



Legislation Details (With Text)

File #: 1041-2005 **Version:** 1
Type: Ordinance **Status:** Passed
File created: 5/31/2005 **In control:** Utilities Committee
On agenda: 7/11/2005 **Final action:** 7/14/2005

Title: To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release certain sewer easements rights in and to real property, located in the vicinity of Winchester Crossing Boulevard and Weurful Drive, in exchange for replacement easements previously granted to the City of Columbus, Ohio.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
7/14/2005	1	ACTING CITY CLERK	Attest	
7/13/2005	1	MAYOR	Signed	
7/11/2005	1	Columbus City Council	Approved	Pass
7/11/2005	1	COUNCIL PRESIDENT	Signed	
6/27/2005	1	Columbus City Council	Read for the First Time	
6/15/2005	1	Atty Drafter	Sent to Clerk's Office for Council	
6/14/2005	1	CITY ATTORNEY	Reviewed and Approved	
6/13/2005	1	Atty Drafter	Sent for Approval	
6/9/2005	1	UTILITIES DIRECTOR	Reviewed and Approved	
6/7/2005	1	Utilities Reviewer	Sent for Approval	
6/3/2005	1	Atty Drafter	Sent for Approval	
6/2/2005	1	Atty Reviewer	Reviewed and Approved	
5/31/2005	1	Atty Drafter	Sent for Approval	

Background: The City of Columbus, Ohio is the holder of certain sanitary sewer easement rights to real property, located in the vicinity of Winchester Crossing Boulevard and Weurful Drive, by virtue of certain recorded deeds of easement. A portion of the real property encumbered by the aforementioned easements was subsequently changed from its original design and platted as condominiums. Due to the resulting change in ownership, the original easements have been replaced by new sewer easements, previously granted to the City. Tiger Construction, Inc., the developer, has requested that a certain portion of the original easements be released. After investigation, the Department of Public Utilities has determined that the release of the subject easement will not adversely affect the City and should be granted. The following legislation authorizes the Director of the Department of Public Utilities to execute those instruments necessary to release the subject sewer easements.

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 sewer easements rights in and to real property, located in the vicinity of Winchester Crossing Boulevard and Weurful Drive, in exchange for replacement easements previously granted to the City of Columbus, Ohio.

WHEREAS, The City of Columbus, Ohio is the holder of certain sanitary sewer easement rights to real property, located in the vicinity of Winchester Crossing Boulevard and Weurful Drive, by virtue of certain recorded deeds of easement in the Franklin County Recorders Office; and

WHEREAS, the aforementioned easement has been replaced by sewer easements previously granted to the City; and

WHEREAS, after investigation, the Department of Public Utilities has determined that the release of the subject easement rights will not adversely affect the City and should be granted; 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 certain sanitary easement rights in and to the following described real property:

**Sanitary Sewer Easement
0.512 Acre**

Situated in the State of Ohio, County of Franklin, City of Columbus, Section 13, Township 11, Range 21, Congress Lands and being a 20.00 foot wide strip all out of that tract as conveyed to Tiger Construction, Inc. by deed of record in Instrument Number 200008070156831 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly bounded and described as follows:

Beginning, for reference, at a southeasterly corner of said Grantor's tract, a northeasterly corner of that tract as conveyed to Qualstan Corporation by deed of record in Instrument Number 199706160023398, in a westerly line of that tract as conveyed to the Board of Park Commissioners of Columbus and Franklin County Metropolitan Park District.

Thence North 85°38'06" West, with a southerly line of said Grantor's tract, a distance of 551.96 feet to the True Point of Beginning;

Thence North 85° 38'06" West, continuing with said southerly line, a distance of 20.00 feet to a point;

Thence across said Grantor's tracts, the following courses and distances:

North 04°54'02" East, a distance of 11.47 feet to a point;

North 01°42'45" West, a distance of 297.29 feet to a point;

North 02°52'14" East, a distance of 236.94 feet to a point;

North 31°08'45" East, a distance of 278.52 feet to a point;

North 26°48'41" West, a distance of 184.07 feet to a point; and

North 60°55'21" East, a distance of 105.13 feet to a point in the Grantor's northerly line;

Thence South 85°37'10" East, with the Grantor's northerly line, a distance of 36.28 feet to a point;

Thence across said Grantor's tracts, the following courses and distances:

South 60°55'21" West, a distance of 116.17 feet to a point;

South 26°48'41" East, a distance of 175.93 feet to a point;

South 31°08'45" West, a distance of 284.56 feet to a point;

South 02°52'14" West, a distance of 231.10 feet to a point;

South 01°42'45" East, a distance of 297.64 feet to a point; and

South 04°54'02" West, a distance of 12.44 feet to the True Point of Beginning and containing 0.512 acre of land more or less.

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

