

City of Columbus

Office of City Clerk 90 West Broad Street Columbus OH 43215-9015 columbuscitycouncil.org

Legislation Details (With Text)

File #: 0048X-2009 **Version**: 1

Type: Resolution Status: Passed

File created: 4/23/2009 In control: Utilities Committee

On agenda: 5/4/2009 **Final action:** 5/6/2009

Title: To declare the necessity and intent to appropriate permanent easements in, over, under and through

real estate in connection with the Cleveland Avenue Area Water Line improvements Project, and to

declare an emergency.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
5/6/2009	1	MAYOR	Signed	
5/6/2009	1	CITY CLERK	Attest	
5/4/2009	1	Columbus City Council	Adopted	Pass
5/4/2009	1	COUNCIL PRESIDENT	Signed	
4/24/2009	1	Atty Drafter	Sent to Clerk's Office for Council	
4/23/2009	1	Atty Drafter	Sent for Approval	
4/23/2009	1	CITY ATTORNEY	Reviewed and Approved	

Background:

The following is a resolution to declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the Cleveland Avenue Area Water Line improvements 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, thus facilitating the timely commencement of construction necessary to the project.

To declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the Cleveland Avenue Area Water Line improvements Project, and to declare an emergency.

WHEREAS, the City of Columbus is engaged in the Cleveland Avenue Area Water Line improvements Project; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and

File #: 0048X-2009, Version: 1

Drainage, in that it is immediately necessary to declare the necessity and intent to appropriate permanent 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 easements in, over, under and through the following described real estate necessary for the Cleveland Avenue Area Water Line improvements Project, Project #690236, 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:

DESCRIPTION OF A WATERLINE EASEMENT FOR THE CITY OF COLUMBUS East side of Westerville Road

Situate in the State of Ohio, County of Franklin, Township of Clinton, lying in Quarter Township 1, Township 1, Range 18, United States Military Lands and being a easement 10 feet in width lying on, over and across a 0.185 acre tract conveyed to Richard J. Chrysler by deed of record in Official Record 715, Page C18 and Richard J. Chrylser, Trustee (an undivided one-half interest) by deed of record in Instrument 200505270102114, all records of the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning at a point on the northerly line of said 0.185 acre tract at the intersection with the easterly right-of-way line of Westerville Road (width varies), said point being 30 feet easterly and perpendicular to the centerline of said Westerville Road;

Thence the following four (4) courses and distances on, over and across the said 0.185 acre tract:

South 86°31'11" East, a distance of 11.12 feet, along the northerly line of said 0.185 acre tract to a point;

South 29°21'49" West, a distance of 80.01 feet, across the said 0.185 acre tract along a line parallel and 10 feet easterly of the easterly right-of-way line of said Westerville Road to a point on the southerly line of said 0.185 acre tract:

North 86°30'32" West, a distance of 11.11 feet, along the southerly line of said 0.185 acre tract to a point on the easterly right-of-way of said Westerville Road, being 30 feet easterly and perpendicular to the centerline of said Westerville Road;

North 29°21'49" East, a distance of 80.01 feet, along the easterly right-of-way line of said Westerville Road to the Point of Beginning, containing 0.018 acres, or 800.08 square feet, more or less.

Of the above described area, all 0.018 acres is contained within Franklin County Auditors Parcel Number 130-001513.

The bearings herein are based on, as determined by a GPS network of field observations, performed in August 2005, (Ohio State Plane Coordinate System, South Zone, 1986 adjustment).

STANTEC CONSULTING SERVICES, INC.

Robert J. Sands Date

Registered Surveyor No. S- 8053

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.