



Legislation Details (With Text)

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Type: Ordinance **Status:** Passed

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On agenda: 5/13/2019 **Final action:** 5/16/2019

Title: To accept the application (AN18-012) of CIVF V-OH1B01, LLC for the annexation of certain territory containing 54.8± acres in Hamilton Township.

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD1139-2019 AN18-012 Service Statement, 2. ORD1139-2019 AN18-012 Plat, 3. ORD1139-2019 AN18-012 Legal Description

Date	Ver.	Action By	Action	Result
5/16/2019	1	CITY CLERK	Attest	
5/14/2019	1	ACTING MAYOR	Signed	
5/13/2019	1	COUNCIL PRESIDENT	Signed	
5/13/2019	1	Columbus City Council	Approved	Pass
5/6/2019	1	Columbus City Council	Read for the First Time	

AN18-012

BACKGROUND:

This ordinance approves the acceptance of certain territory (AN18-012) by the City of Columbus. The Ohio Revised Code stipulates that to be effective, City acceptance must take place a minimum of 60 days from the receipt by the City Clerk of the approval notice from the county. If City Council does not accept the ordinance within 120 days of its first consideration, the annexation will be considered rejected. This petition was filed with Franklin County on November 20, 2018. City Council approved a service ordinance addressing the site on December 3, 2018. Franklin County approved the annexation on January 3, 2019 and the City Clerk received notice on January 28, 2019. Annexation of this site is outlined in an agreement between the City of Columbus and the Columbus Regional Airport Authority. Columbus City Codes section 3310.09 stipulates that, upon annexation, territory covered by the agreement be assigned the zoning classification most comparable to the zoning classification applicable to such property immediately prior to annexation.

FISCAL IMPACT:

Provision of municipal services does represent cost to the City; however, the annexation of land also has the potential to create revenue to the City.

To accept the application (AN18-012) of CIVF V-OH1B01, LLC for the annexation of certain territory containing 54.8± acres in Hamilton Township.

WHEREAS, a petition for the annexation of certain territory in Franklin Township was filed on behalf of CIVF V-OH1B01, LLC on November 20, 2018; and

WHEREAS, the petition was considered and approved by the Franklin County Board of Commissioners at a hearing on January 3, 2019; and

WHEREAS, on January 28, 2019, the City Clerk received from Franklin County a certified copy of the resolution addressing the petition; and

WHEREAS, sixty days have now elapsed since receipt of the resolution in accordance with the provisions of the Ohio Revised Code; and

WHEREAS, it is in the best interest of the city of Columbus to accept the annexation of the territory addressed by the petition; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the annexation proposed by CIVF V-OH1B01, LLC in a petition filed with the Franklin County Board of Commissioners on November 20, 2018 and subsequently approved by the Board on January 3, 2019 is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Hamilton, Section 1 and 2, Township 3, Range 22 of the Congress Lands East of the Scioto, being a 54.8± acre tract of land, said 54.8± acre tract being all of that 35.762 acre tract of land conveyed to CIVF V-OH1B01 LLC of record in Instrument Number 201804040043593, being all of that 3.090 acre tract of land conveyed to Franklin County Commissioners of record in Instrument Number 201802020015372, being all of that 1.584 acre tract of land conveyed to Columbus Regional Airport Authority of record in Instrument Number 201809240128616 and being part of Rickenbacker Parkway West (R/W 140') as dedicated in the "Dedication of Rickenbacker Parkway West" of record in Plat Book 111, Pg. 16, said 54.8± acre tract being more particularly described as follows:

Beginning, for Reference, at Franklin County Geodetic Survey Monument 9975, being the southwesterly corner of said Section 1, being the northwesterly corner of Section 12, being the northeasterly corner of Section 11, being the southeasterly corner of Section 2 of said Township and Range, being in the easterly line of a 161.056 acre tract of land conveyed to Columbus Regional Airport Authority of record in Instrument Number 200701090004916 and being in the westerly line of a 50.194 acre tract of land conveyed to Columbus Regional Airport Authority of record in Instrument Number 201809240128610;

