



Legislation Details (With Text)

File #: 2363-2022 **Version:** 1
Type: Ordinance **Status:** Passed
File created: 8/22/2022 **In control:** Public Utilities Committee
On agenda: 10/10/2022 **Final action:** 10/13/2022
Title: To authorize the Director of the Department of Public Utilities to execute those document(s) necessary to release and terminate a portion of the City's easement rights described and recorded in Instrument Number 202103220051658, Recorder's Office, Franklin County, Ohio. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Exhibit A Pg. 1 Description - Sanitary Vacation 0.204 Ac Plaza GRB, 2. Exhibit A Pg 2 - Sanitary Vacation 0.204 Ac Plaza GRB

| Date | Ver. | Action By | Action | Result |
|------------|------|-----------------------|-------------------------|--------|
| 10/13/2022 | 1 | CITY CLERK | Attest | |
| 10/12/2022 | 1 | MAYOR | Signed | |
| 10/10/2022 | 1 | COUNCIL PRESIDENT | Signed | |
| 10/10/2022 | 1 | Columbus City Council | Approved | Pass |
| 10/3/2022 | 1 | Columbus City Council | Read for the First Time | |

BACKGROUND: The City possesses title to a sanitary sewer easement described and recorded in Instrument Number 202103220051658, Recorder's Office, Franklin County, Ohio ("Easement"). The Easement burdens real property located in the vicinity of 4001 South Hamilton Road, Columbus, Ohio {Franklin County Tax Parcel 530-156578} ("Servient Estate") currently owned by Plaza GRB Hamilton Road, LLC, an Ohio limited liability company. The City's Department of Public Utilities ("DPU") has reviewed the request by the property owner to vacate a portion of the existing easement and determined that a portion of the easement is no longer needed under a revision of CC-15252. DPU has determined that terminating a portion of the City's rights to the Easement does not adversely affect the City and should be granted at no monetary cost.

FISCAL IMPACT: Not applicable.

EMERGENCY JUSTIFICATION: Not applicable.

To authorize the Director of the Department of Public Utilities to execute those document(s) necessary to release and terminate a portion of the City's easement rights described and recorded in Instrument Number 202103220051658, Recorder's Office, Franklin County, Ohio. (\$0.00)

WHEREAS, the City intends to release and terminate a portion of its sewer easement rights described and recorded in Instrument Number 202103220051658, Recorder's Office, Franklin County, Ohio ("Easement"), because DPU has reviewed a request from the owner and determined that the described 0.204 acre portion of the sanitary sewer easement is no longer needed as the sewer easement was removed in the revision of CC-15252; and

WHEREAS, the City intends for the City Attorney to approve all document(s) associated with this ordinance; **NOW, THEREFORE**,

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

SECTION 1. That the Director of the Department of Public Utilities (“DPU”) is authorized to execute any document(s) necessary to release and terminate only the described 0.204 acre, more or less, tract of easement area described and recorded in Instrument Number 202103220051658, Recorder’s Office, Franklin County, Ohio (“Easement”), which is further described and depicted in the two (2) page attachment, Exhibit-A, and fully incorporated for reference as if rewritten.

SECTION 2. That the City Attorney is required to approve all document(s) associated with this ordinance prior to the director of DPU executing and acknowledging any of those document(s).

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