



Legislation Text

File #: 1610-2023, **Version:** 1

1. BACKGROUND:

The City of Columbus, Department of Public Service, received a request from The City of Columbus, Recreation and Parks Department asking that the City extinguish the right-of-way and transfer the asset of a 0.516 acre portion of right-of-way from the Department of Public Service to the Recreation and Parks Department to be combined with parcels 010-002526 and 010-002527. The right-of-way area runs north / south directionally; and is between PID 010-002526 and PID 010-002527; with Belvidere Avenue to the west, Doren Avenue to the south, and Lechner Avenue to the east and Floral Avenue to the north.

Extinguishing the right-of-way and transferring the asset will facilitate improvements and enhancements to city-owned property; this right-of-way is within Park boundaries and should not exist as City right-of-way but should be under the control of the Recreation and Parks Department.

Per current practice, comments were solicited from interested parties, including City agencies, private utilities and the applicable area commission, before it was determined that, subject to the retention of a general utility easement for those utilities currently located within the right-of-way, the City will not be adversely affected by extinguishing this right-of-way and transferring the asset among City Departments. The Department of Public Service has agreed to transfer the asset as described and shown within the attached legal description and exhibit, and extinguishes its need for this public right-of-way.

This request went before the Land Review Commission on January 16, 2020. After review of the request, the Land Review Commission voted to recommend the above referenced right-of-way be transferred to The City of Columbus, Recreation and Parks Department at no cost to them.

2. FISCAL IMPACT:

The City will receive no funds for the transfer of the requested right-of-way.

To extinguish a 0.516 acre portion of right-of-way located with Belvidere Avenue to the west, Doren Avenue to the south, and Lechner Avenue to the east and Floral Avenue to the north; and transfer the asset to The City of Columbus, Recreation and Parks Department. (\$0.00)

WHEREAS, the City of Columbus, Department of Public Service, received a request from The City of Columbus, Recreation and Parks Department asking that the City extinguish the right-of-way and transfer the asset of a 0.516 acre portion of right-of-way from the Department of Public Service to the Recreation and Parks Department to be combined with parcels 010-002526 and 010-002527. The right-of-way area runs north / south directionally; and is between PID 010-002526 and PID 010-002527; with Belvidere Ave to the west, Doren Ave to the south, and Lechner to the east and Floral Ave to the north; and

WHEREAS, extinguishing the right-of-way and transferring the asset will facilitate improvements and enhancements to city-owned property; this right-of-way is within Park boundaries and should not exist as City right-of-way but should be under the control of the Recreation and Parks Department; and

WHEREAS, the Department of Public Service has agreed to transfer the asset as described and shown within the attached legal description and exhibit, and extinguishes its need for this public right-of-way; and

WHEREAS, per current practice, comments were solicited from interested parties, including City agencies, private utilities and the applicable area commission, before it was determined that, subject to the retention of a general utility easement for those utilities currently located within the right-of-way, the City will not be adversely affected by extinguishing this right-of-way and transferring the asset among City Departments; and

WHEREAS, this request went before the Land Review Commission on January 16, 2020; and

WHEREAS, After review of the request, the Land Review Commission voted to recommend the above referenced right-of-way be transferred to The City of Columbus, Recreation and Parks Department at no cost to them; **NOW, THEREFORE**,

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

SECTION 1. That the 0.512 acre portion of right-of-way described and depicted in Exhibit A, which is attached hereto and made a part hereof, is no longer needed by the City of Columbus and can be extinguished.

SECTION 2. That control of this asset shall be transferred from the Public Service Department to the Recreation and Parks Department.

SECTION 3. That a general utility easement in, on, over, across and through this excess right-of-way shall be, and hereby is, retained for those utilities currently located within said excess right-of-way.

SECTION 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.