



## Legislation Details (With Text)

**File #:** 2949-2016      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 11/9/2016      **In control:** Public Service & Transportation Committee

**On agenda:** 12/12/2016      **Final action:** 12/15/2016

**Title:** To authorize the Director of the Department of Public Service and the Director of the Department of Public Utilities to execute those documents necessary to release an easement and a portion of an easement within the subdivision known as Jeffrey Place Section 2, to clear title and help redevelop the site.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Jeffrey Place Section 2 plat.pdf, 2. Exhibit.pdf

Date	Ver.	Action By	Action	Result
12/15/2016	1	CITY CLERK	Attest	
12/14/2016	1	MAYOR	Signed	
12/12/2016	1	COUNCIL PRESIDENT	Signed	
12/12/2016	1	Columbus City Council	Approved	Pass
12/5/2016	1	Columbus City Council	Read for the First Time	

### 1. BACKGROUND:

In 2014, pursuant to Commons Pleas Court of Franklin County case number 13-CUH-010775, the City of Columbus accepted easements within a subdivision known as Jeffrey Place Section 2, as recorded within Plat Book 117 Pages 5 through 13. The Department of Public Service recently received a request from Jeffrey New Day Homes, LLC asking that the City release an easement and a portion of an easement within the subdivision to clear title and help redevelop the site. After receipt of this request the Public Service Division of Infrastructure Management verified with all the public and private utility companies that there are no public utilities or need for these easements located within the requested areas and that they have no objections to them being released. The following legislation authorizes the Director of the Department of Public Service and the Director of the Department of Public Utilities to execute those documents necessary to release the easement areas described below and attached exhibits, and previously platted as needed to redevelop the real property.

### 2. FISCAL IMPACT

The City will receive a total of \$500.00, to be deposited in Fund 7748, Project P537650, as consideration for releasing the easements so the property can be redeveloped.

To authorize the Director of the Department of Public Service and the Director of the Department of Public Utilities to execute those documents necessary to release an easement and a portion of an easement within the subdivision known as Jeffrey Place Section 2, to clear title and help redevelop the site.

**WHEREAS**, in 2014, pursuant to Commons Pleas Court of Franklin County case number 13-CUH-010775, the City of Columbus accepted easements within a subdivision known as Jeffrey Place Section 2, as recorded within Plat Book 117 Pages 5 through 13; and

**WHEREAS**, the Department of Public Service recently received a request from Jeffrey New Day Homes, LLC asking the City to release an easement and a portion of an easement within the subdivision to clear title and help redevelop the site; and

**WHEREAS**, the Department of Public Service, Division of Infrastructure Management, verified with all the public and private utility companies that there are no public utilities or need for these easements located within the requested areas and that they have no objections to them being released; and

**WHEREAS**, it has become necessary in the usual daily operation of the City to authorize the Director of the Department of Public Service and the Director of the Department of Public Utilities to execute those documents necessary to release the easement areas described below and attached exhibits, and previously platted as needed to redevelop the real property;  
**NOW, THEREFORE;**

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

**Section 1.** That the the Director of the Department of Public Service and the Director of the Department of Public Utilities are hereby authorized to execute those documents necessary to release easements as reserved in Commons Pleas Court of Franklin County case number 13-CUH-010775 and to execute deeds, as necessary and approved by the Real Estate Department, City Attorney’s Office, to release an easement and a portion of an easement area as described below and exhibits attached as previously dedicated within the subdivision known as Jeffrey Place Section 2:

**Easement Areas to be released:**

**0.002 ACRES**

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Section 4, Township 5, Range 22, Refugee Lands, being on, over, and across Lot 49 and Reserve “S” of the subdivision entitled Jeffrey Place Section 2 of record in Plat Book 117, Page 5 all references are to the records of the Recorder’s Office, Licking County, Ohio) and being more particularly described as follows:

Beginning, for reference, at a southwesterly corner of said Lot 49, being on the north right-of-way line of Neruda Avenue of record in Plat Book 109, Page 3;

Thence South 86° 35’ 08” East, with said right-of-way line, a distance of 19.34 feet to a point on the westerly line of an existing 15’ Sewer Easement, of record in Instrument Number 200503140045491;

Thence North 03° 24’ 20” East, across said Lot 49 and with said westerly Sewer Easement line, a distance of 5.00 feet to the TRUE POINT OF BEGINNING;

Thence North 03° 24’ 20” East, across said Lot 49 and Reserve “S”, with said westerly Sewer Easement line, a distance of 88.58 feet to a point;

Thence across said existing Sewer Easement, the following coursed and distances:

South 86° 35’ 40” East, across said Reserve “S”, a distance of 1.00 feet to a point;

South 03° 24’ 20” West, across said Reserve and Lot 49, a distance of 88.58 feet to a point; and

North 86° 35’ 40” West, across said Lot 49, a distance of 1.00 feet to the TRUE POINT OF BEGINNING, containing 0.002 acre, more or less.

**20 foot wide Storm Easement**

Situated in the State of Ohio, County of Franklin, City of Columbus, in Sections 4 and 9, Township 5, Range 22, Refugee Lands, being on, over, and crossing Lots 61, 62, and 63 of the subdivision entitled “Jeffrey Place Section 2”, of record in Plat Book 117, Pages 5 through 13 and being specifically defined and delineated on page 9 of said recorded plat.

**SECTION 2.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.