



Legislation Details (With Text)

File #: 1561-2005 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 9/16/2005 **In control:** Utilities Committee

On agenda: 10/17/2005 **Final action:** 10/20/2005

Title: To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release a certain sewer easement, located in the vicinity of North High Street and Highbluffs Boulevard, at the request of Triangle Investments, Inc. in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
10/20/2005	1	ACTING CITY CLERK	Attest	
10/19/2005	1	MAYOR	Signed	
10/17/2005	1	Columbus City Council	Approved	Pass
10/17/2005	1	COUNCIL PRESIDENT	Signed	
10/3/2005	1	Columbus City Council	Read for the First Time	
9/21/2005	1	Atty Drafter	Sent for Approval	
9/21/2005	1	CITY ATTORNEY	Reviewed and Approved	
9/21/2005	1	Atty Drafter	Sent to Clerk's Office for Council	
9/20/2005	1	Atty Reviewer	Reviewed and Approved	
9/20/2005	1	Atty Drafter	Sent for Approval	
9/20/2005	1	Utilities Reviewer	Sent for Approval	
9/20/2005	1	UTILITIES DIRECTOR	Reviewed and Approved	
9/16/2005	1	Atty Drafter	Sent for Approval	

Background: The City of Columbus, Ohio is the holder of certain sewer easement rights, located in the vicinity of North High Street and Highbluffs Boulevard, by virtue of recorded deeds of easement. Triangle Investments has requested the City release a certain portion of the aforementioned sewer easement in exchange for a previously granted replacement easement. After investigation, it has been determined that the proposed exchange of easements will not adversely affect the City and therefore should be granted at no charge. The following legislation authorizes the Director of the Department of Public Utilities to execute those instruments necessary to release a certain portion of the aforementioned sewer easement in exchange for a previously granted replacement easement.

Fiscal Impact: N/A

Emergency Justification: N/A

To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release a certain sewer easement, located in the vicinity of North High Street and Highbluffs Boulevard, at the request of Triangle Investments, Inc. in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

WHEREAS, the City of Columbus, Department of Public Utilities, is the owner of certain sewer easements, located in the vicinity of North High Street and Highbluffs Boulevard, by virtue of recorded instrument in the Franklin County Recorders Office; and

WHEREAS, Triangle Investments, has requested that certain portions of the aforementioned sewer easement be released in exchange for a replacement easement previously granted to the City of Columbus; and

WHEREAS, after investigation, the Division of Sewerage & Drainage, has determined that the proposed exchange of easements will not adversely affect the City and therefore should be granted; 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 prepared by the Department of Law, Real Estate Division, necessary to release certain portions of easement rights in and to the following described real property, to wit:

**PARTIAL EASEMENT RELEASE
0.379 ACRE**

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 2, Range 18, United States Military Lands, and being a portion of that 20 foot Storm Sewer Easement granted to the City of Columbus by deed of record in Official Record 937J10, said easement being across that 19.658 acre tract conveyed to Traditions at Highbluffs, LLC of record in Instrument Number 200503170049255 and described as follows;

Beginning, for reference, at the northwest corner to said 19.658 acre tract, the same being the southwest corner of "The Condominium at Orchard Knoll" as recorded in Condominium Plat Book 66, Page 18, in the east line of "Olentangy Highbluffs Section 6" as recorded in Plat Book 61, Page 34;

Thence South 03° 03' 48" East, with the west line of said 19.658 acre tract, a distance of 546.51 feet a point;

Thence North 86° 56' 12" East, across said 19.658 acre tract, a distance of 54.82 feet to a north line for said easement, the True Point of Beginning;

Thence across said 19.658 acre tract with a portion of the north perimeter of said easement, the following courses:

South 58°36'48" East, a distance of 81.88 feet to a point;

South 07°06'46" East, a distance of 157.54 feet to a point;

South 53°00'07" East, a distance of 210.12 feet to a point;

South 54°05'34" East, a distance of 266.52 feet to a point;

North 72°15'34" East, a distance of 109.39 feet to a point;

Thence South 09°48'38" East, a distance 19.685 acre tract, and across said easement with a west line of a proposed 20 foot Storm Sewer Easement, a distance of 20.19 feet to a South line of said Easement. (Official Record 937J10);

Thence across said 19.685-acre tract, with a portion of the southerly perimeter of said Easement (Official Record 937J10), the following courses:

South 72°15'34" West, a distance of 116.71 feet to a point;

North 54°05'34" West, a distance of 276.83 feet to a point;

North 53°00'07" West, a distance of 218.78 feet to a point;

North 07°06'46" West, a distance of 156.36 feet to a point;

North 58°36'48" West, a distance of 57.48 feet to a point;

Thence North 05°00'56" West, across said 19.658-acre tract and across said Easement (Official Record 937J10), with an east line of said proposed 20 foot Easement, a distance of 24.85 feet to the True Point of Beginning, and containing 0.379 acre of land, more or less.

All references refer to the records of the Recorder's Office, Franklin County, Ohio. Evans Mechwart,

Hambleton & Tilton Inc.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.