



Legislation Details (With Text)

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Title: To authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant encroachment easements within the public right-of-way to 15 West Cherry LLC for two canopies for their renovation project located at 15 West Cherry Street. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Exhibit

Date	Ver.	Action By	Action	Result
9/24/2020	1	CITY CLERK	Attest	
9/23/2020	1	MAYOR	Signed	
9/21/2020	1	COUNCIL PRESIDENT	Signed	
9/21/2020	1	Columbus City Council	Approved	Pass
9/14/2020	1	Columbus City Council	Read for the First Time	

1. BACKGROUND

The City of Columbus, Department of Public Service, received a request from the property owner, 15 West Cherry LLC, asking that the City allow two canopies to encroach into the public right-of-way for their project located along the south side of West Cherry Street at 15 West Cherry Street. This project is a renovation of the building. The proposed encroachments will consist of two canopies off the south side of the West Cherry Street entrances that will protrude into the public right-of-way as described below and shown on the attached exhibit. This ordinance authorizes the Director of the Department of Public Service to execute those documents necessary for the City to grant these encroachments to legally allow the canopies to extend into the public rights-of-way. Installation of this building element will enhance the building, fit into the architectural desire, and provide patrons a safe and dry area to enter the building. A value of \$500.00 for the encroachment easements was established.

2. FISCAL IMPACT

There is no cost to the City to grant the encroachments. The City will receive a total of \$500.00 to be deposited in Fund 7748, Project P537650, for granting the requested encroachments.

To authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant encroachment easements within the public right-of-way to 15 West Cherry LLC for two canopies for their renovation project located at 15 West Cherry Street. (\$0.00)

WHEREAS, the City of Columbus, Department of Public Service, received a request from the property owner, 15 West Cherry LLC, asking that the City allow two canopies to encroach into the public right-of-way for their project located along the south side of West Cherry Street at 15 West Cherry Street; and

WHEREAS, this project is a renovation of the building and the proposed encroachments will consist of two canopies over the south side of the West Cherry Street entrances that will protrude into the public right-of-way as described below

and shown on the attached exhibit; and

WHEREAS, this ordinance authorizes the Director of the Department of Public Service to execute those documents necessary for the City to grant these encroachments to legally allow the canopies to extend into the public rights-of-way. Installation of this building element will enhance the building, fit into the architectural desire, and provide patrons a safe and dry area to enter the building; and

WHEREAS, a value of \$500.00 for the encroachment easements was established to be deposited in Fund 7748, Project P537650, for granting the requested encroachments; **now therefore**

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

SECTION 1. That the Director of the Department of Public Service is authorized to execute those documents necessary for the City to grant the encroachment easements as described below and shown on the attached exhibit to legally allow the canopies to extend into the public rights-of-way; to-wit:

**3 Dimensional Encroachment Easement
BETWEEN THE ELEVATIONS OF 770.50 and 774.00 FEET
0.0017 Acres**

Situated in the State of Ohio, County of Franklin, City of Columbus, being a strip of land located within the right of way of West Cherry Street between approximate elevations of 770.50 and 774.00; all references refer to the records of the Recorder's office Franklin County, Ohio and more particularly described as follows:

Beginning for reference at the intersection of the easterly right of way line of Wall Street and the southerly right of way line of West Cherry Street;

Thence South 89°33'46" East with the southerly right of way line of West Cherry Street, a distance of 31.00 feet to the **True Point of Beginning** for this description;

Thence through the right of way of West Cherry Street, the following courses:

North 00°26'14" East, a distance of 2.00 feet to a point;

South 89°33'46" East, a distance of 37.17 feet to a point;

South 00°26'14" West, a distance of 2.00 feet to a point in said southerly right of way line;

Thence North 89°33'46" West with the said southerly right of way line a distance of 37.17 feet to the **True Point of Beginning** and containing 74 square feet or 0.0017 acres of land more or less.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD83(2011) resulting in a bearing of South 89°33'46" for a portion of the centerline of West Cherry Street, as determined by GPS observation. Vertical datum is NAVD 88

**3 Dimensional Encroachment Easement
BETWEEN THE ELEVATIONS OF 770.50 and 774.00 FEET
0.0004 Acres**

Situated in the State of Ohio, County of Franklin, City of Columbus, and being a strip of land located within the right of way of West Cherry Street between approximate elevations of 770.50 and 774.00; all references refer to the records of the Recorder's office Franklin County, Ohio and more particularly described as follows:

Beginning for reference at the intersection of the easterly right if way line of Wall Street and the southerly right of way line of West Cherry Street;

Thence South 89°33'46" East with the southerly right of way line of West Cherry Street, a distance of 81.59 feet to the **True Point of Beginning** for this description;

Thence through the right of way of West Cherry Street, the following courses:

North 00°26'14" East, a distance of 2.00 feet to a point;

South 89°33'46" East, a distance of 8.00 feet to a point;

South 00°26'14" West, a distance of 2.00 feet to a point in said southerly right of way line;

Thence North 89°33'46" West, with said southerly right of way line a distance of 8.00 feet to the **True Point of Beginning** and containing 16 square feet or 0.0004 acres of land more or less.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD83(2011) resulting in a bearing of

South 89°33'46" for a portion of the centerline of West Cherry Street, as determined by GPS observation. Vertical datum is NAVD 88

SECTION 2. That a value of \$500.00 for the encroachment easements was established to be deposited in Fund 7748, Project P537650, for granting the requested encroachments.

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