



Legislation Details (With Text)

File #: 1988-2004 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 11/1/2004 **In control:** Development Committee

On agenda: 1/24/2005 **Final action:** 1/26/2005

Title: To accept the application (AN04-024) of LDK Land, LLC for the annexation of certain territory containing 13.08 ± Acres in Plain Township.

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD 1988-2004 AN04-024 MAP.pdf, 2. ORD 1988-2004 AN04-024 SERVICE STATEMENT (NF).pdf, 3. Fire Response ORD 1988-2004 AN04-024.pdf

Date	Ver.	Action By	Action	Result
1/26/2005	1	MAYOR	Signed	
1/26/2005	1	CITY CLERK	Attest	
1/24/2005	1	Columbus City Council	Approved	Pass
1/24/2005	1	COUNCIL PRESIDENT	Signed	
1/10/2005	1	Columbus City Council	Read for the First Time	
11/4/2004	1	Dev Drafter	Sent to Clerk's Office for Council	
11/2/2004	1	Dev Drafter	Sent for Approval	
11/2/2004	1	CITY ATTORNEY	Reviewed and Approved	
11/1/2004	1	Dev Drafter	Sent for Approval	
11/1/2004	1	DEVELOPMENT DIRECTOR	Reviewed and Approved	

AN04-024

BACKGROUND: This ordinance is submitted to present to Council the transcript of proceedings and papers relating to Annexation AN04-024 a certain petition for annexation as described in the ordinance and transcript which is attached hereto. More than sixty days have elapsed since October 18, 2004, the date of receipt from the Board of County Commissioners of Franklin County.

These are submitted in accordance with the Ohio Revised Code.

FISCAL IMPACT: Provision of municipal services for a proposed annexation area has no fiscal impact. However, provision of the stated services does represent cost to the city. The annexation of land also has the potential to create revenue to the city.

To accept the application (AN04-024) of LDK Land, LLC for the annexation of certain territory containing 13.08 ± Acres in Plain Township.

WHEREAS, a petition for the annexation of certain territory in Plain Township was duly filed by LDK Land, LLC on September 2, 2004; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated October 5, 2004; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on October 18, 2004; and

WHEREAS, sixty days from the date of said filing have now elapsed 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 sought to be annexed by the aforesaid petition; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the proposed annexation as applied for in the petition of LDK Land, LLC being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio September 2, 2004 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated October 5, 2004, be and the same 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 Plain, Quarter Township 3, Township 2, Range 16, United States Military Lands, being part of the right-of-way of Morse Road (width varies), and all of the 6.5 and 3.3 acre tracts conveyed to LDK Land, LLC, by deeds of record in Instrument Numbers 200403090051159, 200403090051156, 200403090051161, and 200403090051163, (all references are to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

Beginning at an angle point in the existing City of Gahanna Corporation Line (Ord. 908-99) as recorded in Instrument Number 2000041200070500, in a southerly line of the existing City of Columbus Corporation Line (Ord. 1774-88) as recorded in Official Record 12119A07, being a point in the right-of-way of said Morse Road, 30 feet north of the centerline;

Thence easterly, a distance of approximately 2039 feet, across said right-of-way along a line 30 feet north of and parallel to said centerline, along the southerly lines of the 5.00 acre tract conveyed to Korean Full Gospel Church by deed of record in Instrument Number 200302210052290, the 1.12 acre tract conveyed to Alberta M. Jones by deed of record in Deed Book 3464 Page 521, and the 1.808 acre tract conveyed to Carlton G. Petty by deed of record in Instrument Number 200212180325123, and along the southerly lines of said existing City of Columbus Corporation Line (O.R. 12119A07), the existing City of Columbus Corporation Line (Ord. 522-96) as recorded in Official Record 31700J09, the existing City of Columbus Corporation Line (Ord. 640-89) as recorded in Official Record 13292I06, the existing City of Columbus Corporation Line (Ord. 639-89) as recorded in Official Record 13294D07, the existing City of Columbus Corporation Line (Ord. 937-91) as recorded in Official Record 16933E08, and the existing City of Columbus Corporation Line (Ord. 1475-98) as recorded in Instrument Number 199810010249019, to a common corner of said 6.5 acre and Petty tracts;

