



Legislation Details (With Text)

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On agenda: 1/14/2013 **Final action:** 1/16/2013
Title: To authorize the Director of Public Service to grant consent and propose cooperation with The Director of the Ohio Department of Transportation, State of Ohio for a noise wall construction project in the northwest quadrant of IR270 and Linworth Road; and to declare an emergency. (\$0.00)

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Date	Ver.	Action By	Action	Result
1/16/2013	1	CITY CLERK	Attest	
1/15/2013	1	MAYOR	Signed	
1/14/2013	1	COUNCIL PRESIDENT	Signed	
1/14/2013	1	Columbus City Council	Approved	Pass

1. BACKGROUND

This ordinance authorizes The Director of Public Service to grant consent and propose cooperation with the Ohio Department of Transportation (ODOT) for the construction of a noise wall project in the northwest quadrant of IR 270 and Linworth Road.

2. EMERGENCY DESIGNATION

Emergency action is requested to allow the Ohio Department of Transportation to maintain the planned schedule for this project.

3. FISCAL IMPACT

There is no cost to the City for this project.

To authorize the Director of Public Service to grant consent and propose cooperation with The Director of the Ohio Department of Transportation, State of Ohio for a noise wall construction project in the northwest quadrant of IR270 and Linworth Road; and to declare an emergency. (\$0.00)

The following ordinance enacted by the City of Columbus, Ohio, hereinafter referred to as the Legislative Authority or Local Public Agency or "LPA", in the matter of the stated described project.

WHEREAS, The Ohio Department of Transportation has identified the need for the described project:

This project consists of the construction of a noise wall in the northwest quadrant of IR270 and Linworth Road; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize consent for this project in order to maintain the schedule established by ODOT, 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. Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION 2. Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

The City of Columbus grants consent to ODOT for its development and construction of the project in accordance with plans, specifications and estimates as approved by the Director.

SECTION 3 - Utilities and Right-of-Way Statement

ODOT agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. ODOT also understands that right-of-way costs include eligible utility costs.

ODOT agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION 4 - Maintenance

Upon completion of the project, and unless otherwise agreed, ODOT shall: (1) provide adequate maintenance for the project in accordance with all applicable state and federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial resources, as necessary, for the maintenance of the project; (3) maintain the right-of-way, keeping it free of obstructions, and (4) hold said right-of-way inviolate for public highway purposes.

SECTION 5. 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.