



City of Columbus

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

Legislation Text

File #: 2860-2014, **Version:** 1

AN13-006

BACKGROUND: This ordinance approves the acceptance of certain territory (AN13-006) by the City of Columbus. 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 Franklin County on August 26, 2014. City Council approved a service ordinance addressing the site on September 8, 2014. Franklin County approved the annexation on September 30, 2014 and the City Clerk received notice on October 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 (AN13-006) of Greenlawn Realty Company, et al. for the annexation of certain territory containing 15.782 ± acres in Franklin Township.

WHEREAS, a petition for the annexation of certain territory in Franklin Township was filed on behalf of Greenlawn Realty Company, et al. on August 26, 2014; and

WHEREAS, the petition was considered and approved by the Franklin County Board of Commissioners at a hearing on September 30, 2014; and

WHEREAS, on October 9, 2014, the City Clerk received from Franklin 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 Greenlawn Realty Company, et al. in a petition filed with the Franklin County Board of Commissioners on August 26, 2014 and subsequently approved by the Board on September 30, 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 Franklin, Township of Franklin, in Virginia Military Survey No. 422, being portions of Lots Numbers Two (2), Three (3) and Four (4), as shown upon William L. Miners Subdivision, of record in

Plat Book 2, Page 180 and being all or portions of the following tracts of land:

1. a portion of a 2.262 acre tract of land conveyed to Greenlawn Realty Company, by deed of record in Instrument 200005030087467,
2. a portion of an original 12.652 acre tract of land conveyed to Scarlett Manor Mobile Home Park, LLC, by deed of record in Instrument 200703190047432,
3. a portion of a 1.164 acre tract of land conveyed, as Parcel 10 WD, out of said original 12.652 acre tract for Greenlawn Avenue and Harmon Avenue roadway purposes, to the City of Columbus, Ohio, by deed of record in Instrument 1998811100288555,
4. a portion of an original 0.92 acre tract of land conveyed to Greenlawn Realty Company, by deed of record in Deed Book 1720, Page 87,
5. all of a 0.092 acre tract of land conveyed, out of said original 0.92 acre tract for Harmon Avenue roadway purposes, to the Franklin County Commissioners, by deed of record in Instrument 2001072701711640,
6. a portion of a 10 acre tract of land conveyed to 1049 Harmon Avenue, LLC, by deed of record in Instrument 201112210166398,
7. a portion of an original 3 acre tract of land conveyed to The Greenlawn Realty Company, by deed of record in Deed Book 2828, Page 643,
8. a portion of a 0.170 acre tract of land conveyed, as Parcel 21 WD, out of an original 1.25 acre tract of land conveyed to Betty Jane McBrayer, Trustee, by deed of record in Instrument 200008250171257 for Harmon Avenue roadway purposes, to the City of Columbus, Ohio by deed of record in Instrument 199811100288550,
9. a portion of a 0.313 acre tract of land conveyed, as Parcel 20 WD for Harmon Avenue and Greenlawn Avenue roadway purposes, out of an original 0.640 acre tract of land conveyed to Alrasheed, Inc., by deed of record in Instrument 201008190106739, to the City of Columbus, Ohio, by deed of record in Instrument 200007240145825, and
10. a portion of a 0.533 acre tract of land conveyed, as Parcel 13 WD for Greenlawn Avenue and Harmon Avenue roadway purposes, out of an original 2.747 acre tract of land conveyed to Schodorf Truck Body and Equipment Co., by deed of record in Official Record 11352, Page B 01, to the City of Columbus, Ohio, by deed of record in Instrument 199908310221402,

Said annexation tract bounded and described as follows:

Beginning at a point at the southwesterly corner of said Lot No. 4, at the southeasterly corner of Lot Number Five (5), of said William L. Miners Subdivision, at the southwesterly corner of said 2.262 acre tract, at the southeasterly corner of a 2.782 acre tract of land conveyed, as Tract Two, to Mary Irene Younkin, by deed of record in Instrument 199903040054791, in the north line of a 20 acre tract of land conveyed to The Greenlawn Cemetery Association, by deed of record in Deed Book 836, Page 638 and at a southeasterly corner of the City of Columbus corporation line established by Ordinance No. 669-60 and recorded in Miscellaneous Record 123, Page 505;

thence northerly along a portion of the westerly line of said Lot No. 4, along a portion of the easterly line of said Lot No. 5, along a portion of the westerly line of said 2.262 acre tract, along a portion of the easterly line of said 2.782 acre tract and along a portion of the easterly line of said corporation line established by Ordinance No. 669-60 a distance of approximately 432 feet to a point in the southerly right-of-way line of Greenlawn Avenue (60 feet in width) at the southwesterly corner of said 1.164 acre tract;

thence easterly crossing said Lots Nos. 4, 3 and 2, crossing said 2.262 acre tract, crossing a portion of said original 12.652 acre tract, along a portion of a southerly line of said 1.164 acre tract and along the southerly right-of-way line of Greenlawn Avenue a distance of approximately 1,138 feet to a point;