Thence N 04° 02' 46" E along the common line of said Section 2 and Section 1 and also being along the common line of said Columbus Regional Airport Authority tracts, about 334.20± feet to a northwesterly corner of said 50.194 acre tract and the northeasterly corner of said 161.056 acre tract and the southerly line of said 35.762 acre tract;

Thence along the southerly and westerly lines of said 35.762 acre tract and the northerly and easterly lines of said 161.056 acre tract, the following two (2) courses;

N 86° 58' 31" W, 284.46± feet to an angle point thereof;

N 03° 01' 29" E, 952.10± feet to a point of curvature at the northwesterly corner of said 35.762 acre tract and in the southerly line of said 3.090 acre tract;

Thence around the ball of a court at the westerly end of said 3.090 acre tract and the easterly lines of said 161.056 acre tract, the following three (3) courses;

with a curve to the left, having a central angle of 12° 49' 07" and a radius of 55.00 feet, an arc length of 12.30 feet, a chord bearing and chord distance of S 54° 32' 01" W, 12.28± feet to a point of reverse curvature;

with a curve to the right, having a central angle of 269° 48' 04" and a radius of 65.00 feet, an arc length of 306.08 feet, a chord bearing and chord distance of N 03° 01' 29" E, 92.08± feet to a point of reverse curvature;

with a curve to the left, having a central angle of 44° 54' 02" and a radius of 55.00 feet, an arc length of 43.10 feet, a chord bearing and chord distance of S 64° 31' 30" E, 42.01± feet to a point of tangency;

Thence along the northerly lines of said 3.090 acre tract, along the southerly line of said 161.056 acre tract, along the southerly line of a 241.695 acre tract of land conveyed to Columbus Regional Airport Authority of record in Instrument Number 200705300093032 and the southerly line of a 61.039 acre tract of land conveyed to Columbus Regional Airport Authority of record in Instrument Number 201809240128614, the following four (4) courses;

S 86° 58' 31" E, 1573.65± feet to a point of curvature;

with a curve to the right, having a central angle of 38° 33' 41" and a radius of 530.00 feet, an arc length of 356.70 feet, a chord bearing and chord distance of S 67° 41' 40" E, 350.01± feet to a point of tangency;

S 48° 24' 50" E, 31.77± feet to an angle point;

N 88° 08' 59" E, 67.94± feet to an angle point at the southeasterly corner of said 61.039 acre tract and being in the northwesterly right-of-way line of said Rickenbacker Parkway West;

Thence along the southeasterly lines of said 61.039 acre tract, the southeasterly line of a 1.433 acre tract of land and a 0.560 acre tract of land conveyed to South Central Power Co. of record in Instrument Number 200705100082655 and Official Record 34399E1 and the northwesterly right-of-way line of said Rickenbacker Parkway West, the following two (2) courses;

N 45° 35' 27" E, 1204.87± feet to a point of curvature;

with a curve to the right, having a central angle of 21° 52' 53" and a radius of 1979.86 feet, an arc length of 756.12 feet, a chord bearing and chord distance of N 56° 31' 53" E, 751.53± feet to a point at the southeasterly corner of said 0.560 acre tract and a southwesterly corner of said 1.584 acre tract;

Thence along the easterly and northerly lines of said 0.560 acre tract and the westerly and southerly lines of said 1.584 acre tract, the following two (2) courses;

N 04° 21' 09" E, 89.41± feet to an angle point thereof;

N 86° 02' 21" W, 336.37± feet to an easterly line of said 61.039 acre tract, a northwesterly corner of said 0.560 acre tract and a southwesterly corner of said 1.584 acre tract;

Thence N 04° 21' 09" E along the westerly line of said 1.584 acre tract and the easterly line of said 61.039 acre tract, about 75.37± feet to a northeasterly corner of said 61.039 acre tract, to a northwesterly corner of said 1.584 acre tract, to the southerly line of an Original 149.8910 acre tract conveyed to Gordo LLC of record in Instrument Number 200602140029278 and a southerly line of a City of Columbus Corporation Line (Ca_se No. 55-94, Ord. No. 972-95, Official Record 29162A08 and Plat Book 82, Page 14);

