



City of Columbus

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

Legislation Text

File #: 0264X-2013, **Version:** 1

BACKGROUND: The City of Columbus, Ohio, an Ohio municipal corporation (“City”), is engaged in the acquisition of certain real property interests for the City’s Department of Public Service, Division of Design and Construction, Arterial Street Rehabilitation - Hard Road Phase-A/Sawmill Road - Smoky Row Road (PID 598095-10000) Project (“Project”). The City previously passed **Columbus City Resolution 0218x-2013** on October 21st, 2013, which declared the City’s necessity and intent to appropriate fee simple title and lesser interests regarding certain real estate needed for the Project. Some of the Project’s real property interests were intentionally omitted from Columbus City Resolution 0218x-2013, because those real property interests were being redesigned by the City. Therefore, this resolution by the City is to declare the City’s necessity and intent to appropriate fee simple title and lesser interests regarding certain remaining real property interests needed for the Project.

FISCAL IMPACT: Not applicable.

EMERGENCY JUSTIFICATION: Emergency action is requested to allow for the acquisition of certain real property interests for the Project’s construction to proceed without delay, which will preserve the public peace, health, property, safety, and welfare.

To declare the City’s necessity and intent to appropriate the remaining fee simple title and lesser interests regarding certain real estate needed for the City’s Department of Public Service, Division of Design and Construction, Arterial Street Rehabilitation - Hard Road Phase-A/Sawmill Road - Smoky Row Road (PID 598095-10000) Project; and to declare an emergency. (\$0.00)

WHEREAS, the City of Columbus, Ohio, an Ohio municipal corporation (“City”), is engaged in the acquisition of certain real property interests for the City’s Department of Public Service, Division of Design and Construction, Arterial Street Rehabilitation - Hard Road Phase-A/Sawmill Road - Smoky Row Road (PID 598095-10000) Project (“Project”);

WHEREAS, the City previously passed **Columbus City Resolution 0218x-2013** on October 21st, 2013, which declared the City’s necessity and intent to appropriate fee simple title and lesser interests regarding certain real estate needed for the Project;

WHEREAS, some of the Project’s real property interests were intentionally omitted from Columbus City Resolution 0218x-2013, because those real property interests were being redesigned by the City;

WHEREAS, an emergency exists in the City’s usual daily operation, because it is immediately necessary to declare the City’s necessity and intent to appropriate the remaining fee simple title and lesser interests regarding certain real estate needed for the Project; so there will be no delay in this Project; and for the immediate preservation of the public peace, property, health, welfare, and safety; and **NOW, THEREFORE:**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS, OHIO (“CITY”):

SECTION 1. Pursuant to the Columbus City Charter, Columbus City Code, Chapter 909 (1959), the Constitution of the state of Ohio, and Ohio Revised Code, Chapter 719, this Council declares the necessity and intent of the City of Columbus, Ohio, an Ohio municipal corporation, to appropriate fee simple title and lesser interests to the following listed

parcels of real estate, which are fully described in their associated exhibits; fully incorporated into this resolution; and are necessary for the City's Department of Public Service, Division of Design and Construction, Arterial Street Rehabilitation - Hard Road Phase-A/Sawmill Road - Smoky Row Road (PID 598095-10000) Project:

| <u>EXHIBIT</u> | <u>PROJECT PARCEL</u> |
|----------------|-----------------------|
| (A) | 8-WDV |
| (B) | 9-WDV |
| (C) | 10-TV |
| (D) | 10-WDV |

SECTION 2. The Columbus City Attorney is authorized to cause a written notice of this resolution's adoption to be served upon the owners; persons in possession; or persons possessing a real or possible real property interest of record in the parcels of real property described in this resolution, in the manner provided by law.

SECTION 3. For the reasons stated in the preamble hereto, which are made a part hereof, this resolution is hereby declared to be an emergency measure and takes effect and is in full force after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes this resolution.