



## Legislation Details (With Text)

**File #:** 3248-2022      **Version:** 1

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

**File created:** 11/15/2022      **In control:** Public Service & Transportation Committee

**On agenda:** 12/5/2022      **Final action:** 12/7/2022

**Title:** To accept various deeds for parcels of real property to be used as road right-of-way; to dedicate these parcels as public rights-of-way; and to name said rights-of-way as public roadways as described within this Ordinance; and to declare an emergency. (\$0.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
12/7/2022	1	CITY CLERK	Attest	
12/6/2022	1	MAYOR	Signed	
12/5/2022	1	COUNCIL PRESIDENT	Signed	
12/5/2022	1	Columbus City Council	Approved	Pass

### 1. BACKGROUND

The Department of Public service is currently engaged in the North Market Streetscape - Utility Relocation Design project. The project will relocate existing utilities underground within the North Market parking lot area and Wall Street and will be relocated within the Right-of-Way.

A portion of real property owned by the City of Columbus known as the North Market parking lot, Franklin County Parcel Number 010-307276, adjacent to and east of 59 West Spruce Street Franklin County Parcel Number 010-054645, on North Wall Street between Spruce Street and Vine Street, will need to be dedicated as right-of-way for roadway purposes to accommodate the improvements by this project. Current plans indicate 0.115 acre will need to be dedicated for this purpose, to dedicate the property as road right-of-way and name the road right-of-way as Wall Street.

The following ordinance authorizes the City Attorney's Office, to accept a QUIT CLAIM DEED recorded in the Franklin County, Ohio, Recorder's Office on November 4, 2022 as Instrument Number 202211040153022. ANTHONY M. ROSEBORO, Trustee, deeded property to the City of Columbus, to be used as road right-of-way, and name the parcel as public road right-of-way.

Ohio Revised Code Chapter 723.03 requires that property proposed for use as a public street or alley must be accepted and dedicated as public right-of-way by an ordinance specifically passed for such purpose. This Ordinance provides for the City to accept a deed, to dedicate the parcel as road right-of-way, and to name the parcel as public roadways to comply with Ohio Revised Code Chapter 723.03. Passage of this Ordinance also exempts the property deeded to the City from property taxes.

### 2. FISCAL IMPACT

There is no expenditure associated with this Ordinance.

### 3. EMERGENCY DESIGNATION

Emergency action is requested to complete the process by the end of the year so as not to delay construction and stay on

schedule.

To accept various deeds for parcels of real property to be used as road right-of-way; to dedicate these parcels as public rights-of-way; and to name said rights-of-way as public roadways as described within this Ordinance; and to declare an emergency. (\$0.00)

**WHEREAS**, the City of Columbus is engaged in the North Market Streetscape - Utility Relocation Design project; and

**WHEREAS**, the project will relocate existing utilities underground within the North Market parking lot area and Wall Street and will be relocated within the Right-of-Way; and

**WHEREAS**, Ohio Revised Code Chapter 723.03 requires property to be used as a public street or alley be accepted and dedicated as public right-of-way by an ordinance specially passed for such purpose; and

**WHEREAS**, the City of Columbus has been asked to accept a deed for real property, to dedicate the parcel of real property for the purpose of road right-of-way, and to name said property as public roadways; and

**WHEREAS**, by virtue of a QUIT CLAIM DEED recorded in the Franklin County, Ohio, Recorder's Office, November 4, 2022 as Instrument Number 202211040153022, ANTHONY M. ROSEBORO, Trustee, deeded property to the City of Columbus, to be used as road right-of-way; and

**WHEREAS**, the City desires to accept this deed for property which will be used for road right-of-way; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to complete the process by the end of the year so as not to delay construction, to ensure the safety of the traveling public 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 City of Columbus hereby accepts the property more fully described in the previously referenced QUIT CLAIM DEED, Instrument Number 202211040153022, from ANTHONY M. ROSEBORO, dedicates said property as road right-of-way and names such road right-of-way as WALL STREET.

**SECTION 2.** That this property shall be used for road right-of-way purposes.

**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.