



## Legislation Details (With Text)

**File #:** 1853-2008      **Version:** 1

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

**File created:** 11/12/2008      **In control:** Utilities Committee

**On agenda:** 11/24/2008      **Final action:** 11/25/2008

**Title:** To authorize the Director of the Department of Public Utilities to execute those documents necessary to release two abandoned sanitary sewer line easements, located in the vicinity of Children's Drive West and Mooberry Street, in order to facilitate Nationwide Children's Hospitals master plan to redevelop its surrounding Livingston Park area, and to declare an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
11/25/2008	1	ACTING MAYOR	Signed	
11/25/2008	1	CITY CLERK	Attest	
11/24/2008	1	Columbus City Council	Approved	Pass
11/24/2008	1	COUNCIL PRESIDENT	Signed	
11/13/2008	1	Utilities Reviewer	Reviewed and Approved	
11/13/2008	1	Atty Drafter	Sent for Approval	
11/13/2008	1	Atty Drafter	Sent for Approval	
11/13/2008	1	CITY ATTORNEY	Reviewed and Approved	
11/13/2008	1	Atty Drafter	Sent to Clerk's Office for Council	
11/12/2008	1	Atty Drafter	Sent for Approval	
11/12/2008	1	Atty Reviewer	Reviewed and Approved	
11/12/2008	1	Atty Drafter	Sent for Approval	
11/12/2008	1	Utilities Reviewer	Sent for Approval	
11/12/2008	1	UTILITIES DIRECTOR	Reviewed and Approved	

The City of Columbus is holder of easements to two separate abandoned sanitary lines under and across that property, located in the vicinity of Children's Drive West and Mooberry Street, commonly known as Nationwide Children's Hospital ("Hospital"). The City now desires to release the easements in order to facilitate Nationwide Children's Hospitals master plan for redeveloping its surrounding Living Park area. The Department of Public Utilities has determined that the release of easements will not adversely affect the City of Columbus and should be allowed at no charge as a part of the master plan. This legislation authorizes the Director of the Department of Public Utilities to execute those documents necessary to release two sanitary sewer easements, as more fully described in the body of this legislation, as part of the Nationwide Children's Hospitals master plan.

**Fiscal Impact:** N/A

**Emergency Justification:** Emergency action is requested to allow for the immediate release of those easements identified in the

paragraphs above, as not to delay the redevelopment of the Livingston Park area, thereby preserving public health, peace, property, safety, and welfare

To authorize the Director of the Department of Public Utilities to execute those documents necessary to release two abandoned sanitary sewer line easements, located in the vicinity of Children's Drive West and Mooberry Street, in order to facilitate Nationwide Children's Hospitals master plan to redevelop its surrounding Livingston Park area, and to declare an emergency.

**WHEREAS**, the City of Columbus is holder of easements to two separate abandoned sanitary line under and across that property, located in the vicinity of Children's Drive West and Mooberry Street, commonly known as Nationwide Children's Hospital ("Hospital"); and

**WHEREAS**, the City now desires to release the easements in order to facilitate the Nationwide Children's Hospitals master plan for redeveloping its surrounding Livingston Park area; and

**WHEREAS**, the Department of Public Utilities has determined that the release of easements will not adversely affect the City of Columbus and should be allowed at no charge as a part of the master plan; and

**WHEREAS**, an emergency exists in the usual daily operation of the City, in that it is necessary to authorize the Director of the Department of Public Utilities to execute those documents, on behalf of the City of Columbus, necessary to release the easements, more fully described in the body of this legislation, in order to facilitate Nationwide Children's Hospitals master plan for redeveloping its surrounding Livingston Park area, for the preservation of 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 Public Utilities be and hereby is authorized to execute those documents, as approved by the Department of Law, Real Estate Division, necessary to thereby release the easement rights described in those deeds of easement of record in Official Records **Volume 3361, Page 102;** and **Volume 07573 Page I-18** 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.