



City of Columbus

Office of City Clerk
90 West Broad Street
Columbus OH 43215-9015
columbuscitycouncil.org

Legislation Text

File #: 3284-2021, **Version:** 1

BACKGROUND

The City of Columbus, Department of Public Service, received a request from the Columbus Regional Airport Authority (CRAA), who is the current fee owner of the land, to vacate James Road from the northerly right of way line of Bridgeway Avenue to the Ohio Department of Transportation Interstate 270 limited access right of way, as described below and shown on the attached exhibit.

In 2007, pursuant to Ordinance Nos. 1904-91, 1980-99 and 1253-2005, the City transferred airport property to the CRAA. Vacation of this right-of-way, which only serves CRAA property, will facilitate clearing the title of the property and allowing for the development of property adjacent to the above noted right-of-way, located north of Bridgeway Avenue and south of Interstate 270. Per current practice, comments were solicited from interested parties, including City agencies, private utilities and the applicable area commission and it was determined the City will not be adversely affected by the vacation of this right-of-way.

EMERGENCY JUSTIFICATION

Emergency action is requested by the Department of Public Service to allow this development project to proceed without unnecessary delay.

FISCAL IMPACT

There is no fiscal impact to the City to vacate the requested right-of-way.

To authorize the Director of the Department of Public Service to vacate a 0.344 acre portion of James Road right-of-way; to waive the Land Review Commission requirements of Columbus City Code; and to declare an emergency. (\$0.00)

WHEREAS, the City of Columbus, Department of Public Service, received a request from the Columbus Regional Airport Authority asking that the City vacate a 0.344 acre parcel of James Road right-of-way; and

WHEREAS, the vacation of this right-of-way will clear the title of the property and facilitate the development of property currently adjacent to the below described right-of-way which is further depicted on the attached exhibit; and

WHEREAS, the City by this vacation, 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 and it was determined the City will not be adversely affected by the vacation of this right-of-way; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize the Director to vacate the referenced right-of-way and allow the development to occur in a timely manner, which will preserve the public peace, health, safety and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. By Council passing this legislation it is hereby vacating the following described right-of-way which is further depicted in the attached exhibit; to-wit:

0.344 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Quarter Township 4, Township 1, Range 17, United States Military Lands, and part of that 2.5 acre tract conveyed as Tracts 1074 Thru 1075 Parcel No .48 to Columbus Regional Airport Authority by deed of record in Instrument Number 200712310221206, part of that 0.409 acre tract conveyed to Columbus Municipal Airport Authority by deed of record in Official Record 21103F05, part of that 0.27 acre tract conveyed as Tract 1078 to Columbus Regional Airport Authority by deed of record in Instrument Number 200712310221206, part of that 0.82 acre tract conveyed as Tract 1083 to Columbus Regional Airport Authority by deed of record in Instrument Number 200712310221206, part of that tract conveyed as Tracts 1062-1064 Parcel No. 52 to Columbus Regional Airport Authority by deed of record in Instrument Number 200712310221206, and being part of James Road (33 feet wide as shown in Road Record 8, Page 183), (all references are to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

Beginning, for reference, at a mag nail set at the centerline intersection of Bridgeway Avenue (James Road Connection) (width varies), with Goshen Lane (width varies) as shown on plan FRA-270-26.76N;

Thence South 85°37'22" East, with the centerline of said Bridgeway Avenue, a distance of 3176.09 feet to a point at the centerline intersection of said Bridgeway Avenue and said James Road;

Thence North 04°11'00" East, with the centerline of said James Road, a distance of 40.00 feet to a 3/4 inch iron pipe found in the westerly line of said Tracts 1062-1064, at the southeasterly corner of said 2.5 acre tract, the **TRUE POINT OF BEGINNING**;

Thence North 85° 36' 21" West, across said James Road, with the southerly line of said 2.5 acre tract, a distance of 16.50 feet to an iron pin set in the westerly right-of-way line of said James Road, in the northerly right-of-way terminus of said Bridgeway Avenue;

Thence North 04° 11' 00" East, with the westerly right-of-way line of said James Road, across said 2.5 acre tract, a distance of 340.12 feet to an iron pin set;

Thence North 03° 52' 17" East, continuing with the westerly right-of-way line of said James Road, continuing across said 2.5 acre tract, a distance of 113.60 feet to an iron pin set in the southerly limited access right-of-way line of Interstate Route 270, in a southerly line of that 23.297 acre tract conveyed as Parcel 750WL to the State of Ohio by deed of record in Deed Book 2928, Page 416, in the northerly line of said 2.5 acre tract;

Thence South 85° 39' 35" East, with the southerly limited access right-of-way line of said Interstate Route 270, with a southerly line of said 23.297 acre tract, with the northerly line of said 2.5 acre tract, a distance of 16.50 feet to an iron pin set in the centerline of said James Road, at the southeasterly corner of said 23.297 acre tract, at the northeasterly corner of said 2.5 acre tract, at a southwesterly corner of that 14.091 acre tract conveyed as Parcel 757-WL to the State of Ohio by deed of record in Deed Book 3114, Page 627, at the northwesterly corner of said 0.409 acre tract;

Thence South 82° 29' 58" East, continuing with the southerly limited access right-of-way line of said Interstate Route 270, with a southerly line of said 14.091 acre tract, with a northerly line of said 0.409 acre tract, a distance of 16.53 feet to an iron pin set in the easterly right-of-way line of said James Road;

Thence South 03° 52' 17" West, with the easterly right-of-way line of said James Road, across said 0.409 acre, 0.27 acre, and 0.82 acre tracts, a distance of 112.51 feet to an iron pin set;

Thence South 04° 11' 00" West, continuing with the easterly right-of-way line of said James Road, across said 0.82 acre tract and said Tracts 1062-1064, a distance of 340.34 feet to an iron pin set;

Thence North 85° 36' 21" West, across said James Road, across said Tracts 1062-1064, a distance of 16.50 feet to the **TRUE POINT OF BEGINNING**, containing 0.344 acre, more or less. Of which, 0.172 acre lies within Auditor's Parcel Number 520-164563, 0.018 acre lies within Auditor's Parcel Number 520-263243, 0.026 acre lies within Auditor's Parcel

Number 520-263245, 0.075 acre lies within Auditor's Parcel Number 520-263244, and 0.053 acre lies within Auditor's Parcel Number 520-164555.

All of said 0.344 acre tract resides in the easement right-of-way of James Road. Iron pins set, where indicated, are iron pipes, thirteen sixteenths (13/16) inch inside diameter, thirty (30) inches long with a plastic plug placed in the top bearing the initials EMHT INC.

The bearings herein are based on the Ohio State Plane Coordinate System, South Zone, NAD83 (1986). Said bearings originated from a field traverse which was tied (referenced) to said coordinate system by GPS observations and observations of selected Franklin County monuments FRANK 65 and FRANK 165. The portion of the centerline of Bridgeway Avenue, having a bearing of N 85° 37' 22" W, is designated the "basis of bearing" for this description.

This description is based on an actual field survey performed by or under the direct supervision of Joshua M. Meyer, Professional Surveyor Number 8485 in November 2013 and January 2019.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

SECTION 2. That the above referenced real property shall be considered excess road right-of-way and the public rights therein shall terminate upon the passage of this ordinance.

SECTION 3. That this Council has determined it is in the best interest of the City of Columbus to allow this right-of-way to be vacated without requiring a recommendation from Land Review Commission and hereby waives the Land Review Commission provision of Columbus City Code, Section 328.01, with regards to the vacation of this right-of-way.

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.