



## Legislation Details (With Text)

**File #:** 0018X-2008    **Version:** 1  
**Type:** Resolution    **Status:** Passed  
**File created:** 1/10/2008    **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 perpetual easements and construction easements in, over, under and through real estate in connection with the Hubbard & Neil Avenue Sewer Easement Acquisition (UIRF) 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	
1/10/2008	1	Atty Drafter	Sent for Approval	

**Background:**

The following is a resolution to declare the necessity and intent to appropriate perpetual easements and construction easements in, over, under and through real estate in connection with the **Hubbard & Neil Avenue Sewer Easement Acquisition (UIRF) Project**.

**Fiscal Impact:**

N/A

**Emergency Justification:**

Emergency action is requested in order to provide for the immediate acquisition of real property interests within the time frame established by the Division of Public Service.

To declare the necessity and intent to appropriate perpetual easements and construction easements in, over, under and through real estate in connection with the **Hubbard & Neil Avenue Sewer Easement Acquisition (UIRF) Project**, and to declare an emergency.

WHEREAS, the City of Columbus is engaged in the **Hubbard & Neil Avenue Sewer Easement Acquisition (UIRF) 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 perpetual easements 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 easements in, over, under and through the following described real estate necessary for the **Hubbard & Neil Avenue Sewer Easement Acquisition (UIRF) 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:

SEWER EASEMENT  
0.002 ACRES +/-

Situate in the State of Ohio, County of Franklin, City of Columbus and being a part of ½ Section 9, T 5 N, R 22 W REFUGEE LANDS and being a part of Lot 45 of NEIL PLACE ADDITION as recorded in P.B. 3, Page 362 being PID 010-018059 and referenced in INS NO. 2000303110071906 (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and being further herein described as follows:

Beginning, for reference, at the southwesterly corner of Lot 45, said corner being marked with a 3/8" Re-bar (flush with gd) (good cond);

Thence, N 7° 55' 28" W along the west line of Lot 45 a distance of 4.08 feet to a point;

Thence, S 86° 31' 40" E 4.00 feet from and parallel to the S line of Lot 45 a distance of 19.81 feet to a point;

Thence, S 3° 28' 10" W with a line perpendicular to the S line of Lot 45 a distance of 4.01 feet to a point in the S line of Lot 45;

Thence, N 86° 31' 40" W along the S line of Lot 45 a distance of 19.00 feet to the place of beginning, containing 77.6 Square Feet or 0.002 Acres of land, more or less.

Basis of bearings is assumed along the S line of Lot 45 as S 86° 31' 40" E and is for the determination of angles only.

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 state 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.