



Legislation Text

File #: 1647-2014, **Version:** 1

AN14-005

BACKGROUND: This ordinance approves the acceptance of certain territory (AN14-005) by the City. The Ohio Revised Code stipulates that to be effective, City acceptance must take place a minimum of 60 days (but not more than 180) from the receipt by the City Clerk of the approval notice from the county. Should City Council not take such action within this timeframe, the annexation will not take place. This petition was filed with Delaware County on April 7, 2014. City Council approved a service ordinance addressing the site on April 21, 2014. Delaware County approved the annexation on May 5, 2014 and the City Clerk received notice on May 9, 2014.

FISCAL IMPACT: Provision of municipal services does represent cost to the City; however, the annexation of land also has the potential to create revenue to the City.

To accept the application (AN14-005) of William B. & Marcella J. Boggs, et al. for the annexation of certain territory containing 4.3 ± acres in Orange Township.

WHEREAS, a petition for the annexation of certain territory in Orange Township was filed on behalf of William B. & Marcella J. Boggs, et al. on April 7, 2014; and

WHEREAS, the petition was considered and approved by the Delaware County Board of Commissioners at a hearing on May 5, 2014; and

WHEREAS, on May 9, 2014, the City Clerk received from Delaware County a certified copy of the resolution addressing the petition; and

WHEREAS, sixty days have now elapsed since receipt of the resolution in accordance with the provisions of the Ohio Revised Code; and

WHEREAS, it is in the best interest of the city of Columbus to accept the annexation of the territory addressed by the petition; **now, therefore,**

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

SECTION 1. That the annexation proposed by William B. & Marcella J. Boggs, et al. in a petition filed with the Delaware County Board of Commissioners on April 7, 2014 and subsequently approved by the Board on May 5, 2014 is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Delaware, Township of Orange, Farm Lot 8, Quarter Township 3, Township 3, Range 18, U.S.M.D., and being: all of Parcel 1 (Lot 47 of O.W. Roll Subdivision of record in Plat Book 4, Page 303) and all of Parcel 2 (a 0.869 acre tract) as conveyed to Paolo & Marilena Cugini of record in Official Record 20, Page 2560 (APN 31834301017000 and APN 31834301016000), all of that 0.990 acre tract conveyed to Sidney D. and Patrice L. Price of record in Official Record 752, Page 1193 (APN 31834301015000), part of that 4.038 acre tract as conveyed to Donald E. and Barbara J. Craven of record in Deed Book 461, Page 761 (APN 31834301013001), all of a 0.009 acre tract

as conveyed to Columbia Gas of Ohio Inc. of record in Deed Book 336, Page 648 (APN 31834301014000), a residue of an Original 1.5343 tract as conveyed to William B. and Marcella J. Boggs of record in Official Record 10, Page 1549 (APN 31834301016001), all of Lot 54 of said Subdivision as conveyed to William B. and Marcella J. Boggs of record in Deed Book 424, Page 496 (APN 31834301022000) and all of Lots 56 and 58 of said Subdivision as conveyed to William B. and Marcella J. Boggs of record in Deed Book 400, Page 178 (APN 31834301023000 and APN 31834301024000) and described as follows:

Beginning at the southeast corner of said Parcel 1 (Lot 47 of said Subdivision), in the centerline of Lazelle Road and in the common line of Franklin and Delaware Counties;

Thence along the south line of said Parcel 1 (Lot 47 of said Subdivision) and 2, the south line of said 0.990 acre tract and the south line of said 4.03 acre tract, the same being the centerline of said Lazelle Road and being the common line of said Franklin and Delaware Counties, the following courses;

N 85° 44' 26" W, 172.67 feet to an angle point in said centerline;

N 87° 24' 05" W, 223.88 feet to the southwest corner of said 4.038 acre tract, the same being the southeast corner of Tract II (a 6.815 acre tract) as conveyed to Remington Woods LLC of record in Deed Book 1217, Page 746 and the same being a southeast corner of an existing City of Columbus Corporation Line (Ord. No. 0386-2012);

Thence N 07° 40' 58" E, along the common line of said Tract II and said 4.038 acre tract, the same being said existing Corporation Line, 20.07 feet to the north right-of-way line of said Lazelle Road, being a southwest corner of a City of Columbus Corporation Line (Ord. No. 0681-07);

Thence S 87° 24' 05" E, across said 4.038 acre tract, the same being the north right-of-way of said Lazelle Road and along said existing Corporation Line, 121.60 feet to an east line of said 4.038 acre tract, the same being the west line of said 0.990 acre tract and being in said north right-of-way line;

Thence N 01° 09' 55" E, along the west line of said 0.990 acre tract, the west line of said 0.009 acre tract, the same being the east line of said 4.038 acre tract and being and along said existing Corporation Line, 416.90 feet to a common corner of said 4.038 acre and 0.990 acre tracts and being a corner of said existing Corporation Line;

Thence S 87° 24' 05" E, along the common line of said 4.308 acre and said 0.990 acre tracts and along said existing Corporation Line, 100.03 feet to a common corner thereof, the same being in the west line of said 1.5343 acre tract and being a corner of said existing Corporation Line;

Thence N 01° 10' 32" E, along a portion the common line of said 4.038 acre and 1.5343 acre tracts and being along said existing Corporation Line, 380.01 feet;

Thence S 86° 57' 24" E, along the south line of a 0.243 acre tract conveyed to Jeffrey Carpenter of record in Official Record 13, Page 1227, the south line of Lot 60 of said Subdivision as conveyed to Jeffrey Carpenter of record in Deed Book 524, Page 643, the same being the north line of said 1.5343 acre tract and the north line of said Lot 58, leaving said existing Corporation Line, 229.95 feet to the southeast corner of said Lot 60, the same being the northeast corner of said Lot 58 and being in the west right-of-way line of Arnold Place of said Subdivision;

Thence S 01° 09' 52" W, along the east line of said Lots 58, 56 and 54, being the west right-of-way line for said Arnold Place, 300.00 feet to the southeast corner of said Lot 54, being the northeast corner of Lot 52 of said Subdivision as conveyed to Daniel R. Green of record in Deed Book 400, Page 178 and being the west right-of-way line of said Arnold Place, being the west right-of-way line of said Arnold Place;

Thence N 86° 56' 03" W, along the common line of said Lots 54 and 52, 115.00 feet to a common corner thereof, being in the east line of said 1.5343 acre tract;

Thence S 01° 09' 52" W, along the west line of Lots 52 and 50 of said Daniel R. Green deed, along the west line of Lot 49 of said Subdivision as conveyed to William B. and Katherine Miller of record in Deed Book 596, Page 485, the same being a portion of the east lines of said 1.291 acre tract and said Parcel 2, 300.00 feet to the southwest corner of said Lot 49, the same being the northwest corner of said Lot 47 and being in the east line of said Parcel 2;

Thence S 86° 56' 03" E, along a portion of the south line of said Lot 49, the same being the north line of said Lot 47, 57.45 feet to the northeast corner of said Lot 47, being in the south line of said Lot 49;

Thence S 01° 09' 52" W, along the east line of said Lot 47, the same being the west line of Lot 46 of said Subdivision as conveyed in said Miller deed 220.60 feet to the Point of Beginning. Containing approximately 4.3 acres of land, more or less. The above description was prepared by Advanced Civil Design Inc. on September 30, 2013. A drawing of the above description has been prepared and is a part hereof.

The total length of the annexation perimeter is 2658 feet, of which 1435 feet are contiguous with existing City of Columbus Corporation Lines, being 39% contiguous. This annexation does not create any islands of township property.

SECTION 2. That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

SECTION 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.