



Legislation Details (With Text)

File #: 3310-2023 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 11/16/2023 **In control:** Economic Development Committee

On agenda: 12/11/2023 **Final action:** 12/14/2023

Title: To accept the application (AN23-020) of Robert & Judy Johnson and William & Angela Lutz for the annexation of certain territory containing 9.504± acres in Madison Township.

Sponsors:

Indexes:

Code sections:

Attachments: 1. 3310-2023 AN23-020 Legal, 2. 3310-2023 AN23-020 Plat, 3. 3310-2023 AN23-020 Service Statement, 4. 3310-2023 AN23-020 Approved County Petition

Date	Ver.	Action By	Action	Result
12/14/2023	1	ACTING CITY CLERK	Attest	
12/13/2023	1	MAYOR	Signed	
12/11/2023	1	COUNCIL PRESIDENT	Signed	
12/11/2023	1	Columbus City Council	Read for the First Time	
12/11/2023	1	Columbus City Council	Waive the 2nd Reading	Pass
12/11/2023	1	Columbus City Council	Approved	Pass

BACKGROUND:

This ordinance approves the acceptance of certain territory (AN23-020) 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 September 5, 2023. City Council approved a service ordinance addressing the site on September 11, 2023. Franklin County approved the annexation on October 10, 2023 and the City Clerk received notice on October 10, 2023.

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 (AN23-020) of Robert & Judy Johnson and William & Angela Lutz for the annexation of certain territory containing 9.504± acres in Madison Township.

WHEREAS, a petition for the annexation of certain territory in Madison Township was filed on behalf of Robert & Judy Johnson and William & Angela Lutz on September 5, 2023; and

WHEREAS, the petition was considered and approved by the Franklin County Board of Commissioners at a hearing on

October 10, 2023; and

WHEREAS, on October 10, 2023, 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 Robert & Judy Johnson and William & Angela Lutz in a petition filed with the Franklin County Board of Commissioners on September 5, 2023 and subsequently approved by the Board on October 10, 2023 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 Madison, being located in the Northwest Quarter on Section 15, Township 11, Range 21, Congress Lands East of the Scioto River, being part of that 4.954 acre tract described in a deed to William R. Lutz and Angela G. Lutz, of record in Instrument Number 201301090004938, and being part of that 5.046 acre tract described in a deed to Judith A. Johnson and Robert C. Johnson, of record in Instrument Number 201305080076169, all records referenced herein are on file at the Office of the Recorder for Franklin County, Ohio, and being further bounded and described as follows;

BEGINNING at a point on the existing west right-of-way line for Ebright Road, said point being the southwest corner of that Highway Easement described as Parcel 47 in a deed to State of Ohio, of record in Deed Book 2370, Page 101, being the northwest corner of that Highway Easement described as Parcel 48 in a deed to State of Ohio, of record in Deed Book 2370, Page 469, being on the existing corporation line for City of Columbus, being on the south line of said 4.954 acre tract, and being on the north line of that 1.712 acre tract described in deeds to Paul D. Adkins, of record in Instrument Number 202111080203796 and Instrument Number 202111080203737;

Thence North 86 degrees 00 minutes 56 seconds West, with the south line of said 4.954 acre tract, with the north line of said 1.712 acre tract, with the north line of that 16.237 acre tract described in a deed to Ebright Road Parent LLC, of record in Instrument Number 202304060032720, and with the existing corporation line for City of Columbus, a distance of 1,296.11 feet to the southwest corner of said 4.954 acre tract, being a northeast corner of said 16.237 acre tract, and being on the existing corporation line for City of Columbus;

Thence North 04 degrees 46 minutes 01 seconds East, with the existing corporation line for City of Columbus, with the west line of said 4.954 acre tract, with the west line of said 5.406 acre tract and with an east line of said 16.237 acre tract, a distance of 317.84 feet to the northwest corner of said 5.046 acre tract, being the southwest corner of that 18 acre tract described in a deed to Paula S. Smith, of record in Official Record 15988, Page 118;

Thence South 86 degrees 07 minutes 19 seconds East, with the north line of said 5.046 acre tract, with the south line of said 18 acre tract, and with the south line of that 5.003 acre tract described in a deed to Jodie Sue Conrad and Brent E. Conrad, of record in Official Record 34394, Page G15, a distance of 1,327.25 feet to a point on the existing west right-of-way line for Ebright Road, said point being the northwest corner of said Parcel 47 and being on the existing corporation line for City of Columbus;

Thence South 26 degrees 21 minutes 36 seconds West, with the existing corporation line for City of Columbus, with the existing west right-of-way line for Ebright Road, with the west line of said Parcel 47 and through said 5.046 acre tract, a distance of 99.54 feet to a point;

Thence South 03 degrees 22 minutes 40 seconds West, continuing with the existing corporation line for City of Columbus, continuing with the existing west right-of-way line for Ebright Road, continuing with the west line of said Parcel 47, continuing through said 5.046 acre tract, and through said 4.954 acre tract, a distance of 228.24 feet to the

POINT OF BEGINNING for this description.

The above description contains a total of 9.504 acres of which:

4.787 acres is located within Franklin County Auditor's Parcel Number 180-000002.

4.717 acres is located within Franklin County Auditor's Parcel Number 180-005101.

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.