



Legislation Details (With Text)

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Type: Ordinance **Status:** Passed
File created: 12/23/2015 **In control:** Finance Committee
On agenda: 2/1/2016 **Final action:** 2/5/2016

Title: To formally accept certain real estate conveyed to the City that are being used for various public purposes; and to authorize the directors of the Departments of Public Utilities, Public Service, Finance and Management, Development, and Recreation and Parks to enter into any necessary agreements, as approved by the City Attorney's Office, in order to address any real estate tax or assessment issues. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
2/5/2016	1	CITY CLERK	Attest	
2/4/2016	1	MAYOR	Signed	
2/1/2016	1	COUNCIL PRESIDENT	Signed	
2/1/2016	1	Columbus City Council	Approved	Pass
1/25/2016	1	Columbus City Council	Read for the First Time	

BACKGROUND:

The City is required to authorize the acquisition and acceptance of any real estate conveyed to the City. Accordingly, it is periodically necessary for the City to formally accept certain real estate previously conveyed to the City (collectively, "Real Estate," which are described in Sections One (1) and Two (2) of this ordinance), because the Real Estate was not the subject of any previous legislation authorizing the Real Estate's acquisition and acceptance.

The City is using the Real Estate for various public purposes, including but not limited to sewerage, drainage, water, and other general utilities, pedestrian and vehicular traffic control, access, sidewalks, walkways, bikeways, and shared-use paths, conservation, and associated appurtenances. The Real Estate was recorded in the public land records in the applicable county in the state of Ohio. Additionally, it may be necessary for the City to enter into agreements, as approved by the City Attorney, with the grantors of the Real Estate in order to address any real estate tax or assessment implications associated with the City's acquisition and acceptance of the Real Estate.

CONTRACT COMPLIANCE:

Not applicable.

FISCAL IMPACT:

Not applicable.

EMERGENCY JUSTIFICATION:

Not applicable.

To formally accept certain real estate conveyed to the City that are being used for various public purposes; and to authorize the directors of the Departments of Public Utilities, Public Service, Finance and Management, Development, and Recreation and Parks to enter into any necessary agreements, as approved by the City Attorney's Office, in order to address any real estate tax or assessment issues. (\$0.00)

WHEREAS, the City intends to formally accept certain real estate conveyed to the City (*i.e.* Real Estate); and

WHEREAS, the City intends to use the Real Estate for various public purposes including but not limited to sewerage, drainage, water, and other general utilities, pedestrian and vehicular traffic control, access, sidewalks, walkways, bikeways, and shared-use paths, conservation, and associated appurtenances; and

WHEREAS, the City intends for the directors of the Departments of Public Utilities, Public Service, Finance and Management, Development, Recreation and Parks to enter into any necessary agreements with the grantors of the Real Estate in order to address any real estate tax or assessment implications associated with the Real Estate's acquisition and acceptance; and

WHEREAS, the City intends for the City Attorney to review and approve of any agreements executed pursuant to this ordinance; and

WHEREAS, it has become necessary in the usual daily operation of the City to accept certain real estate conveyed to the City; and **now, therefore:**

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

SECTION 1. The City formally accepts the following described real estate previously conveyed to the City that were recorded in the public land records of the Recorder's Office, Franklin County, Ohio (*i.e.* Real Estate), which are being used for various public purposes, including but not limited to sewerage, drainage, water, and other general utilities, pedestrian and vehicular traffic control, access, sidewalks, walkways, bikeways, and shared-use paths, conservation, and associated appurtenances:

Grantor(s)...Franklin County Recorder Reference...(Real Estate Description)

1. **M/I Homes of Central Ohio, LLC:** Ins. 201409160122033 (perpetual sewerage & drainage utility easement)
2. **Cardinal Title Holding Company:** Ins. 201409160122073 (perpetual sewerage & drainage utility easement)
3. **Harlem Road Real Estate LLC:** Ins. 201409160122075 (perpetual sewerage & drainage utility easement)
4. **Marjorie G. Bevelhymer, Trustee:** Ins. 201409160122030 (perpetual sewerage & drainage utility easement)
5. **Homewood Corporation:** Ins. 201409160122032 (perpetual sewerage & drainage utility easement)
6. **Murphy Development Company\Asherton Grove LLC:** Ins. 201509180131952 (perpetual sewerage & drainage utility easement)
7. **Murphy Development Company\Asherton Grove LLC:** Ins. 201509180131951 (perpetual conservation easement)

