



## Legislation Details (With Text)

**File #:** 0020X-2008    **Version:** 1  
**Type:** Resolution    **Status:** Passed  
**File created:** 1/11/2008    **In control:** Judiciary And Court Administration Committee  
**On agenda:** 1/28/2008    **Final action:** 1/31/2008

**Title:** To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the NCR #2 High Street-Lane to Arcadia Project. and to declare an emergency

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
1/31/2008	1	CITY CLERK	Attest	
1/30/2008	1	MAYOR	Signed	
1/28/2008	1	Columbus City Council	Adopted	Pass
1/28/2008	1	COUNCIL PRESIDENT	Signed	
1/18/2008	1	Atty Drafter	Sent to Clerk's Office for Council	
1/16/2008	1	Atty Drafter	Sent for Approval	
1/16/2008	1	CITY ATTORNEY	Reviewed and Approved	
1/15/2008	1	Atty Reviewer	Reviewed and Approved	
1/11/2008	1	Atty Drafter	Sent for Approval	

### Background:

The following is a resolution to declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the **NCR #2 High Street-Lane to Arcadia Project**.

### Fiscal Impact:

N/A

**Emergency Justification:** Emergency action is requested to allow the acquisition of the parcels necessary for this project to proceed without delay, in order to meet the Transportation Department's project time line.

To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the **NCR #2 High Street-Lane to Arcadia Project**. and to declare an emergency

WHEREAS, the City of Columbus is engaged in the **NCR #2 High Street-Lane to Arcadia Project**; and,

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that

it is immediately necessary to declare the necessity and intent to appropriate permanent and 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 permanent and construction easements in, over, under and through the following described real estate necessary for the **NCR #2 High Street-Lane to Arcadia Project, Project #440005**, 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:

**3T-1**

**(Revised 1-11-08)**

Situated in the State of Ohio, County of Franklin, City of Columbus, being a part of Township 1, Range 18, Quarter Township 3, United States Military Lands, and being an easement area over and across that 6.248 acre tract as described in a deed to North Street Apartments Ltd., of record in Official Record Volume 31186, Page G09, all records referenced are on file at the Recorder's Office, Franklin County, Ohio, said easement area being further bounded and described as follows:

Commencing for reference at an iron pipe found at the northwesterly corner of the said 6.248 acre tract, being the southwesterly corner of that 5.991 acre tract as described in a deed to Ravine Apartments Ltd., of record in Official Record Volume 31186, Page G12;

Thence South 70° 50' 28" East, along the northerly line of the said 6.248 acre tract, along the southerly line of the said 5.991 acre tract, a distance of 356.64 feet to a point;

Thence over and across the said 6.248 acre tract by the following seven (7) described courses:

1. South 19° 09' 32" West, along a line perpendicular from the northerly line of the said 6.248 acre tract, a distance of 117.87 feet to the **True Place of Beginning** for the herein described easement area;
2. South 87° 24' 32" East, a distance of 31.12 feet to a point;  
South 03° 39' 39" West, a distance of 117.95 feet to a point;
3. South 53° 26' 05" West, a distance of 62.50 feet to a point;
4. North 02° 35' 28" East, a distance of 44.24 feet to a point;
5. South 87° 24' 32" East, a distance of 19.54 feet to a point;
6. North 02° 35' 28" East, a distance of 113.15 feet to the **True Place of Beginning** and contains an area of 4,590 square feet (0.105 acre) within Franklin County Auditor's Parcel Number 010-234237.

A bearing of South 70°50'28" East was used along the northerly line of said 6.248 acre tract and is referenced to the Ohio State Plane Coordinate System, South Zone and the North American Datum of 1983.

The foregoing storm sewer easement was prepared under the direct supervision of John L. Price, Registered Professional Surveyor No. 7159 from an actual field survey performed by ms consultants, inc. and from record documents on file at the Recorder's Office, Franklin County, Ohio. ms consultants, inc., John L. Price, Registered Professional Surveyor No. 7159

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 stated 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.