



Legislation Details (With Text)

File #: 1687-2013 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 6/26/2013 **In control:** Development Committee

On agenda: 7/15/2013 **Final action:** 7/18/2013

Title: To authorize the Director of Development to file a municipal petition for the annexation of 22.8 + acres within Norwich Township as provided in Section 709.16 of the Ohio Revised Code; to provide for acceptance of the property by the City of Columbus upon approval of the petition by the Board of Franklin County Commissioners; and to declare an emergency.

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD1687-2013 AN13-003 Map (Roberts Road)

Date	Ver.	Action By	Action	Result
7/18/2013	1	CITY CLERK	Attest	
7/16/2013	1	MAYOR	Signed	
7/15/2013	1	COUNCIL PRESIDENT	Signed	
7/15/2013	1	Columbus City Council	Approved	Pass

AN13-003

BACKGROUND: This ordinance is being submitted to authorize the Director of Development to file a municipal annexation petition for a \pm 22.8 acre site in Norwich Township, Franklin County. This property was purchased by the City for use by the Recreation and Parks Department for development of a multi-purpose trail and an environmental conservation buffer for the Hellbranch Run Watershed. The site is adjacent to other City property and is currently undeveloped. The annexation includes associated right-of-way on Roberts Road. Annexation will allow planned Columbus Recreation and Parks Department improvements to take place within City limits. Additionally, this ordinance provides for the acceptance of the property by the City upon approval of the petition by the Franklin County Commissioners. This ordinance is required by the Ohio Revised Code as enacted by the General Assembly of the State of Ohio. Upon approval by City Council, a certified copy of this ordinance will be provided to the Franklin County Commissioners in conjunction with an annexation petition.

This ordinance is filed as emergency legislation as the Recreation and Parks Department wishes to complete the planned improvements and annexation as soon as possible.

FISCAL IMPACT: This ordinance has no direct fiscal impact. While the provision of the City services will represent a cost to the City, this annexation will require minimal city services and bring planned Recreation and Parks Department improvements into the City of Columbus.

To authorize the Director of Development to file a municipal petition for the annexation of 22.8 \pm acres within Norwich Township as provided in Section 709.16 of the Ohio Revised Code; to provide for acceptance of the property by the City of Columbus upon approval of the petition by the Board of Franklin County Commissioners; and to declare an

emergency.

WHEREAS, the City of Columbus purchased 22.8 ± acres in Norwich Township adjacent to properties already owned by the City of Columbus; and

WHEREAS, the site is not currently within the City of Columbus; and

WHEREAS, annexation will allow planned Columbus Recreation and Parks Department improvements consisting of a multi-purpose trail and an environmental conservation buffer for the Hellbranch Run Watershed to occur in the City of Columbus limits; and

WHEREAS, both the adopted Big Darby Watershed Action Plan and adopted Trabue Roberts Area Plan place this property in a T-3 environmental district, which calls for planned park and open space; and

WHEREAS, section 709.16 of the Ohio Revised Code allows for municipalities to file annexation petitions of territory owned by the municipality, a county or the state; and

WHEREAS, the City is able to provide municipal services to this site; and

WHEREAS, authorization by City Council is necessary for submission of a municipal annexation petition to the Board of Franklin County Commissioners; and

WHEREAS, upon receipt of the petition by the City to annex the site, the Board of Franklin County Commissioners must take action within 30 days; and

WHEREAS, the City of Columbus desires to add the referenced territory described in detail in section 1 below to its boundaries if the petition is approved by the Board of Franklin County Commissioners; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code to allow for timely action by the Recreation and Parks Department regarding the redevelopment of this property, such immediate action being necessary for the preservation of the public health, peace, property and safety; **NOW, THEREFORE**,

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

Section 1. That the Director of Development is hereby authorized to file a municipal petition for annexation as outlined in section 709.16 of the Ohio Revised Code of 22.8+/- acres and associated right-of-way in Norwich Township, Franklin County, located on Roberts Road and adjacent other properties in the City of Columbus and described more specifically as follows:

Situate in the State of Ohio, County of Franklin and in the Township of Norwich, being part of Virginia Military Survey (V.M.S.) No's 6542 and 6642 , being a part of "The Partition of Lands of Thomas O'Harra, Deceased" as shown in Complete Record No. 80, Page 196, Court of Common Pleas, Franklin County Ohio, being all of a 13.612 acre tract and a 5.138 acre tract as conveyed to the City of Columbus, Ohio by Instrument No. 201101130007384, being all of a 4.053 acre tract as conveyed to the City of Columbus, Ohio by Instrument No. 201101130007382, and also being a portion of a 0.983 acre tract as conveyed to the City of Columbus, Ohio by Official Record 31121 G04, all aforementioned references, Records Office, Franklin County, Ohio, and being more particularly described as follows:

