



Legislation Details (With Text)

File #: 0041X-2009 **Version:** 1
Type: Resolution **Status:** Passed
File created: 4/16/2009 **In control:** Judiciary And Court Administration Committee
On agenda: 5/4/2009 **Final action:** 5/6/2009
Title: To declare the necessity and intent to appropriate construction easements in, over, under and through real estate in connection with the Worthington Galena Road Improvement Project, and to declare an emergency.

Sponsors:

Indexes:

Code sections:

Attachments:

| Date | Ver. | Action By | Action | Result |
|-----------|------|-----------------------|------------------------------------|--------|
| 5/6/2009 | 1 | MAYOR | Signed | |
| 5/6/2009 | 1 | CITY CLERK | Attest | |
| 5/4/2009 | 1 | Columbus City Council | Adopted | Pass |
| 5/4/2009 | 1 | COUNCIL PRESIDENT | Signed | |
| 4/17/2009 | 1 | CITY ATTORNEY | Reviewed and Approved | |
| 4/17/2009 | 1 | Atty Drafter | Sent to Clerk's Office for Council | |
| 4/16/2009 | 1 | Atty Drafter | Sent for Approval | |
| 4/16/2009 | 1 | Atty Reviewer | Reviewed and Approved | |
| 4/16/2009 | 1 | Atty Drafter | Sent for Approval | |

Background:

The following is a resolution to declare the necessity and intent to appropriate construction easements in, over, under and through real estate in connection with the Worthington Galena Road Improvement Project.

Fiscal Impact:

N/A

Emergency Justification: Emergency action is requested to allow the acquisition of the parcels necessary for the aforementioned project so that there will be no delay in the project thereby preserving the public health, peace, property, safety, and welfare.

To declare the necessity and intent to appropriate construction easements in, over, under and through real estate in connection with the Worthington Galena Road Improvement Project, and to declare an emergency.

WHEREAS, the City of Columbus is engaged in the Worthington Galena Road Improvement Project; and,

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to declare the necessity and intent to appropriate construction easements in, over, under and through the hereinbefore described real estate necessary for the aforementioned project so that there will be no delay in the project thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That this Council hereby declares the necessity and intent to appropriate construction easements in, over, under and through the following described real estate necessary for the Worthington Galena Road Improvement Project, pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code (1959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit:

1T
GRACE BRETHERN CHURCH

Situated in the State of Ohio, County of Franklin, City of Columbus, being an area located within that original 98.231-acre tract as described in a deed to Grace Brethren Church of Columbus, Ohio, of record in Deed Volume 3752, Page 459, all references herein being to the records of the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning at the intersection of the southerly right-of-way line of Lazelle Road with the westerly right-of-way line of Worthington-Galena Road, said rights-of-way being established as Parcel No. 6 and Parcel No. 4, respectively, of record in Deed Volume 3151, Page 683;

Thence along said westerly right-of-way line the following courses:

1. South 38°08'10" West, a distance of 215.27 feet to a point;
2. With the arc of a non-tangent curve to the left, having a radius of 999.93 feet, a central angle of 23°39'48", an arc length of 412.07 feet, the chord of which bears South 29°20'30" West, a chord distance of 410.05 feet to a point;
3. South 17°30'36" West, a distance of 82.62 feet to a point located 44.22 feet left of Station 200+00 (all stationing related to a temporary roadway);

Thence through said 98.231-acre tract the following courses:

1. North 02°56'33" East, a distance of 193.08 feet to a point located 40.00 feet left of Station 202+00;
2. North 26°35'38" East, a distance of 207.82 feet to a point located 40.00 feet left of Station 204+00;
3. North 06°29'57" East, a distance of 269.31 feet to a point located 40.00 feet left of Station 207+00;
4. North 24°51'23" West, a distance of 175.92 feet to a point located 40.00 feet left of Station 209+00;
5. North 68°11'13" West, a distance of 308.78 feet to a point in the southerly right-of-way line of Lazelle Road located 45.04 feet right of Station 138+00 (Lazelle Road stationing);

Thence along said right-of-way line with the arc of a non-tangent curve to the right, having a radius of 909.93 feet, a central angle of 35°59'16", an arc length of 571.53 feet, the chord of which bears South 65°33'00" East, a chord distance of 562.18 feet to a point;

Thence South 41°59'42" East, continuing along said right-of-way line, a distance of 110.82 feet to the place of beginning and containing 2.078 acres.

Section 2. That the City Attorney be and hereby is authorized to cause a written notice of the adoption of this resolution to be served upon the owners, persons in possession of or persons having a real or possible interest of record in the above described premises in the manner provided by law.

Section 3. That for the reasons state in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.