



## Legislation Details (With Text)

**File #:** 1794-2008      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 11/4/2008      **In control:** Public Service & Transportation Committee

**On agenda:** 10/19/2009      **Final action:** 10/20/2009

**Title:** To abandon, as public rights-of-way, the roads, streets and alleys within the City of Columbus and shown on the plat titled Duranceau Park, and to authorize the transfer of these assets from the Department of Public Service to the Recreation and Parks Department.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 1794-2008 Duranceau park.pdf

Date	Ver.	Action By	Action	Result
10/20/2009	1	MAYOR	Signed	
10/20/2009	1	CITY CLERK	Attest	
10/19/2009	1	Columbus City Council	Read for the First Time	
10/19/2009	1	Columbus City Council	Waive the 2nd Reading	Pass
10/19/2009	1	Columbus City Council	Approved	Pass
10/19/2009	1	COUNCIL PRESIDENT	Signed	
8/31/2009	1	Service Drafter	Sent to Clerk's Office for Council	
11/14/2008	1	City Clerk's Office	Sent back for Clarification/Correction	
11/13/2008	1	CITY ATTORNEY	Reviewed and Approved	
11/13/2008	1	Service Drafter	Sent to Clerk's Office for Council	
11/12/2008	1	SERVICE DIRECTOR	Reviewed and Approved	
11/12/2008	1	Service Drafter	Sent for Approval	
11/11/2008	1	Service Reviewer	Reviewed and Approved	
11/11/2008	1	Service Drafter	Sent for Approval	
11/4/2008	1	Service Drafter	Sent for Approval	

### BACKGROUND

Duranceau Park is located south of Fishinger Road along the Griggs Reservoir portion of the Scioto River. In the early 1900's this area was subdivided into lots, parks, streets, alleys and roadways by The Riverview Realty Company. A plat titled Duranceau Park was approved and the roads, streets, alleys and parks shown on the plat were dedicated to the public use by the Franklin County Commissioners on January 4, 1911. In 1974 a portion of this area was annexed into the City of Columbus. Over the years the area that was annexed into the City has been developed into a City park. Recently the City's Recreation and Parks Department requested the Department of Public Service abandon the roads, streets and alleys within this platted area as public rights-of-way and transfer these assets to the Recreation and Parks Department. After investigation, it has been determined that there are utilities currently located within these rights-of-way that must be protected through the retention of a general utility easement. A general utility easement will be retained for those utilities with facilities currently located within these rights-of-way.

To abandon, as public rights-of-way, the roads, streets and alleys within the City of Columbus and shown on the plat titled Duranceau

Park, and to authorize the transfer of these assets from the Department of Public Service to the Recreation and Parks Department.

**WHEREAS**, Duranceau Park is located south of Fishinger Road along the Griggs Reservoir portion of the Scioto River; and

**WHEREAS**, this area was subdivided into lots, parks, streets, alleys and roadways by The Riverview Realty Company; and

**WHEREAS**, the plat titled Duranceau Park was approved and the roads, streets, alleys and parks shown on the plat were dedicated to the public use by the Franklin County Commissioners on January 4, 1911; and

**WHEREAS**, in 1974 a portion of this area was annexed into the City of Columbus; and

**WHEREAS**, over the years the area that was annexed into the City has been developed into a City park; and

**WHEREAS**, recently the City's Recreation and Parks Department requested the Department of Public Service abandon the roads, streets and alleys within this platted area as public rights-of-way and transfer these assets to the Recreation and Parks Department; and

**WHEREAS**, after investigation it has been determined that there are utilities currently located within these rights-of-way that must be protected through the retention of a general utility easement; now, therefore

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

**Section 1.** That the roads, streets and alleys located within the City of Columbus and shown on the plat titled Duranceau Park, of record in Plat Book 7, Page 447, Franklin County, Ohio, Recorder's Office, be and hereby are abandoned as publicly dedicated rights-of-way.

**Section 2.** That control of these assets shall be transferred from the Department of Public Service to the Recreation and Parks Department.

**Section 3.** That a general utility easement in, on, over, across and through the above referenced rights-of-way shall be and hereby is retained for those utilities currently located within said rights-of-way.

**Section 4.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.