



## Legislation Details (With Text)

**File #:** 0025X-2005    **Version:** 1  
**Type:** Resolution    **Status:** Passed  
**File created:** 2/16/2005    **In control:** Safety Committee  
**On agenda:** 2/28/2005    **Final action:** 3/2/2005

**Title:** To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the Moler Road Stormwater System Improvements Project, and to declare an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Moler Exhibits Legals Revised 2-15-05.pdf

| Date      | Ver. | Action By             | Action                             | Result |
|-----------|------|-----------------------|------------------------------------|--------|
| 3/2/2005  | 1    | MAYOR                 | Signed                             |        |
| 3/2/2005  | 1    | CITY CLERK            | Attest                             |        |
| 2/28/2005 | 1    | Columbus City Council | Adopted                            | Pass   |
| 2/28/2005 | 1    | COUNCIL PRESIDENT     | Signed                             |        |
| 2/17/2005 | 1    | Atty Reviewer         | Reviewed and Approved              |        |
| 2/17/2005 | 1    | Atty Drafter          | Sent for Approval                  |        |
| 2/17/2005 | 1    | CITY ATTORNEY         | Reviewed and Approved              |        |
| 2/17/2005 | 1    | Atty Drafter          | Sent to Clerk's Office for Council |        |
| 2/16/2005 | 1    | Atty Drafter          | Sent for Approval                  |        |

**Background:**

The following is a resolution to declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the **Moler Road Stormwater System Improvements Project**.

**Fiscal Impact:** N/A

**Emergency Justification:** Emergency action is requested to allow acquisition activities to begin as soon as possible thereby allowing for commencement of construction of this project within this years construction season.

To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the **Moler Road Stormwater System Improvements Project**, and to declare an emergency.

WHEREAS, the City of Columbus is engaged in the **Moler Road Stormwater System Improvements Project**; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Department of Public Utilities, Division of

Sewerage and Drainage, in that it is immediately necessary to declare the necessity and intent to appropriate permanent and construction easements in, over, under and through the hereinbefore described real estate necessary for the aforementioned project so that there will be no delay in the project thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

Section 1. That this Council hereby declares the necessity and intent to appropriate fee simple title and lesser interests in and to the following listed parcels of real estate more fully described in **Exhibits A through F** attached hereto and made a part hereof as though fully written herein, necessary for the **Moler Road Stormwater System Improvements Project, Project #610769** pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code (1959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit:

| EXHIBIT | PARCEL NUMBER |
|---------|---------------|
| A       | 7T            |
| B       | 8T            |
| C       | 9T            |
| D       | 10T           |
| E       | 11T           |
| F       | 15P, T        |

Section 2. That the City Attorney be and hereby is authorized to cause a written notice of the adoption of this resolution to be served upon the owners, persons in possession of or persons having a real or possible interest of record in the above described premises in the manner provided by law.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.