thence northerly crossing a portion of said Lot No. 2, crossing said 1.164 acre tract, crossing a portion of Lot Number One (1), as shown upon said William L. Miners Subdivision, and along a westerly line of said 0.533 acre tract a distance of approximately 61 feet to a point at a northwesterly corner of said 0.533 acre tract, in the northerly right-of-way line of Greenlawn Avenue and at a southwesterly corner of the City of Columbus corporation line established by Ordinance No. 402-48 and recorded in Deed Book 1440, Page 457;

thence easterly along the northerly right-of-way line of Greenlawn Avenue, along a northerly line of said 0.533 acre tract and said lines extended easterly and along the southerly line of said corporation line established by Ordinance No. 402-48 and recorded in Deed Book 1440, Page 457 a distance of approximately 259 feet to a point at a corner of said corporation

line;
thence southerly along a westerly line of said corporation line established by Ordinance No. 402-48 and recorded in Deed Book 1440, Page 457, crossing said 0.313 acre tract, crossing said 0.170 acre tract and along an easterly line of said 0.170 acre tract, along the easterly right-of-way line of Harmon Avenue (variable width) and crossing said original 3 acre tract a distance of approximately 511 feet to a point in the southerly line of said original 3 acre tract, in the northerly line of said 0.092 acre tract and at a corner of said corporation line established by Ordinance No. 402-48 and recorded in Deed Book 1440, Page 457;
thence easterly along a portion of the southerly line of said original 3 acre tract, along a portion of the northerly line of said 0.092 acre tract, along a portion of the northerly line of said original 0.92 acre tract, along the southerly line of an original 1.5 acre tract of land conveyed to JZA Realty Investments, LLC, by deed of record in Instrument 201111080144324, along a portion of the southerly line of an original 8.97 acre tract of land conveyed to Greenlawn Realty Company, by deed of record in Deed Book 1720, Page 87 and along a northerly line of said corporation line established by Ordinance No. 402-48 and recorded in Deed Book 1440, Page 457 a distance of approximately 375 feet to a point at the northeasterly corner of said original 0.92 acre tract, at a northwesterly corner of an original 78.296 acre tract of land conveyed to The City of Columbus, Ohio, by deed of record in Deed Book 1305, Page 508 and at a corner of said corporation line established by Ordinance No. 402-48 and recorded in Deed Book 1440, Page 457;
thence southerly along the easterly line of said original 0.92 acre tract, along a westerly line of said original 78.296 acre tract and along an easterly line of said corporation line established by Ordinance No. 402-48 and recorded in Deed Book 1440, Page 457 a distance of approximately 100 feet to a point at the southeasterly corner of said original 0.92 acre tract, at a corner of said original 78.296 acre tract and at a southeasterly corner of said corporation line established by Ordinance No. 402-48 and recorded in Deed Book 1440, Page 457;
thence westerly along the southerly line of said original 0.92 acre tract, along a northerly line of said original 78.296 acre tract, along the southerly line of said 0.092 acre tract, crossing a portion of said 10 acre tract, along a southerly line of said corporation line established and recorded in Deed Book 1440, Page 457, crossing Harmon Avenue and along a southerly line of the City of Columbus corporation line established by Ordinance No. 657-69 and recorded in Miscellaneous Record 147, Page 354 a distance of approximately 436 feet to a point in the westerly right-of-way line of Harmon Avenue and at a corner of said corporation line established by Ordinance No. 657-69 and recorded in Miscellaneous Record 147, Page 354;
thence northerly crossing a portion of said 10 acre tract, along the westerly right-of-way line of Harmon Avenue and along a westerly line of said corporation line established by Ordinance No. 657-69 and recorded in Miscellaneous Record 147, Page 354 a distance of approximately 100 feet to a point in the northerly line of said 10 acre tract, in a southerly line of said 1.164 acre tract, in the southerly line of said Lot No. 2 and at a corner of said corporation line established by Ordinance No. 657-69 and recorded in Miscellaneous Record 147, Page 354;
thence westerly along a portion of the southerly line of said Lot No. 2, along a portion of the northerly line of said 10 acre tract, along a portion of a southerly line of said 1.164 acre tract, along a portion of the southerly line of said original 12.652 acre tract, along the southerly line of said Lot No. 3, along the southerly line of said Lot No. 4, along the southerly line of said 2.262 acre tract, along a northerly line of said corporation line established by Ordinance No. 657-69 and recorded in Miscellaneous Record 147, Page 354, along the northerly line of an original 23.06 acre tract of land conveyed to 1049 Harmon Avenue, LLC, by deed of record in Instrument 201112210166398 and along a portion of the northerly line of said 20 acre tract a distance of approximately 1,418 feet to the place of beginning;
containing approximately 15.782 acres of land more or less.

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.