



## Legislation Details (With Text)

**File #:** 2901-2015      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 11/10/2015      **In control:** Development Committee

**On agenda:** 12/7/2015      **Final action:** 12/8/2015

**Title:** To accept the application (AN15-007) of Myong Hue Kim for the annexation of certain territory containing 1.394 ± acres in Mifflin Township.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD2901-2015 AN15-007 Service Statement, 2. ORD2901-2015 AN15-007 Map

Date	Ver.	Action By	Action	Result
12/8/2015	1	CITY CLERK	Attest	
12/8/2015	1	MAYOR	Signed	
12/7/2015	1	COUNCIL PRESIDENT	Signed	
12/7/2015	1	Columbus City Council	Approved	Pass
11/23/2015	1	Columbus City Council	Read for the First Time	

### AN15-007

**BACKGROUND:** This ordinance approves the acceptance of certain territory (AN15-007) by the city of Columbus. The Ohio Revised Code stipulates that to be effective, City acceptance must take place a minimum of 60 days from the receipt by the City Clerk of the approval notice from the county. If City Council does not accept the ordinance within 120 days of its first consideration, the annexation will be considered rejected. This petition was filed with Franklin County on June 30, 2015. City Council approved a service ordinance addressing the site on July 17, 2015. Franklin County approved the annexation on August 4, 2015 and the City Clerk received notice on September 22, 2015.

**FISCAL IMPACT:** The statement of municipal services and zoning conditions for a proposed annexation area has no fiscal impact. While provision of the stated services does represent cost to the City, annexation of land also has the potential to create revenue to the City.

To accept the application (AN15-007) of Myong Hue Kim for the annexation of certain territory containing 1.394 ± acres in Mifflin Township.

**WHEREAS,** a petition for the annexation of certain territory in Mifflin Township was duly filed on behalf of the Myong Hue Kim on June 30, 2015; and

**WHEREAS,** the petition was considered and approved by the Franklin County Board of Commissioners at a hearing on August 4, 2015; and

**WHEREAS,** on September 22, 2015, the City Clerk received from Franklin County a certified copy of the resolution

addressing the petition; and

**WHEREAS**, sixty days have now elapsed since receipt of the resolution in accordance with the provisions of the Ohio Revised Code; and

**WHEREAS**, it is in the best interest of the city of Columbus to accept the annexation of the territory addressed by the petition; **now, therefore**,

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

**SECTION 1.** That the annexation proposed by Myong Hue Kim in a petition filed with the Franklin County Board of Commissioners on June 30, 2015 and subsequently approved by the Board on August 4, 2015 is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the Township of Mifflin, County of Franklin, State of Ohio; also being a part of the Quarter Township 2, Township 1 North, Range 17 West, United States Military Lands; also being a 1.202 acre tract as conveyed to Myong Hui Kim as described in Instrument No. 200501260016031 (Parcel ID 190-000456) and a 0.174 acre tract as conveyed to Myong Hui Kim as described in Instrument No. 200501260016030 Parcel Number 3 (Parcel ID 190-000043); being more particularly described as follows:

Beginning at the intersection of the northerly right-of-way line of Innis Road (variable right-of-way) and the westerly right-of-way line of Westerville Road (State Route 3, 90' right-of-way), said point being the TRUE POINT OF BEGINNING, and from said beginning point running thence,

Along a southerly line of said 0.174 acre tract, also being along the northerly right-of-way line of Innis Road, North 86° 44' 53" West, for a distance of 112.49' to a point; thence,

Along a portion of the easterly line of said 1.202 acre tract, also being along the northerly right-of-way line of Innis Road, South 04° 20' 33" West, for a distance of 29.90' to a point; thence,

Along a southerly line of said 1.202 acre tract, also being the northerly right-of-way line of Innis Road, South 83° 25' 51" West, for a distance of 119.16' to a point of curvature; thence,

Along a southerly line of said 1.202 acre tract, also being the northerly right-of-way line of Innis Road, following a curve to the right having an arc length of 85.69', a radius of 1,392.55', a central angle of 003° 31' 33", and a chord that bears South 85° 11' 38" West for a distance of 85.68', said point being the southwesterly corner of said 1.202 acre tract, said point also being the southeasterly corner of a 0.417 acre tract as conveyed to Charles E. Blackburn, Jr. as described in Instrument Nos. 200707190126702 and 200802200025362; thence,

Along the westerly line of said 1.202 acre tract, also being along the easterly line of said 0.417 acre tract and then along a portion of an easterly line of a 5.106 acre tract as conveyed to United States Postal Service as described in Official Record 10994 I-11 and being along the division line between City of Columbus and Township of Mifflin as established by Ordinance No. 1373-71, North 04° 47' 29" East, for a distance of 294.72' to a point; thence,

Along the northerly line of said 1.202 acre tract, also being along the southerly line of a 1.575 acre tract as conveyed to Shazan Holding LP as described in Instrument No. 201212120190411 and along the along the division line between City of Columbus and Township of Mifflin, South 76° 51' 18" East, for a distance of 199.03' to a point; thence,

Along a portion of the easterly line of said 1.202 acre tract, also being along the westerly line of a 0.391 acre tract as conveyed to Myong Hui Kim as described in Instrument No. 200501260016030 Parcel numbers 1 and 2, and along the division line between City of Columbus and Township of Mifflin, South 03° 51' 07" West, for a distance of 132.20' to a

point; thence,

Along the northerly line of said 0.174 acre tract, also being along the southerly line of said 0.391 acre tract and along the division line between City of Columbus and Township of Mifflin, South  $86^{\circ} 45' 09''$  East, for a distance of 144.99' to a point; thence,

Along the easterly line of said 0.174 acre tract, also being along the westerly right-of-way line of Westerville Road, South  $29^{\circ} 19' 00''$  West, for a distance of 73.47' to the point of beginning, containing 1.394 acres of land, more or less.

Basis of bearings for the herein-described courses is a portion of the centerline of Westerville Road Being North  $29^{\circ} 19' 00''$  East, as shown on plans entitled "FRA-3-(20.84)(22.58)(25.00)" as prepared by Burgess & Niple, Limited.

The herein-described courses are based solely on record documents; an actual survey was not performed.

**SECTION 2.** That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

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