Thence along the common line of said 1.584 acre tract and said Original 149.8910 acre tract and along said City of Columbus Corporation Line, the following six (6) courses;

S 86° 13' 24" E, 291.83± feet to a common corner thereof;

N 03° 46' 52" E, 87 .39± feet to a common corner thereof;

S 87° 08' 04" E, 40.00± feet to a common corner thereof;

S 03° 46' 52" W, 88.02± feet to a common corner thereof;

S 86° 13' 24" E, 286.49± feet to a common corner thereof;

N 03° 48' 27" E, 21.15± feet to a common corner thereof, to the southwesterly corner of an Original 2995.065 acre tract of land conveyed to Columbus Municipal Airport Authority of record in Instrument Number 200301020000768 and the southwesterly corner of a City of Columbus Corporation Line (Case No. 46-03, Ord. No. 62-04, I.N. 200403110053715);

Thence S 86° 15' 00" E, along the northerly line of said (584 acre tract, along the southerly line of said Original 2995.065 acre tract, along the southerly line of a 0.122 acre tract of land conveyed to Columbus Regional Airport Authority of record in Instrument Number 201809240128612, along said City of Columbus Corporation Line and along a second City of Columbus Corporation Line (Case No. 63-96, Ord. No. 1386-97 I.N. 199710070113498), about 896.88± feet to common corner thereof and being the northeasterly terminus of said Rickenbacker Parkway West and the northwesterly terminus of Rickenbacker Parkway West (fka: Curtis Lemay Avenue) as dedicated in Plat Book 76, Page 46;

Thence S 03° 42' 59" W, along the common line of each terminus and across said Rickenbacker Parkway West and along said City of Columbus Corporation Line, about 158.04± feet to the northwesterly corner of said Original 2995.065 acre tract, the northwesterly corner of said City of Corporation Line, to a northeasterly corner of a 254.901 acre tract of land conveyed to Columbus Regional Airport Authority of record in Instrument Number 200603240055176 and the southerly right-of-way line of said Rickenbacker Parkway West;

Thence along the northerly and northwesterly line of said 254.901 acre tract, along the southerly and southeasterly right-of-way line of said Rickenbacker Parkway West, along the northwesterly line of a 18.320 acre tract of land conveyed to Rickenbacker Port Authority of record in Instrument Number 200204090089210 and the northwesterly line of a 18.6094 acre tract of land conveyed to Rickenbacker Port Authority of record in Instrument Number 200001110008138, the following four (4) courses;

N 86° 09' 45" W, 337.62± feet to a point of curvature;

with a curve to the left, having a central angle of 48° 14' 49" and a radius of 1829.31 feet, an arc length of 1540.40 feet, a chord bearing and chord distance of S 69° 42' 51" W, 1495.29± feet to a point of tangency at a westerly corner of said 254.901 acre tract and a northerly corner of said 18.320 acre tract;

S 45° 35' 27" W, 2170.12± feet to a point of curvature at a westerly corner said 18.6094 acre tract and a northerly corner of said 254.901 acre tract;

with a curve to the left, having a central angle of 06° 11' 45" and a radius of 646.20 feet, an arc length of 69.88± feet, a chord bearing and chord distance of S 42° 29' 34" W, 69.84± feet to a point;

Thence N 86° 58' 31" W, across the right-of-way of said Rickenbacker Parkway West along the southerly line of said 35.762 acre tract and along the northerly line of said 241.695 acre tract, about 1118.29± feet, to the True Point of Beginning.

Containing approximately 54.8± acres of land, more or less. The above description was written by Advanced Civil Design on September 4, 2018. A drawing of the above description has been prepared and is a part hereof.

The total length of the annexation perimeter is about 13,196± feet, of which about 2,207± feet are contiguous with existing City of Columbus Corporation Lines, being 16.7%± contiguous. This annexation does not create any islands of township property.

This description was written for annexation purposes only and is not intended to be used in the transfer of lands.

SECTION 2. That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the

City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

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