Thence northerly, a distance of approximately 813 feet, along the westerly line of said 6.5 acre tract, and the easterly lines of said 1.808 acre tract, and "Homestead at the Preserve Condominium", as recorded in Condominium Plat Book 89 Page 29, and along said existing City of Columbus Corporation Line (O.R. 13294D07), to a common corner of said 6.5 acre tract and the 44.109 acre tract conveyed to New Albany Company by deed of record in Official Record 14548 Page H06, at an angle point in the existing City of Columbus Corporation Line (O.R. 13294D07);

Thence easterly, a distance of approximately 503 feet, along the southerly line of said 44.109 acre tract, the northerly lines of said 6.5 and 3.3 acre tracts, and the existing City of Columbus Corporation Line (O.R. 13294D07), to a common corner of said 3.3 acre tract and the 3.3 acre tract conveyed to New Albany Company, LLC by deed of record in Instrument Number 200106080129621, being an angle point in the existing City of Columbus Corporation Line (Ord. 882-01) as recorded in Instrument Number 200111290276972;

Thence southerly, a distance of approximately 811 feet, along the line common to said 3.3 acre tracts, and the existing City of Columbus Corporation Line (I.N. 200111290276972), to a point in the northerly right-of-way line of Morse Road, at an angle point in

said existing City of Columbus Corporation Line (I.N. 200111290276972);

Thence easterly, a distance of approximately 2527 feet, along the southerly lines of said 3.3 acre New Albany Company LLC tract, the 6.69 acre tract conveyed to New Albany Company LLC by deed of record in Instrument Number 200002020023000, the 1.84 acre tract conveyed to New Albany Company by deed of record in Official Record 14548H12, the 44.109 acre tract conveyed to New Albany Company by deed of record in Official Record 14548H06, the 14.11 acre tract conveyed to Warren Roberts by deed of record in Official Record 11254A18, and the 28.49 acre tract conveyed to New Albany Company by deed of record in Instrument Number 200110010225693, and along the southerly lines of said existing City of Columbus Corporation Line (O.R. 13294D07), to an angle point in said existing City of Columbus Corporation Line (O. R. 13294D07);

Thence southerly, a distance of approximately 30 feet, across said right-of-way, and along a westerly line of said existing City of Columbus Corporation Line (O. R. 13294D07), to a point in the centerline of said Morse Road, at a common corner of said existing City of Columbus Corporation Line (O. R. 13294D07), the existing City of Gahanna Corporation Line (Ord. 98-96) as recorded in Official Record 32199F08, and existing City of Gahanna Corporation Line (Ord. 150-90) as recorded in Official Record 16700B11;

Thence westerly, a distance of approximately 2431 feet, along said centerline, and along the northerly lines of said existing City of Gahanna Corporation Line (O.R. 32199F08), and the existing City of Gahanna Corporation Line (Ord. 241-92), to a point in the easterly line of said existing City of Gahanna Corporation Line (I.N. 2000041200070500);

Thence with the southerly right-of-way line of Morse Road, the following distances:

Southerly, a distance of approximately 30.00 feet to a point;

Westerly, a distance of approximately 157.00 feet to a point;

Southerly, a distance of approximately 10 feet to a point;

Westerly, a distance of approximately 117.00 feet to a point in the existing City of Gahanna Corp. Line. (O.R. 32199F08);

Thence northerly, with said existing City of Columbus Corp. Line, a distance of approximately 30.00 feet to a point in the centerline of said Morse Road;

Thence westerly continuing with said centerline of Morse Road and said existing City of Columbus Corp. Line (O.R. 32199F08), a distance of approximately 23.63 feet to a point;

Thence northerly, a distance of approximately 30 feet, along the line common to said existing City of Gahanna Corporation Line (Ord. 241-92) and said existing City of Gahanna Corporation Line (I.N. 2000041200070500), to the Point of Beginning, containing approximately 13.08 acres of land, more or less.

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.