City of Columbus

Legislation Details (With Text)

File #:	2111-2004	**Version:** 1		
Type:	Ordinance		**Status:**	Passed
File created:	11/16/2004		**In control:**	Utilities Committee
On agenda:	12/6/2004		**Final action:**	12/9/2004

Title: To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release certain City held sewer easements, located in the vicinity of Sawmill Road and Berber Street, at the request of Reserve At Sawmill Park, LLC, 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
12/9/2004	1	CITY CLERK	Attest	
12/7/2004	1	MAYOR	Signed	
12/6/2004	1	Columbus City Council	Approved	Pass
12/6/2004	1	COUNCIL PRESIDENT	Signed	
11/29/2004	1	Columbus City Council	Read for the First Time	
11/18/2004	1	Atty Drafter	Sent for Approval	
11/18/2004	1	CITY ATTORNEY	Reviewed and Approved	
11/18/2004	1	Atty Drafter	Sent to Clerk's Office for Council	
11/17/2004	1	Atty Reviewer	Reviewed and Approved	
11/17/2004	1	Atty Drafter	Sent for Approval	
11/17/2004	1	UTILITIES DIRECTOR	Reviewed and Approved	
11/17/2004	1	UTILITIES DIRECTOR	Reviewed and Approved	
11/16/2004	1	Atty Drafter	Sent for Approval	

Background: The City of Columbus, Ohio is the holder of certain sanitary sewer easement rights, located in the vicinity of Sawmill Road and Berber Street by virtue of a recorded deed of easement. The subject deed of record is more fully noted within the body of this legislation. Reserve At Sawmill Park, LLC, has requested the City release the aforementioned sewer easements in exchange for a previously granted replacement easement. After investigation, the Department of Public Utilities has determined that the release of the aforementioned 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 the subject sewer 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 certain City held sewer easements, located in the vicinity of Sawmill Road and Berber Street, at the request of Reserve At Sawmill Park, LLC, 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 a certain sanitary sewer easement by virtue of a recorded deed of easement in the Franklin County Recorders Office; and

WHEREAS, the Reserve At Sawmill Park, LLC, "Grantee", an Ohio limited liability company, the subject real property owner, has requested that the aforementioned sewer easement be released in exchange for a replacement easement previously granted to the City of Columbus; and

WHEREAS, the Department of Public Utilities, Division of Sewerage & Drainage, after investigation, has determined that the release of the subject easement rights will not adversely affect the operations of the City of Columbus; 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, approved by the Department of Law, Real Estate Division, necessary to release unto THE RESERVE AT SAWMILL PARK, LLC, "Grantee", an Ohio limited liability company, the perpetual sewer utility easement rights and temporary construction easement rights held by Grantor by virtue of Deed of Easement and Temporary Construction Easement respective recorded as **Official Records Volume 13985, Page B-10**, and **Official Records Volume 15208, Page D-11**, Recorder's Office, Franklin County, Ohio.

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