



Legislation Text

File #: 3480-2023, Version: 1

1. BACKGROUND

The City of Columbus, Department of Public Service, received a request from The Ohio State University asking that the City allow a historic canopy/awning to remain within the public right-of-way along the south side of East 20th Avenue. This project is a remodel of the school at 420 East 19th Avenue and this encroachment is located within an easement as described below and with the attached exhibit. The following ordinance authorizes the Director of the Department of Public Service to execute those documents necessary for the City to grant these encroachments to legally allow this item to remain within the public rights-of-way. Allowing this element to remain will retain the historical canopy/awning and meet the architectural desire. A value of \$500.00 for the encroachment easement was established.

2. FISCAL IMPACT

The City will receive a total of \$500.00, to be deposited in Fund 7748, Project P537650, for granting the requested encroachment.

To authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant encroachment easements to the Ohio State University to legally allow a historic canopy/awning to remain within the public right-of-way along the south side of East 20th Avenue. (\$500.00)

WHEREAS, the City of Columbus, Department of Public Service, received a request from The Ohio State University asking that the City allow a historic canopy/awning to remain within the public right-of-way along the south side of East 20th Avenue; and

WHEREAS, this project is a remodel of the school at 420 East 19th Avenue and this encroachment is located within an easement as described below and with the attached exhibit; and

WHEREAS, the following legislation authorizes the Director of the Department of Public Service to execute those documents necessary for the City to grant these encroachments to legally allow this item to remain within the public rights-of-way. Allowing this element to remain will retain the historical canopy/awning and meet the architectural desire; and

WHEREAS, a value of \$500.00, to be deposited in Fund 7748, Project P537650, for the encroachment easement was established; and **NOW, THEREFORE**

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

SECTION 1. Authorizes the Director of the Department of Public Service to execute those documents necessary for the City to grant these encroachments to legally allow this item to remain within the public rights-of-way. Allowing this element to remain will retain the historical canopy/awning and meet the architectural desire; to-wit:

3 Dimensional Encroachment Easement

0.001 Acres (53.33 Square Feet)

Between Elevations 826' and 829' NAVD 88

Situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 4, Township 1, Range 18,

United States Military Lands, and being a strip of land between elevations 826' and 829', out of Block 13 of a plat entitled Indianola Summit Addition, of record in Plat Book 5, Page 141, being a 10.046 acre tract of land as conveyed to Board of Trustees of The Ohio State University, of record in Instrument Number 201809270131062, all document references are to the records the Recorder's Office of Franklin County Ohio and being more particularly described as follows:

BEGINNING FOR REFERENCE at a northwesterly corner of said 10.046 acre tract of land, being the intersection of the southerly right of way line 20th Avenue (60' public right of way), of record in Plat Book 5, Page 140 with the easterly right of way line of an unnamed 16 foot public right of way alley, of record in Plat Book 5, Page 140; Thence South 86°05'49" East, with said southerly right of way line, a distance of 57.61 feet to the **TRUE POINT OF BEGINNING**;

Thence through the right of way of said 20th Avenue the following courses:

North 4°04'24" East, a distance of 2.70 feet to a point;

South 85°55'36" East, a distance of 20.00 feet to a point;

South 4°04'24" West, a distance of 2.64 feet to a point in said southerly right of way line;

Thence North 86°05'49" West, with said southerly right of way line, a distance of 20.00 feet to the **POINT OF BEGINNING** and containing 0.001 acres of land (53.33 square feet), more or less;

The bearings are referenced to the south line of Norwich Avenue having a bearing of South 86°10'42" East

As determine by GPS observations using ODOT VRS network, based on NAD83 (2011), Ohio State Plane South Zone and NAVD 88. CESO, Inc.

SECTION 2. That the City Attorney is required to approve all instrument(s) associated with this ordinance prior to the director of the Department of Public Service executing and acknowledging any of those instrument(s).

SECTION 3. That the City will receive a total of \$500.00 to be deposited in Fund 7748, Project P537650, for granting the requested easement.

SECTION 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.