



Legislation Text

File #: 0692-2016, **Version:** 1

1. BACKGROUND

The City of Columbus, Department of Public Service is currently engaged in a project identified as Project ADA Ramp Projects - Citywide Curb Ramps 2016 Project 1, CIP No. 530087-912016. Project constructs ramps and repairs/re-builds existing ramps, per 311 Service Request forecasted needs, including forecasted design needs, an allocation for installation of ramps at marked crosswalks, an allocation for construction of ramps only where pedestrian pushbuttons/signal may be requested, repair/replace ramps where tree roots in the City right-of-way have damaged existing curb ramps. This project also includes an allocation for coordination with Division of Sewerage and Drainage to complete repairs and improvements of curb ramps where flooding is an issue.

During design of the Project, ADA Ramp Projects - Citywide Curb Ramps 2016 Project 1, CIP No. 530087-912016, it was determined a portion of real property owned by the City of Columbus known as 2211-2217 Cleveland Avenue, Franklin County Parcel Number 010-060682 would need to be dedicated for roadway purposes to accommodate the improvements contemplated by this project. Current plans for the improvements indicate an area totaling 0.0014 acre, will need to be dedicated as right of way for this purpose. After review of the preliminary plan sheets, the Department of Public Service has determined the dedication of this property to right of way will not adversely affect the City and should be allowed to proceed.

The following legislation permits the City to dedicate the property as road right-of-way and name the road right-of-way as Cleveland Avenue.

2. FISCAL IMPACT

Not applicable.

3. EMERGENCY DESIGNATION

Emergency action is requested so that construction of the proposed improvements for Project Resurfacing - Urban Paving - SR3 - Long Street-Cleveland Avenue-Westerville Road project can proceed without delay.

To dedicate a 0.0014 acre tract of land as public right-of-way; to name said public right-of-way as Cleveland Avenue; and to declare an emergency. (\$0.00)

WHEREAS, Ohio Revised Code Chapter 723.03 requires that property to be used as a public street or alley must be accepted and dedicated as public right-of-way by an ordinance specially passed for such purpose; and

WHEREAS, current plans indicate City owned land, totaling 0.0014 acre will need to be dedicated to right-of-way for this purpose; and

WHEREAS, the City desires to dedicate a 0.0014 acre tract, as public right-of-way; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to dedicate a 0.0014 acre tract, as public right-of-way and to name the 0.0014 acre tract as Cleveland Avenue and proceed without delay, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1. That the City of Columbus hereby dedicates the following described property as road right-of-way; to-wit:

0.0014 Acre

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Lot 28 of the Theodore Weyants Cleveland Avenue Place Addition of record in Plat Book 8, Page 14-B, being 0.0014 acre out of the tract conveyed to the City of Columbus in Instrument 201105040057574, (further shown upon the attached exhibit), and being described as follows:

Commencing at a spike set at the intersection of the centerline of Cleveland Avenue (60' in width) with the centerline of Kenmore Road (40' in width);

Thence South 25° 32' 38" West, along the said centerline of Cleveland Avenue, a distance of 28.98 feet to a point;

Thence North 64° 27' 22" West, leaving the aforesaid centerline, a distance of 30.00 feet to a pin set at the intersection of the northerly right-of-way line of said Kenmore Road with the westerly right-of-way line of said Cleveland Avenue at the northeasterly corner of the said Lot 28, being the Point of Beginning for the herein described tract;

Thence South 25° 32' 38" West, along the said westerly right-of-way line of Cleveland Avenue and the easterly line of said Lot 28, a distance of 8.23 feet to a pin set;

Thence North 64° 27' 22" West, leaving the said westerly right-of-way line, and through the said Lot 28, a distance of 10.00 feet to a pin set;

Thence North 25° 32' 38" East, continuing through the said Lot 28, a distance of 4.30 feet to a pin set in the said southerly right-of-way line of Kenmore Road;

Thence South 85° 54' 18" East, along the said southerly right-of-way line and the northerly line of said Lot 28, a distance of 10.74 feet to the Point of Beginning.

Containing 0.0014 acre (63 square feet) out of Franklin County Auditor's Parcel No. 010-060682.

All pins set are 3/4 inch reinforced bar, 30 inches long, with a yellow plastic cap stamped "CEC INC."

Subject to all other existing and valid easements, restrictions and conditions if any.

Bearings are established to the Ohio State Plane Coordinate System - South Zone (NAD83) using GPS observations performed in July of 2015 with a bearing of South 25° 32' 38" West established along the centerline of Cleveland Avenue, and all other bearings calculated from this meridian.

Columbus Engineering Consultants, Inc.
Daniel J. Hornyak Registered Professional Surveyor No. 7963

SECTION 2. That the City of Columbus hereby names the above described road right-of-way as Cleveland Avenue.

SECTION 3. 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.