8. **Mayfair Bungalows LLC:** Ins. 201510020139819 (perpetual sewerage & drainage utility easement)
9. **Abbie Trails Investment, LLC:** Ins. 201510020139822 (perpetual sewerage & drainage utility easement)
10. **Barrett NB, LLC:** Ins. 201510090143734 (perpetual sewerage & drainage utility easement)
11. **Barrett SF, LLC:** Ins. 201510090143733 (perpetual sewerage & drainage utility easement)
12. **The Board of Trustees of Columbus Metropolitan Library:** Ins. 201510090143730 (perpetual general utility, sidewalk & traffic control easement)
13. **1047 Cleveland LLC:** Ins. 201509300138244 (perpetual sewerage & drainage utility easement)
14. **September Properties, LLC:** Ins. 201509300138243 (perpetual sewerage & drainage utility easement)
15. **Ohio Power Company:** Ins. 201510230150772 (perpetual sewerage & drainage utility easement)
16. **Sawmill Athletic Club LLC:** Ins. 201510050140406 (perpetual traffic signal declaration & agreement)
17. **Ohio Dominican University:** Ins. 201510050140407 (perpetual traffic signal declaration & agreement)
18. **Pulte Homes of Ohio LLC:** Ins. 201511060158260 (perpetual sewerage & drainage utility easement)
19. **Haydens Crossing North Master Association:** Ins. 201511060158259 (perpetual sewerage & drainage utility easement)
20. **The Fritsche Corporation:** Ins. 201511130160708 (perpetual sewerage & drainage utility easement)
21. **Columbus State Community College District Board of Trustees:** Ins. 201511200164135 (perpetual general utilities, sidewalk & traffic control easement)
22. **Columbus State Community College District Board of Trustees:** Ins. 201511200164136 (perpetual general utilities, sidewalk & traffic control easement)
23. **The Attleigh LLC:** Ins. 201511300167219 (perpetual sewerage & drainage utility easement)
24. **Homewood Corporation:** Ins. 201511300167218 (perpetual sewerage & drainage utility easement)
25. **Arbors One, LLC:** Ins. 201511300167217 (perpetual sewerage & drainage utility easement)
26. **Homewood Corporation:** Ins. 201512040170610 (perpetual water utility easement)
27. **Pulte Homes of Ohio LLC:** Ins. 201512040170612 (perpetual water utility easement)
28. **Friendship Village of Dublin, Ohio, Inc.:** Ins. 201512040170609 (perpetual sewerage & drainage utility easement)
29. **BRE/COH OH LLC:** Ins. 201512180177317 (perpetual sewerage & drainage utility easement)
30. **Board of Trustees of Columbus Metropolitan Library:** Ins. 201512110173626 (perpetual sidewalk easement)
31. **Grafton Park LLC:** Ins. 201503200035100 (perpetual general utilities, sidewalk & traffic control easement)

- 32. **Board of Education of the Columbus City School District:** Ins. 201503200035101 (perpetual general utilities easement)
- 33. **The Board of Education of the Columbus City School District:** Ins. 201505010055948 (perpetual general utilities & sidewalk easement)
- 34. **Shoppes on Olentangy II, LLC:** Ins. 201506150079411 (perpetual sidewalk easement)
- 35. **4560 N. High Street Acquisition, LLC:** Ins. 201509040125063 (perpetual sidewalk easement)
- 36. **Weinland Park Properties, LLC:** Ins. 201406200077468 (perpetual sidewalk easement)

SECTION 2. The City formally accepts the following real estate previously conveyed to the City that were recorded in the public land records of the Recorder's Office, Pickaway County, Ohio (*i.e.* Real Estate), which are being used for various public purposes, including but not limited to sewerage, drainage, and associated appurtenances:

Grantor(s)...Pickaway County Recorder Reference...(Real Estate Description)

- 1. **Columbus Regional Airport Authority:** O.R. 714, Pg. 394 (perpetual sewerage & drainage utility easement)

SECTION 3. The directors of the Departments of Public Utilities, Public Service, Finance and Management, Development, and Recreation and Parks are authorized to enter into any necessary agreements with the grantors of the Real Estate in order to address any real estate tax or assessment issues.

SECTION 4. The City Attorney is required to review and approve of all agreements executed pursuant to this ordinance by the directors of the Departments of Public Utilities, Public Service, Finance and Management, Development, and Recreation and Parks.

SECTION 5. This ordinance shall take effect and be in force from and after the earliest period allowed by law.