



## Legislation Details (With Text)

**File #:** 1800-2010      **Version:** 1

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

**File created:** 12/1/2010      **In control:** Development Committee

**On agenda:** 12/13/2010      **Final action:** 12/16/2010

**Title:** To authorize the Director of Development to file a municipal petition for the annexation of 15.679 acres within Franklin Township as provided in section 709.16 of the Ohio Revised Code and to provide for acceptance of the property by the City of Columbus upon approval of the petition by the Board of Franklin County Commissioners; and to declare an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD1800-2010 AN10-005 Map.docx

Date	Ver.	Action By	Action	Result
12/16/2010	1	CITY CLERK	Attest	
12/14/2010	1	MAYOR	Signed	
12/13/2010	1	Columbus City Council	Approved	Pass
12/13/2010	1	COUNCIL PRESIDENT	Signed	
12/1/2010	1	Dev Drafter	Sent for Approval	
12/1/2010	1	DEVELOPMENT DIRECTOR	Reviewed and Approved	
12/1/2010	1	Dev Drafter	Sent for Approval	
12/1/2010	1	CITY ATTORNEY	Reviewed and Approved	
12/1/2010	1	Dev Drafter	Sent to Clerk's Office for Council	

### AN10-005

**BACKGROUND:** This ordinance is being submitted to authorize the Director of Development to file a municipal annexation petition for a 15.679 acre site in Franklin Township, Franklin County. This property was purchased by the City for use in operations associated with the Jackson Pike Wastewater Treatment facility. The site is adjacent to other City property and is currently used as an operations center for a major sewer system improvement project. Permanent sewer system facilities will be established at this location. Annexation will allow the current operations and associated employment to take place in the City limits. Additionally, this ordinance provides for the acceptance of the property by the City upon approval of the petition by the Franklin County Commissioners. This ordinance is required by the Ohio Revised Code as enacted by the General Assembly of the State of Ohio. Upon approval by City Council, a certified copy of this ordinance will be provided to the Franklin County Commissioners in conjunction with an annexation petition.

This ordinance is filed as emergency legislation as work is already underway on the site and the City wishes to complete the annexation as soon as possible.

**FISCAL IMPACT:** This ordinance has no direct fiscal impact. While the provision of the city services will represent a cost to the city, this annexation will also create revenue through the employment taking place on the site.

To authorize the Director of Development to file a municipal petition for the annexation of 15.679 acres within Franklin Township as provided in section 709.16 of the Ohio Revised Code and to provide for acceptance of the property by the City of Columbus upon approval of the petition by the Board of Franklin County Commissioners; and to declare an emergency.

**WHEREAS**, the City of Columbus purchased 15.679 acres in Franklin Township adjacent to the Jackson Pike Wastewater Treatment facility for uses associated with that operation; and

**WHEREAS**, the site is not currently within the City of Columbus; and

**WHEREAS**, annexation will allow the current operations and associated employment to take place in the City limits as is the case with the adjacent City properties; and

**WHEREAS**, section 709.16 of the Ohio Revised Code allows for municipalities to file annexation petitions of territory owned by the municipality, a county or the state; and

**WHEREAS**, the City is able to provide municipal services to this site; and

**WHEREAS**, authorization by City Council is necessary for submission of a municipal annexation petition to the Board of Franklin County Commissioners; and

**WHEREAS**, upon receipt of the petition by the City to annex the site, the Board of Franklin County Commissioners must take action within 30 days; and

**WHEREAS**, the City of Columbus desires to add the referenced territory described in detail in section 1 below to its boundaries if the petition is approved by the Board of Franklin County Commissioners; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code to allow for timely coordination with the County regarding the redevelopment of this property, thereby preserving the public health, peace, property, safety, and welfare; and **NOW THEREFORE**,

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

**Section 1.** That the director of development is authorized to file a municipal petition for annexation as outlined in section 709.16 of the Ohio Revised Code of 15.679+/- acres in Franklin Township, Franklin County, located on Jackson Pike adjacent to the City's Jackson Pike Wastewater Treatment facility and described more specifically as follows:

Situated in the State of Ohio, County of Franklin, Township of Franklin, and being a part of Original Survey Number 420 of the Virginia Military Lands and being all of the 15.679 acre tract conveyed to The City of Columbus, Ohio by deed of record found filed as Instrument Number 200912220184260 of the records of the Recorder of Franklin County, Ohio, and being more particularly described as follows:

COMMENCING FOR REFERENCE at the centerline intersection of Jackson Pike (width varies) and Frank Road (width varies);

Thence along the said centerline of Jackson Pike, southwardly for a distance of approximately 1330 feet to a point;

Thence leaving the said centerline, eastwardly for a distance of approximately 45 feet to a point on the easterly right of way line of the said Jackson Pike, the said right of way line also being the line between existing Franklin Township limits and existing City of Columbus Corporation limits as created by Ordinance Number 2730-92 as recorded in Official Record Book Volume 21655, Page D08, the said point also being at the northwesterly corner of the said 15.679 acre tract and the southwesterly corner of a 7.184 acre parcel owned by Inland Products Inc. known as Franklin County Auditor's Parcel Number 140-000331 and the TRUE POINT OF BEGINNING of the parcel herein described.

Thence crossing through said existing Franklin Township and along the northerly line of the said 15.679 acre tract and the southerly line of the said Inland Products Inc. parcel, eastwardly for a distance of approximately 1035 feet to a point at the northeasterly corner of the said 15.679 acre tract, the southeasterly corner of the said Inland Products Inc. parcel, and on a westerly line of a 105.295 acre parcel (calculated area) owned by City of Columbus known as Franklin County Auditor's Parcel Number 010-095230, the said westerly line also being the line between existing Franklin Township limits and existing City of Columbus Corporation limits as created by Ordinance Number 1398-63 as recorded in Miscellaneous Book Volume 137, Page 577;

Thence along the easterly line of the said 15.679 acre tract, a westerly line of the said City of Columbus parcel, and the said Corporation line, southwardly for a distance of approximately 608 feet to a point at the southeasterly corner of the said 15.679 acre tract and a corner of the said City of Columbus parcel;

Thence along the southerly line of the said 15.679 acre tract, a northerly line of the said City of Columbus parcel, and the said Corporation line, westwardly for a distance of approximately 1529 feet to a point at the southwesterly corner of the said 15.679 acre tract and on the easterly right of way line of the said Jackson Pike;

Thence along the westerly line of the said 15.679 acre tract, easterly right of way line of the said Jackson Pike, and the said Corporation line, northwardly for a distance of approximately 262 feet to an angle point;

Thence continuing along the westerly line of the said 15.679 acre tract and easterly right of way line of the said Jackson Pike, northwardly for a distance of approximately 313 feet to the TRUE POINT OF BEGINNING, containing 15.679 acres, more or less.

**Section 2.** That the City of Columbus will accept the territory described in section 1 upon approval of the petition by the Board of Franklin County Commissioners and that the City Clerk is hereby authorized and directed to perform such acts as set forth in R.C. 709.06, or as otherwise required by law, in order to ensure the proper recording of the annexation.

**Section 3.** 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 passage if the Mayor neither approves nor vetoes the same.