



## Legislation Details (With Text)

**File #:** 0056X-2008    **Version:** 1  
**Type:** Resolution    **Status:** Passed  
**File created:** 3/7/2008    **In control:** Judiciary And Court Administration Committee  
**On agenda:** 3/17/2008    **Final action:** 3/19/2008  
**Title:** To declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the Merwin Hill Area Assessment Sewer Project, and to declare an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Merwin Hills EXHIBIT A thru J.pdf

Date	Ver.	Action By	Action	Result
3/19/2008	1	CITY CLERK	Attest	
3/18/2008	1	MAYOR	Signed	
3/17/2008	1	Columbus City Council	Adopted	Pass
3/17/2008	1	COUNCIL PRESIDENT PRO-TEM	Signed	
3/10/2008	1	Atty Drafter	Sent to Clerk's Office for Council	
3/7/2008	1	Atty Drafter	Sent for Approval	
3/7/2008	1	CITY ATTORNEY	Reviewed and Approved	

**Background:**

The following is a resolution to declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the **Merwin Hill Area Assessment Sewer Project**.

**Fiscal Impact:**

N/A

**Emergency Justification:** Emergency action is requested to allow acquisition activities to begin Immediately and without delay in order to maintain the acquisition schedule as planned by the Department of Public Utilities.

To declare the necessity and intent to appropriate permanent easements in, over, under and through real estate in connection with the **Merwin Hill Area Assessment Sewer Project**, and to declare an emergency.

WHEREAS, the City of Columbus is engaged in the **Merwin Hill Area Assessment Sewer Project**; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, in that it is immediately necessary to declare the necessity and intent to appropriate permanent 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 listed parcels of real estate more fully described in Exhibits **A** through **J**, attached hereto and made a part hereof as though fully written herein, necessary for the **Merwin Hill Area Assessment Sewer Project, Project # 650699** 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:

**EXHIBIT/PARCEL NUMBER/OWNER(S)**

A/4S/ MCCUTCHEON CROSSING ASSOCIATION INC.

B/11S/ ROBERT J. & MARIAM K O'DONNELL

C/13S/ DARREN HOLLOWAY

D/14S/ DIANA B MOSS

E/15S NORMAN RAFIZADEH TALAT ERFANI

F/17S/ TINA MUNDELL

G/18S/ JACK E & MARY A. HARRIS

H/19S/ MICHAEL D. CONRAD

I/20S, 20AS/ MICHAEL PERAKIS

J/21S/ MENTHORN WILLIAMS

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 stated 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.