Commencing for reference at the centerline intersection of Westrock Dr and Roberts Road (as shown in Westbrooke Section No. 1, Plat Book 83, Page 91), said centerline of Roberts Road being southerly line of V.M.S. No. 6642 and the northerly line of V.M.S. No. 6542:

thence, in an EASTERLY direction, along the centerline of said Roberts Road, along said southerly line of V.M.S. No. 6642, along the northerly line of V.M.S. No. 6542, a distance of approximately 660 feet, to the northwest corner of said 5.138 acre tract, being the northeast corner of the remainder of a 43 acre tract as conveyed to Anderson Farms Limited, LLC by Official Record 34171 J03, and also being in the southerly line of said 0.983 acre tract, also being the TRUE PLACE OF BEGINNING for the herein described tract of land to be annexed;

thence, in a NORTHERLY direction, along the extension of the westerly line of said 5.138 acre tract, through said 0.983 acre tract, a distance of approximately 30 feet to an existing City of Columbus Corporation Line as established by Ordinance 146-96 and recorded in Official Record 31700 F12;

thence, in an EASTERLY direction, along said City of Columbus Corporation Line (Ord. 146-96), thru said 0.983 acre tract, a distance of approximately 322 feet to the intersection of said existing City of Columbus Corporation Line (Ord. 146-96) and an existing City of Columbus Corporation Line as established by Ordinance 1782-01 and recorded in Instrument No. 200202120038715, being also in the easterly line of said 0.983 acre tract, also being in the westerly line of a 1.0 acre tract as conveyed to Annette Y. Saleh by Instrument No. 200509130190509;

thence, in a SOUTHERLY direction, along said westerly line of said 1.0 acre tract, along the easterly line of said 0.983 acre tract, along the westerly line of Brookbend Subdivision as recorded in Plat Book 84 Page 53, along the westerly line of a 35.926 acre tract as conveyed to the City of Columbus, Ohio by Instrument No. 199807310192915, along the easterly line of said 13.612, 4.053 and 5.138 acre tracts, along said existing City of Columbus Corporation Line (Ord. 1782-01), and also along an existing City of Columbus Corporation Line as established by Ordinance 1340-89 as recorded in Official Record 13694 C08, a distance of approximately 2703 feet, to a northeasterly corner of said 5.138 acre tract, a southwesterly corner of said 35.926 acre tract, and also being a corner of said existing City of Columbus Corporation Line (Ord. 1340-89);

thence, in an EASTERLY direction, along a northerly line of said 5.138 acre tract, along the southerly line of said 35.926 acre tract, and also along said the said existing City of Columbus Corporation Line (Ord. 1340-89), a distance of approximately 263 feet, to a northeasterly corner of said 5.138 acre tract, a northwesterly corner of a 74.170 acre tract as conveyed to the City of Columbus, Ohio by Instrument No. 199712050160528, and the intersection of said existing City of Columbus Corporation Line (Ord. 1340-89) and an existing City of Columbus Corporation Line as established by Ordinance No. 880-01 as recorded in Instrument No. 200108070180700;

thence, in a SOUTHERLY direction, along the easterly line of said 5.138 acre tract, along the westerly line of said 74.170 acre tract, and also along said City of Columbus Corporation Line (Ord. No. 880-01), a distance of approximately 265 feet, to the southeasterly corner of said 5.138 acre tract, also being the northeasterly corner of a 256.246 acre tract as conveyed to Alice Realty Inc. by Instrument No. 201207060096906;

thence, in a WESTERLY direction, along a southerly line of said 5.138 acre tract, along the northerly line of said 256.246 acre tract, a distance of approximately 580 feet, to the southwesterly corner of said 5.138 acre tract, the southeasterly corner of the remainder of a 33 acre tract as conveyed to Anderson Farms Limited, LLC by Official Record 34171 J03;

thence, in an NORTHERLY direction, along a westerly line of said 5.138, 4.083 and 13.612 acre tracts, along the easterly line of said remainder of a 33 acre tract, along the easterly line of the remainder of a 35.288 acre tract as conveyed to Janet M. Anderson, Trustee by Official Record 34171 J01, along the westerly line of the said remainder of a 43 acre, a distance of approximately 2872 feet, to the *TRUE PLACE OF BEGINNING*, containing 22.8 Acres, more or less.

Section 2. That the City of Columbus will accept the territory described in Section 1 upon approval of the petition by the Board of Franklin County Commissioners and that the City Clerk is hereby authorized and directed to perform such acts as set forth in R.C. 709.06, or as otherwise required by law, in order to ensure the proper recording of the

annexation.

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.