



Legislation Details (With Text)

File #: 1063-2021 **Version:** 1
Type: Ordinance **Status:** Passed
File created: 4/21/2021 **In control:** Public Utilities Committee
On agenda: 5/17/2021 **Final action:** 5/20/2021
Title: To authorize the director of the Department of Public Utilities to execute those document(s) necessary to release and terminate the City's electric utility easement rights described and recorded in O.R.V. 211 B18, Recorder's Office, Franklin County, Ohio. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. 211 page B18 street pole

Date	Ver.	Action By	Action	Result
5/20/2021	1	CITY CLERK	Attest	
5/18/2021	1	MAYOR	Signed	
5/17/2021	1	COUNCIL PRESIDENT PRO-TEM	Signed	
5/17/2021	1	Columbus City Council	Approved	Pass
5/10/2021	1	Columbus City Council	Read for the First Time	

BACKGROUND: The City possesses title to an electric utility easement described and recorded in O.R.V. 211 B18, Recorder's Office, Franklin County, Ohio ("Easement"). The Easement burdens real property located in the vicinity of 0000 Overbrook Service Drive, Columbus, OH 43224 {Franklin County Tax Parcel 010-125628} ("Servient Estate") currently owned by Alcon Properties, LLC, an Ohio limited liability company. The City's Department of Public Utilities ("DPU") has reviewed the request by the property owner to release the existing easement and determined that the overhead street lighting for which this easement was acquired does not need to be installed. Therefore, the easement is no longer needed. DPU has determined that terminating the City's rights to the Easement does not adversely affect the City and should be granted at no monetary cost.

FISCAL IMPACT: Not applicable.

EMERGENCY JUSTIFICATION: Not applicable.

To authorize the director of the Department of Public Utilities to execute those document(s) necessary to release and terminate the City's electric utility easement rights described and recorded in O.R.V. 211 B18, Recorder's Office, Franklin County, Ohio. (\$0.00)

WHEREAS, the City intends to release and terminate its electric utility easement rights described and recorded in O.R.V. 211 B18; and

WHEREAS, DPU has reviewed a request from the owner and determined that the described 0.07 acre electric utility easement is no longer needed as the overhead street lighting for which it was acquired will not be installed; and

WHEREAS, the City intends for the City Attorney to approve all document(s) associated with this ordinance; and **now, therefore**,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of the Department of Public Utilities (“DPU”) is authorized to execute any document(s) necessary to release and terminate the 0.07 acre, more or less, easement area described and recorded in O.R.V. 211 B18, Recorder’s Office, Franklin County, Ohio (“Easement”), and described and depicted in the one (1) page attachment, Exhibit-A, which is fully incorporated for reference as if rewritten.

SECTION 2. That the City Attorney is required to approve all document(s) associated with this ordinance prior to the Director of DPU executing and acknowledging any of those document(s).

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