



## Legislation Details (With Text)

**File #:** 1626-2005      **Version:** 1

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

**File created:** 9/22/2005      **In control:** Utilities Committee

**On agenda:** 10/24/2005      **Final action:** 10/26/2005

**Title:** To authorize the Director of the Department of Public Utilities to execute those documents necessary for the partial release of an existing sanitary easement, located in the vicinity of Ogden Woods Boulevard and Keswick Drive, in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
10/26/2005	1	ACTING CITY CLERK	Attest	
10/25/2005	1	MAYOR	Signed	
10/24/2005	1	Columbus City Council	Approved	Pass
10/24/2005	1	COUNCIL PRESIDENT	Signed	
10/17/2005	1	Columbus City Council	Read for the First Time	
10/3/2005	1	Atty Drafter	Sent to Clerk's Office for Council	
9/30/2005	1	CITY ATTORNEY	Reviewed and Approved	
9/29/2005	1	Atty Drafter	Sent for Approval	
9/27/2005	1	UTILITIES DIRECTOR	Reviewed and Approved	
9/26/2005	1	Atty Reviewer	Reviewed and Approved	
9/26/2005	1	Atty Drafter	Sent for Approval	
9/26/2005	1	Utilities Reviewer	Sent for Approval	
9/22/2005	1	Atty Drafter	Sent for Approval	

**Background:** The City of Columbus, Ohio holds title to an easement, located in the vicinity of Ogden Woods Boulevard and Keswick Drive, by virtue of a recorded deed of easement. A replacement easement has been previously granted to the City in exchange for the partial release of the existing sanitary easement. The Division of Sewerage and Drainage has determined that the proposed exchange of easements will not adversely affect the City and therefore should be granted. The following legislation authorizes the Director of the Department of Public Utilities to execute those instruments necessary to release the aforementioned sewer easement in exchange for a previously granted replacement easement.

**Fiscal Impact:** N/A

**Emergency Justification:** N/A

To authorize the Director of the Department of Public Utilities to execute those documents necessary for the partial release of an existing sanitary easement, located in the vicinity of Ogden Woods Boulevard and Keswick Drive, in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

WHEREAS, the City of Columbus, Ohio holds title to an easement, located in the vicinity of Ogden Woods Boulevard and Keswick Drive, by virtue of a recorded deed of easement; and,

WHEREAS, a replacement easement has been previously granted to the City in exchange for the partial release of the existing sanitary easement; and,

WHEREAS, the Division of Sewerage and Drainage has determined that the partial release of said easement will not adversely affect the City of Columbus, and should be granted at no charge; now, therefore:

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

Section 1. That the Director of the Department of Public Utilities be, and hereby is authorized to execute those documents, prepared by the Department of Law, Real Estate Division, necessary to release the following describe real property:

**0.343 Acres +/-**

Situated in the State of Ohio, County of Franklin, Village of New Albany, United States Military Lands, and being a vacation of a portion of an existing 20.00 feet-wide sanitary sewer easement of record in Instrument Number 199803270071832, lying across a 21.237 acre tract conveyed to the New Albany Company LLC by deed of reference in Official Record 13030010 and a 0.950 acre tract conveyed to Market Street South LLC by deed of record in Instrument Number 200207190177915 (all references refer to the records of the Recorder's Office, Franklin County, Ohio)

Beginning at a point in the northwest corner of Lot 109 of New Albany Country Club Section 6 a subdivision of record in Plat Book, 76, Page 54 and in the easterly right-of-way line of Ogden Woods Boulevard;  
Thence North 53° 48' 22" East, across said 21.237 acre tract, a distance of 16.68 feet to the TRUE POINT OF BEGINNING;

Thence across 21.237 acre tract and said 0.950 tract the following courses and distances:

North 39° 49' 46" East, to a point, a distance of 50.80 feet;

North 63°00'53" East, to a point, a distance of 249.06 feet;

North 44°25'20 East, to a point, a distance of 467.61 feet;

South 62°47'03" East, to a point, a distance of 20.94 feet;

South 44°25'19" West, to a point, a distance of 477.08 feet;

South 63° 00'53" West, to the TRUE POINT OF BEGINNING, a distance of 299.03 feet containing 0.343 acres more or less.

Edward J. Miller, Professional Surveyor No. 8250

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.