



## Legislation Details (With Text)

**File #:** 1353-2010      **Version:** 1  
**Type:** Ordinance      **Status:** Passed  
**File created:** 9/16/2010      **In control:** Public Service & Transportation Committee  
**On agenda:** 10/4/2010      **Final action:** 10/6/2010

**Title:** To authorize the Director of Public Service to enter into an agreement between the City of Columbus and The Ohio State University to permit the City access to certain OSU property in order to construct handicap access ramps along High Street between West 13th Ave. and Woodruff Ave; to execute a subsequent easement as the Grantee; and to declare an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
10/6/2010	1	CITY CLERK	Attest	
10/5/2010	1	MAYOR	Signed	
10/4/2010	1	Columbus City Council	Approved	Pass
10/4/2010	1	COUNCIL PRESIDENT	Signed	
9/24/2010	1	Atty Drafter	Sent for Approval	
9/24/2010	1	CITY ATTORNEY	Reviewed and Approved	
9/24/2010	1	Atty Drafter	Sent to Clerk's Office for Council	
9/23/2010	1	SERVICE DIRECTOR	Reviewed and Approved	
9/23/2010	1	Service Reviewer	Reviewed and Approved	
9/20/2010	1	Service Reviewer	Reviewed and Approved	
9/20/2010	1	Service Drafter	Sent for Approval	
9/17/2010	1	Atty Reviewer	Reviewed and Approved	
9/17/2010	1	Atty Drafter	Sent for Approval	
9/16/2010	1	Atty Drafter	Sent for Approval	

**1. Background:**

The Ohio State University ("OSU") is the owner of certain real property along and adjacent to the west side of North High Street from West 13<sup>th</sup> Avenue to Woodruff Avenue in Columbus, Franklin County, Ohio. The City of Columbus ("City") desires to construct handicap access ramps at intersections between West 13<sup>th</sup> Avenue and Woodruff Avenue on OSU property adjacent to North High Street. The City has requested access to construct the handicap access ramps pending the final execution of an easement for an extended right of way along the west side of North High Street by OSU to the City. The Department of Public Service has determined that the construction of the access ramps will not adversely affect the City and should be allowed. The following legislation authorizes the Director of the Department of Public Service to execute those documents necessary to enter into an agreement and to sign the easement as a Grantee.

Fiscal Impact: N/A

**2. Emergency Justification:**

Emergency action is requested to allow the City to comply with the terms of the agreement without delay and to allow for the

timely construction of the handicap access ramps.

To authorize the Director of Public Service to enter into an agreement between the City of Columbus and The Ohio State University to permit the City access to certain OSU property in order to construct handicap access ramps along High Street between West 13<sup>th</sup> Ave. and Woodruff Ave; to execute a subsequent easement as the Grantee; and to declare an emergency.

WHEREAS, OSU is the owner of certain real property along and adjacent to the west side of North High Street from West 13<sup>th</sup> Avenue to Woodruff Avenue in Columbus, Franklin County, Ohio; and

WHEREAS, the City desires to construct handicap access ramps at intersections between West 13<sup>th</sup> Avenue and Woodruff Avenue on OSU property adjacent to North High Street; and

WHEREAS, the City has requested access to construct the handicap access ramps pending the final execution of an easement from OSU to the City; and

WHEREAS, the Department of Public Service has determined that the construction of the access ramps will not adversely affect the City and should be allowed; and

WHEREAS, there will be no expenditure of funds for the acquisition of the easement; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to authorize the Director of the Department of Public Service to execute those documents necessary to enter into an agreement between the City and The Ohio State University to permit the City access to certain OSU property in order to construct handicap access ramps along High Street between West 13<sup>th</sup> Ave. and Woodruff Ave for the immediate preservation of the public health, peace, property and safety; now, therefore:

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

Section 1. That the Director of Public Service is authorized to execute an Agreement between the City of Columbus and The Ohio State University to permit the City access to certain OSU property in order to construct handicap access ramps along High Street between West 13<sup>th</sup> Avenue and, Woodruff Avenue.

Section 2. That the Director of Public Service be and hereby is authorized to execute and accept, as the Grantee, an Easement from The Ohio State University for sidewalk/roadway purposes related to the site of the handicap access ramps.

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