



## Legislation Text

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**File #: 0890-2016, Version: 1**

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### **1. BACKGROUND**

The purpose of this ordinance is to amend Ordinance 2231-2015 in order to add additional description of the right-of-way to the original ordinance.

The purpose of Ordinance 2231-2015 was to authorize the Director of Public Service to vacate the right-of-way identified as an approximate 2,250 square foot portion of the Young Street right-of-way. The City of Columbus, Department of Public Service, received a request from the City's Department of Finance and Management asking that the City vacate the right-of-way identified as an approximate 2,250 square foot portion of the Young Street right-of-way, located north of East Long Street between North 4<sup>th</sup> and North 5<sup>th</sup> Streets. The vacating of this right-of-way will facilitate the re-development of City owned property located on either side of the above mentioned right-of-way. Per current practice, comments were solicited from interested parties, including City agencies, private utilities and the applicable area commission, before it was determined that the City will not be adversely affected by the vacating of this right-of-way.

The reason that Public Service is requesting this amendment of the original ordinance is the Franklin County Engineers Office believes the original legislated description of the right-of-way being vacated was not well defined and has requested a revision of the language to precisely define the borders of the land being vacated.

### **2. FISCAL IMPACT**

None.

### **3. EMERGENCY JUSTIFICATION**

Emergency action is requested to allow the development of this project to proceed as currently scheduled.

To amend Section 1 of Ordinance 2231-2015, passed on September 21, 2015, in order to add additional description of the right-of-way being vacated; and to declare an emergency.

**WHEREAS**, this Council passed Ordinance Number 2231-2015 on September 21, 2015 vacating a portion of Young Street; and

**WHEREAS**, after passage of Ordinance 2231-2015, the Franklin County Engineers Office has asked the City to amend the description of the vacated right-of-way to more precisely define the borders of the land being vacated; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary clarify the right-of-way being vacated in order to allow this project to proceed as scheduled, thereby immediately 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 Section 1 of Ordinance 2231-2015, passed on September 21, 2015, be and is hereby amended as follows:

Section 1. That the approximate 2,250 square foot portion of the Young Street right-of-way, located north of East Long Street between North 4<sup>th</sup> and North 5<sup>th</sup> Streets being a 15 foot alley, commonly known as Young Street, as dedicated in Latham's Addition to the City of Columbus, PB 1 PG 123, adjoining lots 1-3 and lot 12 of said Addition, bounded on the south by the northerly ROW line of Long Street and on the north by the extension of the common line of the

**southerly ROW of the first alley north of Long Street and the northerly line of lots 12-14 of said Addition,** is no longer needed by the City of Columbus for roadway purposes.

**SECTION 2.** That prior existing Section 1 of Ordinance 2231-2015 is hereby repealed and replaced as provided herein.

**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.