



## Legislation Details (With Text)

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**File #:** 0762-2012      **Version:** 1

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

**File created:** 3/28/2012      **In control:** Public Utilities Committee

**On agenda:** 4/16/2012      **Final action:** 4/19/2012

**Title:** To authorize the Director of the Department of Finance and Management to execute a Quitclaim Deed of Easement and all ancillary instruments necessary for the granting of a subsurface electrical easement to the Ohio Power Company, for the purposes of providing electrical services to certain City owned property, located in the vicinity of South 20th Street and Woodrow Avenue, commonly known as 724 East Woodrow Avenue and to declare an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
4/19/2012	1	CITY CLERK	Attest	
4/18/2012	1	MAYOR	Signed	
4/16/2012	1	COUNCIL PRESIDENT	Signed	
4/16/2012	1	Columbus City Council	Approved	Pass

The City of Columbus desires to grant the Ohio Power Company ("AEP") a perpetual non-exclusive subsurface utility line through certain City owned real property, located in the vicinity of South 20<sup>th</sup> Street and Woodrow Avenue, more fully described within the body of this legislation. AEP is to use the easement for the purpose of providing electricity to that City owned property commonly known as 724 East Woodrow Avenue. After investigation by the Department of Finance and Management it has been determined that the electrical service provided by the underground power line will benefit the City and should be granted at no charge. The following legislation authorizes the Director of the Department of Finance and Management to execute a Quitclaim Deed of Easement and all ancillary instruments necessary to grant the requested easement.

Fiscal Impact: N/A

Emergency Justification: Emergency action is requested as not to delay the benefit to the City, which will result from the installation of the electric power line.

To authorize the Director of the Department of Finance and Management to execute a Quitclaim Deed of Easement and all ancillary instruments necessary for the granting of a subsurface electrical easement to the Ohio Power Company, for the purposes of providing electrical services to certain City owned property, located in the vicinity of South 20<sup>th</sup> Street and Woodrow Avenue, commonly known as 724 East Woodrow Avenue and to declare an emergency.

**WHEREAS,** The City of Columbus desires to grant the Ohio Power Company ("AEP") a perpetual non-exclusive subsurface utility line through certain City owned real property, located in the vicinity of South 20<sup>th</sup> Street and Woodrow Avenue, more fully described within the body of this legislation; and

**WHEREAS**, AEP is to use the easement for the purpose of providing electricity to that City owned property commonly known as known as 724 East Woodrow Avenue; and

**WHEREAS**, after investigation by the Department of Finance and Management it has been determined that the electrical service provided by the underground power line will benefit the City and should be granted at no charge; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Finance and Management in that it is immediately necessary to authorize the Director of Department of Finance and Management to execute a Quitclaim Deed of Easement and all ancillary instruments, approved by the Columbus City Attorney, Real Estate Division, necessary to grant an easement to the AEP so as not to delay the resulting benefit to the City, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

**Section 1.** That the Director of the Department of Finance and Management be and hereby is authorized to execute a Quitclaim Deed of Easement as approved by the Columbus City Attorney, Real Estate Division, necessary to grant the Ohio Power Company a perpetual non-exclusive subsurface easement in, under, and through the following described real property:

0.034 Acre  
Easement

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Lot 14 as shown on Nathaniel Merion's Subdivision of record in Plat Book 1, Page 305, being across the 6.054 acre tract conveyed to the City of Columbus, Ohio of record in Instrument Number 200707130123261, and described as follows:

Beginning, for reference, at a railroad spike set marking the centerline intersection of South Twentieth Street with Woodrow Avenue and the southerly line of said Lot 14;

Thence South 86° 06' 20" East, with the centerline of Woodrow Avenue and southerly line, a distance of 126.11 feet to a point;

Thence North 04° 03' 27" East, with the westerly line of the easterly half of said lot 14 and partly with the westerly line of said 6.054 acre tract, a distance of 407.00 feet to the True Point of Beginning;

Thence North 04° 03' 27" East, continuing with said westerly lines, a distance of 15.00 feet to a point;

Thence across said 6.054 acre tract, the following courses:

- South 86° 02' 05" East, a distance of 100.00 feet to a point;
- South 04° 03' 27" West, a distance of 15.00 feet to a point;
  - North 86° 02' 05" West, a distance of 100.00 feet to the True Point of Beginning, containing 0.034 acre of land, more or less, from Auditor's Parcel Number 010-089610.

All references are to the records of the Recorder's Office, Franklin County, Ohio.

**Section 2.** That for the reasons stated 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.