



Legislation Details (With Text)

File #: 1635-2012 **Version:** 1
Type: Ordinance **Status:** Passed
File created: 7/11/2012 **In control:** Public Service & Transportation Committee
On agenda: 7/23/2012 **Final action:** 7/25/2012

Title: To accept the real property as recorded in instrument number 200605190098061, Franklin County Recorder's Office, to dedicate a 0.138 acre tract of said real property as public right-of-way; to name said public right-of-way as North High Street and to declare an emergency.

Sponsors:

Indexes:

Code sections:

Attachments: 1. North High Street - PID 87779 - Signed 4f letter

| Date | Ver. | Action By | Action | Result |
|-----------|------|---------------------------|----------|--------|
| 7/25/2012 | 1 | CITY CLERK | Attest | |
| 7/24/2012 | 1 | MAYOR | Signed | |
| 7/23/2012 | 1 | COUNCIL PRESIDENT PRO-TEM | Signed | |
| 7/23/2012 | 1 | Columbus City Council | Approved | Pass |

The City of Columbus, Department of Public Service is currently engaged in a project identified as Arterial Street Rehabilitation - North High Street Flint Road to County Line (1574 DR. E). This project involves widening North High Street from Flint Road to the County Line by one lane each direction to match ODOT's interchange reconstruction project at SR23 and I-270. Project improvements include sidewalk, multi-use path, construction and replacement of traffic signals, and utility relocations.

During design of the North High Street Flint Road to County Line, it was determined a portion of real property owned by the City of Columbus would need to be dedicated for road way purpose to accommodate the improvements contemplated by this project. Current plans for the improvements indicate Parcel 102-WD, totaling 0.138 acre will need to be dedicated as right-of-way for this purpose. After review of the preliminary plan sheets, the Department of Public Service has determined the dedication of this property to right-of-way will not adversely affect the City and should be allowed to proceed.

The following legislation provides for the City to accept title to the real property as recorded in instrument number 200605190098061 Franklin County Recorder's Office, to dedicate a portion of the real property as road right-of-way and name the road right-of-way as North High Street.

Fiscal Impact:
N/A

Emergency Justification: Emergency action is requested so that construction of the proposed improvements for North High Street Flint Road to County Line can proceed without delay.

To accept the real property as recorded in instrument number 200605190098061, Franklin County Recorder's Office, to dedicate a 0.138 acre tract of said real property as public right-of-way; to name said public right-of-way as North High

Street and to declare an emergency.

WHEREAS, Ohio Revised Code Chapter 723.03 requires that property to be used as a public street or alley must be accepted and dedicated as public right-of-way by an ordinance specially passed for such purpose; and

WHEREAS, current plans indicate one (1) parcel of City owned land, totaling 0.138 acre will need to be dedicated to right-of-way for this purpose; and

WHEREAS, the City desires to accept the real property as recorded in instrument number 200605190098061, Franklin County Recorder's Office and to dedicate a 0.138 acre tract of said real property as public right-of-way; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to accept said real property and dedicate a 0.138 acre tract of said real property as public right-of-way and to name the 0.138 acre tract as North High Street and proceed without delay thereby preserving the public health, peace, property, safety and welfare now, therefore

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

Section 1. That the City of Columbus hereby accepts the real property described in instrument number 200605190098061.

Section 2. That the City of Columbus hereby dedicates the following described property as road right-of-way; to-wit:

PARCEL 102-WD
NORTH HIGH STREET
U.S. 23

Situated in the State of Ohio, Franklin County, City of Columbus, and being in Quarter Township 2, Township 2, Range 18, United States Military Lands, and being part of Lots 48 and 49 of the Partition Plat of the Scioto Land Company, Deed Book A, Page 194, destroyed by fire, as demonstrated in Survey Plat Book 3, Pages 136 and 137, (descriptions of said partition lots are recorded in Deed Book A, pages 7 and 14); and being a part of a 3.262 Acre tract of land owned by City of Columbus, Ohio and recorded in IN 200605190098061 of the records of said Franklin County, Ohio, and more particularly described as follows:

References to follow are based upon an actual field survey performed and centerline survey plat created for the City of Columbus by Barr Engineering, Inc. All station and offset to follow are referenced to the centerline of construction depicted therein. Said centerline survey plat filed with the City of Columbus and designated as "1574-DR E".

Various references cited in this description are also based upon an updated centerline survey plat made for the City of Columbus in 2011, designated FRA-23-23.69 and recorded in Plat Book _____, Page ____, of the Franklin County Records.

