



Legislation Details (With Text)

File #: 0066-2012 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 1/9/2012 **In control:** Development Committee

On agenda: 1/30/2012 **Final action:** 2/1/2012

Title: To accept the application (AN11-010) of Jackson B. Reynolds (attorney) on behalf of Linda Alvarez and John D. Kost (owners) and Matt Vekasy (Developer) for the annexation of certain territory containing .7 ± acres in Clinton Township.

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD0066-2012 AN11-010 Service Statement, 2. ORD0066-2012 AN11-010 Map (Chesapeake Ave .7 Acres)

Date	Ver.	Action By	Action	Result
2/1/2012	1	CITY CLERK	Attest	
1/31/2012	1	MAYOR	Signed	
1/30/2012	1	COUNCIL PRESIDENT	Signed	
1/30/2012	1	Columbus City Council	Approved	Pass
1/23/2012	1	Columbus City Council	Read for the First Time	

AN11-010

BACKGROUND: This ordinance approves the acceptance of certain territory (AN11-010) by the City. The Ohio Revised Code stipulates that once an annexation has been approved by the County, it must be accepted by the receiving municipality in order for the annexation process to be completed. Per the Ohio Revised code, it must be accepted by the receiving municipality within 120 days (but not sooner than 60 days) of receipt by the City Clerk of the approval notice from the county. Should City Council not take such action, the annexation will not take place. This petition was filed with Franklin County on September 14, 2011. City Council approved a service ordinance addressing the site on September 26, 2011. Franklin County approved the annexation on October 25, 2011 and the City Clerk received notice on November 3, 2011.

FISCAL IMPACT: The provision of municipal services does represent cost to the City; although the annexation of land has the potential to create revenue to the city.

To accept the application (AN11-010) of Jackson B. Reynolds (attorney) on behalf of Linda Alvarez and John D. Kost (owners) and Matt Vekasy (Developer) for the annexation of certain territory containing .7 ± acres in Clinton Township.

WHEREAS, a petition for the annexation of certain territory in Clinton Township was duly filed on behalf of multiple parcels on Chesapeake Avenue on September 14, 2011; and

WHEREAS, said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated October 25, 2011; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on November 3, 2011; and

WHEREAS, sixty days from the date of said filing have now elapsed 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 sought to be annexed by the aforesaid petition; **now, therefore**,

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

Section 1. That the proposed annexation as applied for in the petition of Jackson B. Reynolds (attorney) on behalf of Linda Alvarez and John D. Kost being the owners of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio on September 14, 2011 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated October 25, 2011 be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Clinton, Quarter Township 3, Township 1, Range 18, U.S.M.D., and being: part of an Alley as shown on the plat "Lincoln Heights Addition" recorded in Plat Book 7, Page 250, part of an Alley as shown on the plat "John M. Pugh's Subdivision recorded in Plat Book 4, Page 324, all of Lots 58-61 of said "Lincoln Heights Addition" recorded in Plat Book 7, Page 250, said lots being in the name of John D. Kost (APN 130-005580), and Linda K. Alvarez (APN 130-001384, APN 130-002452 and APN 130-002453) and described as follows:

Beginning in the south right-of-way line of an Alley and at the northwest corner of said Lot 58 of said "Lincoln Heights Subdivision";

Thence Easterly, along said south right-of-way line and it's easterly extension thereof, about 180 feet to the east right-of-way line of an Alley, being an existing City of Columbus Corporation Line per Case No. 13-82, Ordinance No. 1952-82, Official Record 2180D07;

Thence Southerly, along said east right-of-way line, the same being said corporation line, about 175 feet to the intersection of said Alley with the easterly extension of the north right-of-way line for Chesapeake Avenue;

Thence Westerly, along said north right-of-way line, about 180 feet to the southwest corner of said Lot 58;

Thence Northerly, along the west line of said Lot 58, about 175 feet to the *Point of Beginning*. Containing approximately 0.7 acre of land, more or less. The above description was written by John C. Dodgion, P.S. 8069 on July 13, 2011. A drawing of the above description has been prepared and is a part hereof.

The total length of the annexation perimeter is about 710 feet, of which about 175 feet are contiguous with existing City of Columbus Corporation Lines, being about 25% contiguous. This annexation does not create any islands of township property.

This description was written for annexation purposes only and was not intended to be used in the transfer of lands.

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.