



## Legislation Details (With Text)

**File #:** 1615-2009      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 11/17/2009      **In control:** Utilities Committee

**On agenda:** 12/14/2009      **Final action:** 12/16/2009

**Title:** To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release a portion of an existing sanitary sewer easement, on that real property commonly known as Bishop Watterson High School, at the request of Frederick F. Campbell, successor to James A. Griffin, successor to Edward J. Herrmann, Bishop of the Roman Catholic Diocese of Columbus.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
12/16/2009	1	CITY CLERK	Attest	
12/15/2009	1	MAYOR	Signed	
12/14/2009	1	Columbus City Council	Approved	Pass
12/14/2009	1	COUNCIL PRESIDENT	Signed	
12/7/2009	1	Columbus City Council	Read for the First Time	
11/25/2009	1	UTILITIES DIRECTOR	Reviewed and Approved	
11/25/2009	1	Atty Drafter	Sent for Approval	
11/25/2009	1	CITY ATTORNEY	Reviewed and Approved	
11/25/2009	1	Atty Drafter	Sent to Clerk's Office for Council	
11/18/2009	1	Atty Reviewer	Reviewed and Approved	
11/18/2009	1	Atty Drafter	Sent for Approval	
11/17/2009	1	Atty Drafter	Sent for Approval	

**Background:** The City of Columbus, Ohio, holds title to a sewer easement, located on that real property commonly known as Bishop Watterson High School, by virtue of a recorded deed of easement in D.B. 1161, Pg. 213, Franklin County Recorder's Office, Ohio. Frederick F. Campbell, successor to James A. Griffin, successor to Edward J. Herrmann, Bishop of the Roman Catholic Diocese of Columbus, has submitted plans to the City that require the partial removal of the existing sewer, and has requested that said recorded deed of easement be released, in part, as more particularly described within the body of this legislation. The Department of Public Service, has determined that the partial release of said deed of easement will not adversely affect the City of Columbus and therefore should be granted. The following legislation authorizes the Director of the Department of Public Utilities to execute those instruments necessary to release a portion of the aforementioned sewer easement more fully described in the body of this legislation.

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 a portion of an existing sanitary sewer easement, on that real property commonly known as Bishop Watterson High School, at the request of Frederick F. Campbell, successor to James A. Griffin, successor to Edward J. Herrmann, Bishop of the Roman Catholic Diocese of Columbus.

WHEREAS, the City of Columbus, Ohio, holds title to a sewer easement, located on that real property commonly known as Bishop Watterson High School, by virtue of a recorded deed of easement in D.B. 1161, Pg. 213, Franklin County Recorder's Office, Ohio; and

WHEREAS, Frederick F. Campbell, successor to James A. Griffin, successor to Edward J. Herrmann, Bishop of the Roman Catholic Diocese of Columbus, has submitted plans to the City that require the partial removal of the existing sewer, and has requested that said recorded deed of easement be released, in part, as more particularly described within the body of this legislation; and

WHEREAS, the Department of Public Service, has determined that the partial release of said deed of easement will not adversely affect the City of Columbus and therefore 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, prepared by the Department of Law, Real Estate Division, necessary to release unto FREDERICK F. CAMPBELL, SUCCESSOR TO JAMES A. GRIFFIN, SUCCESSOR TO EDWARD J. HERRMANN, BISHOP OF THE ROMAN CATHOLIC DIOCESE OF COLUMBUS, the sewer easement rights previously granted in the following described property:

RELEASE OF A PORTION OF A SANITARY SEWER EASEMENT  
NORTH OF INDIAN SPRINGS DRIVE  
WEST OF FOSTER STREET  
COLUMBUS, OHIO

Situated in the State of Ohio, County of Franklin, City of Columbus, being a 10.00 foot wide existing Sanitary Sewer Easement, as described in Deed Volume 1161, Page 213 and located within Lot 2 as shown and delineated upon the plat "Amicable Partition the Heirs of H. C. Cooke", a subdivision of record in Plat Book 7, Pages 34 and 35, all references herein being to the records located in the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning for REFERENCE at a point at the intersection of the northerly right-of-way line of Indian Springs Drive (60.00 feet in width) with the westerly right-of-way line of Foster Street (60.00 feet in width) at the southeasterly corner of said Lot 2; thence North 02°47'18" East, along the westerly right-of-way line of Foster Street, a distance of 132.53 feet to point of intersection of said right-of-way line and the southerly line of said easement, at the TRUE PLACE OF BEGINNING;

Thence North 85°55'50" West, through said Lot 2 and along said southerly line, a distance of 273.30 feet to a point;

Thence North 04°04'10" East, continuing through said Lot 2 and through said easement, a distance of 10.00 feet to a point in the northerly line of said easement;

Thence South 85°55'50" East, continuing through said Lot 2 and along said northerly line, a distance of 273.08 feet to a point in the westerly right-of-way line of Foster Street;

Thence South 02°47'18" West, along said westerly right-of-way line, a distance of 10.00 feet to the TRUE PLACE OF BEGINNING and containing 0.063 acre of land.

Bearings herein are based on a GPS survey of Franklin County Monuments.

This description was prepared by M•E Companies, Inc., Civil Engineering Group. David L. Chiesa  
Registered Surveyor No. 7740 Franklin County Tax Parcel Number: 010-043016, Prior Instrument Reference:  
D.B. 1161, Pg. 213, Recorder's Office Franklin County, Ohio

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

