



Legislation Details (With Text)

File #: 3304-2022 **Version:** 1
Type: Ordinance **Status:** Passed
File created: 11/17/2022 **In control:** Public Service & Transportation Committee
On agenda: 12/5/2022 **Final action:** 12/7/2022

Title: To authorize the director of the Department of Public Service to execute and acknowledge any document(s) necessary to grant Columbia Gas of Ohio, Inc. an easement on a portion of the City's real property located on Olde Worthington Road; and to declare an emergency. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Ord 3304-2022 22107ES-EXA-110822.pdf, 2. Ord 3304-2022 22107ES-EXB-110822.pdf, 3. Ord 3304-2022 legal description.pdf

Date	Ver.	Action By	Action	Result
12/7/2022	1	CITY CLERK	Attest	
12/6/2022	1	MAYOR	Signed	
12/5/2022	1	COUNCIL PRESIDENT	Signed	
12/5/2022	1	Columbus City Council	Approved	Pass

1. BACKGROUND

The City owns real property located on Olde Worthington Road which is a part of Farm Lot 17, Section 4, Township 3, Range 18. The property was conveyed to the Department of Public Service (DPS) in April of 2000 in conjunction with the Polaris Parkway project, (530103-100051, PID 95549). This Ordinance will allow for the City of Columbus to grant a 0.114 acre easement to Columbia Gas of Ohio, Inc. for the placement of a gas line within existing Olde Worthington Road right-of-way. Attached to this ordinance are the legal descriptions and exhibits associated with this easement.

As part of the Polaris Parkway project, a Columbia Gas of Ohio, Inc. gas line that was within an existing easement on private property needed to be relocated. Through the design, it was determined that the new gas line needed to be installed in the Olde Worthington Road right-of-way. DPS has reviewed the plans, studied the available options and determined granting an easement to Columbia Gas, at no cost for the relocation of the existing gas line, is in the best interest of the City. DPS supports granting Columbia Gas of Ohio, Inc. the Easement in consideration that the Easement is non-exclusive.

2. FISCAL IMPACT

There is no fiscal impact to the City to grant the easement.

3. EMERGENCY JUSTIFICATION

Emergency action is requested in order to allow for the easement to cover the gas line installation in the City of Columbus right-of-way so Columbia Gas of Ohio, Inc. may relocate the gas line in a timely manner allowing the Polaris Parkway project to be completed without unnecessary delay.

To authorize the director of the Department of Public Service to execute and acknowledge any document(s) necessary to grant Columbia Gas of Ohio, Inc. an easement on a portion of the City's real property located on Olde Worthington Road; and to declare an emergency. (\$0.00)

WHEREAS, the City intends to grant Columbia Gas of Ohio, Inc. a non-exclusive gas line easement burdening a portion of the City's property located on Olde Worthington Road in order to construct and maintain a gas line; and

WHEREAS, the City intends to grant a 0.114 acre easement to Columbia Gas of Ohio, Inc. at no cost to the City; and

WHEREAS, the City intends for the director of the Department of Public Service to execute and acknowledge any document(s) necessary to grant the easement to Columbia Gas of Ohio, Inc.; and

WHEREAS, an emergency exists in the usual daily operations of the Department of Public Service in that it is immediately necessary to grant this easement in order to prevent unnecessary delay in completing the Polaris Parkway project, 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 director of the Department of Public Service be and is hereby authorized to execute and acknowledge those document(s) necessary to grant an easement to Columbia Gas of Ohio, Inc., and its successors, and assigns a gas line easement to burden a 0.114 acre, more or less, to a portion of the City's real property located at on Olde Worthington Road as described and depicted in the attachments in order for Columbia Gas of Ohio, Inc. to construct and maintain a gas line and associated appurtenances for the distribution, delivery, and service of gas.

SECTION 2. That the City Attorney is required to pre-approve all document(s) executed by the City pursuant to this ordinance.

SECTION 3. That for the reasons stated in the preamble of this ordinance, which are fully incorporated into this ordinance as if rewritten, this ordinance 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 (10) days after its adoption if the Mayor neither approves nor vetoes this ordinance.