



## Legislation Details (With Text)

**File #:** 0262-2023      **Version:** 1

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

**File created:** 1/19/2023      **In control:** Economic Development Committee

**On agenda:** 2/13/2023      **Final action:** 2/15/2023

**Title:** To accept the application (AN22-015) of Harmon Avenue LLC for the annexation of certain territory containing 19.05± acres in Franklin Township.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 0262-2023 AN22-015 Briefing Sheet, 2. 0262-2023 AN22-015 Legal, 3. 0262-2023 AN22-015 Plat, 4. 0262-2023 AN22-015 Service Statement

Date	Ver.	Action By	Action	Result
2/15/2023	1	CITY CLERK	Attest	
2/14/2023	1	MAYOR	Signed	
2/13/2023	1	COUNCIL PRESIDENT	Signed	
2/13/2023	1	Columbus City Council	Approved	Pass
2/6/2023	1	Columbus City Council	Read for the First Time	

### BACKGROUND:

This ordinance approves the acceptance of certain territory (AN22-015) by the city of Columbus. The Ohio Revised Code stipulates that to be effective, City acceptance must take place a minimum of 60 days from the receipt by the City Clerk of the approval notice from the county. If City Council does not accept the ordinance within 120 days of its first consideration, the annexation will be considered rejected. This petition was filed with Franklin County on November 2, 2022. City Council approved a service ordinance addressing the site on November 14, 2022. Franklin County approved the annexation on December 6, 2022 and the City Clerk received notice on December 13, 2022.

### FISCAL IMPACT:

Provision of municipal services does represent cost to the City; however, the annexation of land also has the potential to create revenue to the City.

To accept the application (AN22-015) of Harmon Avenue LLC for the annexation of certain territory containing 19.05± acres in Franklin Township.

**WHEREAS**, a petition for the annexation of certain territory in Franklin Township was filed on behalf of Harmon Avenue LLC on November 2, 2022; and

**WHEREAS**, the petition was considered and approved by the Franklin County Board of Commissioners at a hearing on December 6, 2022; and

**WHEREAS**, on December 13, 2022, the City Clerk received from Franklin County a certified copy of the resolution addressing the

petition; and

**WHEREAS**, sixty days have now elapsed since receipt of the resolution in accordance with the provisions of the Ohio Revised Code; and

**WHEREAS**, it is in the best interest of the city of Columbus to accept the annexation of the territory addressed by the petition; now, therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS**

**SECTION 1.** That the annexation proposed by Harmon Avenue LLC in a petition filed with the Franklin County Board of Commissioners on November 2, 2022 and subsequently approved by the Board on December 6, 2022 is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Franklin and Virginia Military Survey Number 420, and being a portion of the combined 22.648 acre (Deed) parcel (APN 140- 000289-00) as conveyed to Harmon Avenue LLC in Instrument Number 199803020047176, with all record references herein cited being of the Franklin Recorder's Office, Columbus, Ohio, and being more particularly described as follows for annexation purposes:

Beginning at a point on the easterly right-of-way line of Harmon Avenue (County Road Number 378-60 feet in width) at the intersection with the northerly line of said 22.648 acre parcel, and the southerly line

of the 8.960 acre (Deed) parcel (APN 140-000290-00) as conveyed to Lutz Family Properties LLC in Instrument Number 200707060118634, and said point also being at a northerly corner of the City of Columbus Corporation Line (Ordinance Number 520-71, Deed Volume 153, Page 021), and at the true point of beginning of the annexation area herein described;

Thence South 77°02'14" East, leaving said easterly right-of-way line of Harmon Avenue, and along said northerly line of the 22.648 acre parcel and said southerly line of the 8.960 acre parcel, a distance of approximately 869.9 feet to a point:

Thence South 02°31 '14" East, along a northerly line of said 22.648 acre parcel and a southerly line of said 8.960 acre parcel, a distance of approximately 12.2 feet to a point on the westerly limited access right-of-way line of Interstate Highway 71 (ODOT Limited Access Plans, Franklin County, FRA 62-7.29, Sheets 292/296 and 293/296) (APN 010-223908-00 and APN 010-223909-00), and said point also being on the westerly line of the City of Columbus Corporation Line (Ordinance Number 2730-92, Official Record 21655-D08);

Thence South 10°20'35" West, leaving said northerly line of the 22.648 acre parcel and said southerly line of the 8.960 acre parcel, and crossing said 22.648 acre parcel along said westerly right-of-way line of Interstate Highway 71, and also along said westerly line of the City of Columbus Corporation Line (Ordinance Number 2730-92, Official Record 21655-D08), a distance of approximately 992.9 feet to a point on the southerly line of said 22.648 acre parcel, and the northerly line of the 19.952 acre (Deed) parcel (APN 570-136757-00) as conveyed to the State of Ohio in Official Record 06815-A12), and said point also being at an easterly corner of said City of Columbus Corporation Line (Ordinance Number 520-71, Deed Volume 153, Page 021);

Thence North 76°53'37" West, leaving said westerly right-of-way line of Interstate Highway 71, and along said southerly line of the 22.648 acre parcel and said northerly line of the 19.952 acre parcel, and also along a northerly line of said City of Columbus Corporation Line (Ordinance Number 520-71, Deed Volume 153, Page 021), a distance of approximately 782.9 feet to a point on said easterly right-of-way line of Harmon Avenue, and said point also being at an easterly corner of said City of Columbus Corporation Line (Ordinance Number 520-71, Deed Volume 153, Page 021);

Thence North 05°15'00" East, leaving said southerly line of the 22.648 acre parcel and said northerly line of the 19.952 acre parcel, and crossing said 22.648 acre parcel along said easterly right-of-way line of Harmon Avenue, and also along an easterly line of said City of Columbus Corporation Line (Ordinance Number 520-71, Deed Volume 153, Page 021), a distance of approximately 1010.8 feet to the true point of beginning of the annexation area herein described, containing 19.05 acres, more or less.

The bearing system, as described herein, is based upon the centerline of Harmon Avenue, being North 05°15'00" East, as indicated in the description of the combined 22.648 acre (Deed) parcel as conveyed to Harmon Avenue LLC in Instrument Number 199803020047176, Franklin County Recorder's Office, Columbus, Ohio

The total length of the annexation perimeter for this annexation area is 3669 feet, of which 2787 feet are contiguous with the existing City of Columbus Corporation Lines, being 76% contiguous. This annexation does not create any islands of township

property.

**SECTION 2.** That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as

to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

**SECTION 3.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.