Commencing at a point of intersection on the centerline of U.S. 23 (North High Street), said point being Station 131 + 00.00;

thence, along the centerline of U.S. 23 (North High Street) and being 15 feet easterly and parallel to the original centerline of right of way of said High Street as depicted in the right of way plans for State Highway (S.H.) 4 Section Q (1931), North 02° 52' 57" West a distance of 1468.58 feet to Station 145 + 68.58;

thence, leaving the centerline of U.S. 23 (North High Street), South 87° 07' 03" West a distance of 67.50 feet to an iron pin (set) on the existing westerly right of way line of U.S. 23 (North High Street) and the westerly line of a 0.052 acre parcel (parcel 14WD) conveyed to the City of Columbus in IN 200011200235149; said point being 67.50 feet left of Station 145 + 68.58, and the True Place of Beginning;

thence, along the southerly line of said 3.262 acre City of Columbus, Ohio parcel and the northerly line of a 2.046 acre parcel of land owned by Metropolitan 23, LLC (IN 200503170049257) South 86° 58' 04" West a distance of 25.50 feet to an iron pin (set) 93.00 feet left of Station 145 + 68.52;

thence, along the westerly right of way line of U.S. 23 (North High Street) and crossing said 3.262 acre City

of Columbus, Ohio parcel, North 00° 23' 18" East a distance of 297.96 feet to an iron pin (set) 76.00 feet left of Station 148 + 65.99 in the southerly line of a 12.315 acre parcel of land owned by Traditions at Highbluffs, LLC (IN 200503170049255);

thence, along the northerly line of said 3.262 acre City of Columbus, Ohio parcel and the southerly line of said Traditions at Highbluffs, LLC parcel, North 86° 56' 34" East a distance of 18.03 feet to an iron pin (set) 57.97 feet left of Station 148 + 66.05 in the westerly line of a 0.075 acre parcel (parcel 14WD-1) conveyed to the City of Columbus in IN 200011200235149;

thence, along the existing westerly right of way line of U.S. 23 (North High Street) and said City of Columbus parcel 14WD-1, South 02° 52' 57" East a distance of 168.53 feet to an iron pin (set) 57.97 feet left of Station 146 + 97.52 at the southwest corner of said City of Columbus parcel 14WD-1, witness a 1" iron pipe with cap inscribed "EMH&T, INC." found 3.94 feet east and 0.21 feet north;

thence, along the existing westerly right of way line of U.S. 23 (North High Street) and with a 1.509 acre parcel conveyed to the City of Columbus in OR 10604 I01, South 86° 59' 57" West a distance of 17.55 feet to a point 75.52 feet left of Station 146 + 97.48, witness an iron pin (found) 0.34 feet west and 0.30 feet north;

thence, continuing along the existing westerly right of way line of U.S. 23 (North High Street) and said 1.509 acre City of Columbus parcel, South 02° 49' 33" East a distance of 49.86 feet to a point 75.57 feet left of Station 146 + 47.62, witness a 1" iron pipe found 24" deep, 0.07 feet west and 0.61 feet south;

thence, continuing along the existing westerly right of way line of U.S. 23 (North High Street), South 10° 12' 03" East a distance of 63.33 feet to an iron pin (set) 67.50 feet left of Station 145 + 84.81 at the northerly corner of said City of Columbus parcel 14WD;

thence, continuing along the existing westerly right of way line of U.S. 23 (North High Street) and the westerly line of said City of Columbus parcel 14WD, South 02° 52' 57" East a distance of 16.23 feet to the Place of Beginning.

The above described area is contained within the Franklin County Auditor's Permanent Parcel No. 610-274884. The above described tract contains 0.138 Acre, more or less.

This description was prepared on July 25, 2011 by Bruce C. Smith, P.S., Professional Surveyor No. 7670, of Barr & Prevost Engineering, and is based on a field survey and existing right of way plans made under the direction and supervision of Walter T. Olmstead, Registered Surveyor No. 4700, in 1997 and upon field survey work performed under the direction of Bruce C. Smith in 2011.

Monuments referred to as iron pins set are $\frac{3}{4}$ inch diameter, thirty inches long, solid iron pins and have a plastic cap reading "Barr & Prevost".

Grantor claims title by IN 200605190098061, recorded in the records of Franklin County, Ohio.

The bearings shown herein are based upon the centerline of U.S. 23 as being North 2° 51' 53" West as shown upon that plan entitled CENTERLINE SURVEY PLAT, CITY OF COLUMBUS, TOWNSHIP OF SHARON, U.S. 23, NORTH HIGH STREET, FRANKLIN COUNTY, OHIO 1994 (1451-DR E), on file with the City of Columbus. BARR & PREVOST ENGINEERING & SURVEYING

Section 3. That the City of Columbus hereby names the above described road right-of-way as North High Street.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.