utility easement over the entire area. Based upon information provided by the Franklin County Auditor the City has estimated a value of \$1.00 per square foot for those 1980 ± square feet of excess right-of-way adjacent to your property shown on the attached map.

If you wish to proceed with the purchase of this excess right-of-way please sign and date this letter in the space provided below then return, within thirty days, to Ms. Pamela A. Clawson, P.E., Administrator, Transportation Division, 109 North Front Street, 3rd Floor, Columbus, Ohio 43215, Attention: Mary Lu English. If you object to the transfer price of \$1,980.00 you will need to contact Ms. Donna Hunter in the Department of Development to discuss a possible reduction of this amount. Ms. Hunter's address is: Department of Development, Attention Donna Hunter, Administrator, Office of Land Management, 109 North Front Street, Columbus, Ohio 43215. Please provide a copy of any correspondence you send to Ms. Hunter to me for my file.

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East Fifth Avenue Apartments LLC
March 14, 2003
Page Two

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03 MAR 19 2003

If you have any questions concerning this matter please contact me at 645-5471.

Sincerely,



Mary Lu English
Right of Way Coordinator

AUTHORIZATION TO PROCEED
East Fifth Avenue Apartments LLC

By: Lauren M. Heller 3/25/03
Signature Date

Its: Director of Development

Enclosures

cc: Pamela A. Clawson, P.E., Administrator, Transportation Division
Randall J. Bowman, P.E., City Engineer
Clyde R. Garrabrant, P.S., ROW Services
File 01-08
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City of Columbus
Mayor Michael B. Coleman

Public Service Department

Linda K. Page, Director

March 14, 2003

William and Barbara Moberger
3045 East Fifth Avenue
Columbus, Ohio 43219

Dear Property Owners:

Columbus City Council Resolution Number 113X-86 provides for the sale of excess City owned property. The City of Columbus, Transportation Division, has reviewed the request that you submitted regarding the proposed purchase of a portion of the alley south of East Fifth Avenue from Rarig Avenue to the alley east thereof. After investigation, it has been determined there are no City objections to the sale of this alley, however, due to the presence of utilities within this right-of-way the City will retain a general utility easement over the entire area. Based upon information provided by the Franklin County Auditor the City has estimated a value of \$1.00 per square foot for those 2475 ± square feet of excess right-of-way adjacent to your property shown on the attached map.

If you wish to proceed with the purchase of this excess right-of-way please sign and date this letter in the space provided below then return, within thirty days, to Ms. Pamela A. Clawson, P.E., Administrator, Transportation Division, 109 North Front Street, 3rd Floor, Columbus, Ohio 43215, Attention: Mary Lu English. If you object to the transfer price of \$2,475.00 you will need to contact Ms. Donna Hunter in the Department of Development to discuss a possible reduction of this amount. Ms. Hunter's address is: Department of Development, Attention Donna Hunter, Administrator, Office of Land Management, 109 North Front Street, Columbus, Ohio 43215. Please provide a copy of any correspondence you send to Ms. Hunter to me for my file.

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William and Barbara Moberger
March 14, 2003
Page Two

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Sincerely,



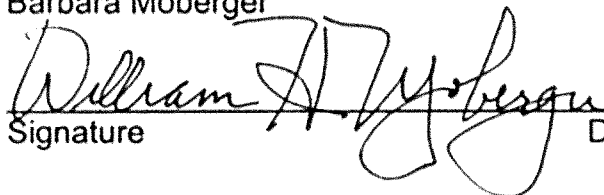
Mary Lu English
Right of Way Coordinator

AUTHORIZATION TO PROCEED

William Moberger

 3.28.03
Signature Date

Barbara Moberger

 3.28.03
Signature Date

Enclosures

cc: Pamela A. Clawson, P.E., Administrator, Transportation Division
Randall J. Bowman, P.E., City Engineer
Clyde R. Garrabrant, P.S., ROW Services
Gary G. Yashko, Esq.
File 01-08
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City of Columbus
Mayor Michael B. Coleman

Public Service Department

Linda K. Page, Director

March 26, 2003

Frank Nutis, TR
P.O. Box 27248
Columbus, Ohio 43227-0248

Dear Mr. Nutis:

Columbus City Council Resolution Number 113X-86 provides for the sale of excess City owned property. The City of Columbus, Transportation Division, has reviewed a request that was submitted regarding the proposed sale of the alley south of East Fifth Avenue from Rarig Avenue to the alley east thereof. After investigation, it has been determined there are no City objections to the sale of this alley, however, due to the presence of utilities within this right-of-way the City will retain a general utility easement over the entire area. Based upon information provided by the Franklin County Auditor the City has estimated a value of \$1.00 per square foot for those 247.5 ± square feet of excess right-of-way adjacent to your property shown on the attached map.

If you wish to proceed with the purchase of this excess right-of-way please sign and date this letter in the space provided below then return, within thirty days, to Ms. Pamela A. Clawson, P.E., Administrator, Transportation Division, 109 North Front Street, 3rd Floor, Columbus, Ohio 43215, Attention: Mary Lu English. If you object to the transfer price of \$247.50 you will need to contact Ms. Donna Hunter in the Department of Development to discuss a possible reduction of this amount. Ms. Hunter's address is: Department of Development, Attention Donna Hunter, Administrator, Office of Land Management, 109 North Front Street, Columbus, Ohio 43215. Please provide a copy of any correspondence you send to Ms. Hunter to me for my file.

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Frank Nutis
March 26, 2003
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If you have any questions concerning this matter please contact me at 645-5471.

Sincerely,



Mary Lu English
Right of Way Coordinator

AUTHORIZATION TO PROCEED

Frank Nutis, TR

By: *Colin Kamm* 3-26-2003
Signature Date

His: *ACTING AGENT.*

Enclosures

cc: Pamela A. Clawson, P.E., Administrator, Transportation Division
Randall J. Bowman, P.E., City Engineer
Clyde R. Garrabrant, P.S., ROW Services
File 01-08
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NO SCALE

