



City of Columbus

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

Legislation Details (With Text)

File #: 2155-2013 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 9/4/2013 **In control:** Development Committee

On agenda: 9/9/2013 **Final action:** 9/13/2013

Title: To agree to the adjustment of the boundaries between the City of Columbus and the Village of Obetz by consenting to accept the transfer of land consisting of approximately 25.756 acres from the City to the Village; and to declare an emergency.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
9/13/2013	1	CITY CLERK	Attest	
9/13/2013	1	MAYOR	Signed	
9/9/2013	1	COUNCIL PRESIDENT	Signed	
9/9/2013	1	Columbus City Council	Approved	Pass

Background: The City of Columbus has been working with the Village of Obetz regarding a 25.756 tract of land that lies within the City of Columbus. The Village of Obetz requested an adjustment to the municipal boundaries to facilitate development of a parcel that sits within both communities.

It is in the best interest of all parties if the site is totally in one jurisdiction. It is the desire, therefore, of both the City of Columbus and Village of Obetz to transfer the subject parcel of land from Columbus to Obetz.

This ordinance is filed as emergency legislation in order to facilitate efforts to complete this development in a timely manner.

Fiscal Impact: No funding is required for this legislation.

To agree to the adjustment of the boundaries between the City of Columbus and the Village of Obetz by consenting to accept the transfer of land consisting of approximately 25.756 acres from the City to the Village; and to declare an emergency.

WHEREAS, the City of Columbus and Village of Obetz adjoin and share a common boundary in an area along Alum Creek Drive; and

WHEREAS, while the majority of this site lies within Obetz, a portion of the land is presently located within the City of Columbus; and

WHEREAS, this site, consisting of approximately 25.756 acres, borders the City of Columbus; and

WHEREAS, It is in the best interest of all parties if the site is totally in one jurisdiction; and

WHEREAS, It is the desire of the City of Columbus and the Village of Obetz to transfer the subject parcel of land from the City to the Village to facilitate development of the site; 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 facilitate the development of this site in a timely manner, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore**,

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

Section 1. That in accordance with Section 709.37 of the Ohio Revised Code, the City of Columbus hereby agrees to a transfer of property from the City to the Village of Obetz described as follows:

Situated in the City of Columbus, County of Franklin, State of Ohio; also being a part of Section 18, Township 11 North, Range 21 West, Matthew's Survey of Congress Lands of 1795-1802; also being the remaining lands of a 26.0295 acre tract as conveyed to Covington Capital Corp. of Ohio as described in Official Record 15503 A-20; being more particularly described as follows:

Commencing at Monument FCGS 8820, located at the intersection of the centerlines of Williams Road (County Road 123) and the original centerline of Alum Creek Drive (County Road 122, 120' right-of-way); thence,

Along the original centerline of Alum Creek Drive, also being along the west line of Section 18, South 3° 46' 49" West, for a distance of 1899.15' to a point, said point being the intersection of the centerline of Alum Creek Drive and the southerly railroad right-of-way line of CSX Transportation Inc., successor by merger of the Chesapeake and Ohio Railway as recorded in Official Record 13276 A-14 and as conveyed by the Hocking Valley Railway Company in Deed Book 924 Page 338 and as originally partitioned in Deed Book 467 Page 362, said point also being the northwesterly corner of a 0.270 acre tract as conveyed to Village of Obetz, Ohio as described in Instrument No. 200409020206615; thence,

Along said southerly railroad right-of-way line, also being along the northerly line of said 0.270 acre tract, South 67° 40' 28" East, for a distance of 84.38' to an iron pin set, said point being along the southerly railroad right-of-way line, said point also being the northeasterly corner of said 0.270 acre tract, said point also being along the easterly right-of-way line of Alum Creek Drive, said point also being the TRUE POINT OF BEGINNING, and from said beginning point running thence,

Along said southerly railroad right-of-way line, South 67° 40' 28" East, for a distance of 2951.98' to a 1" iron pipe found, said point being the intersection of said southerly railroad right-of-way line and the westerly right-of-way line of Interstate 270, said point also being the northwesterly corner of a 1.13 acre tract as conveyed to State of Ohio as described in Deed Book 2748 Page 341; thence,

Along the westerly right-of-way line of Interstate 270, also being along the westerly line of said 1.13 acre tract, South 37° 25' 35" West, for a distance of 196.36' to a 1" iron pipe found, said point being along the westerly right-of-way line of Interstate 270, said point also being the northeasterly corner of a 33.277 acre tract, the remaining lands of a 37.455 acre tract as conveyed to Covington Capital Corp. of Ohio as described in Official Record 15503 A-20, Parcel #2, said point also being the northwesterly corner of a 4.93 acre tract as conveyed to State of Ohio as described in Deed Book 2748 Page 341; thence,

Along a northerly line of said 37.455 acre tract, North 85° 46' 35" West, for a distance of 1203.09' to a 1" iron pipe found; thence,

Along an easterly line of said 37.455 acre tract, North 3° 29' 42" East, for a distance of 330.00' to a 1" iron pipe found; thence,

Along a northerly line of said 37.455 acre tract and then along a portion of a 12.605 acre tract, the remaining lands of a 13.966 acre tract as conveyed to ISG Columbus Processing LLC as described in Instrument No. 200305130141408 and Instrument No. 200306260194930, North 86° 03' 07" West, for a distance of 1263.21' to a 1" iron pipe found, said point being along the northerly line of said 12.605 acre tract, said point also being the southeasterly corner of a 0.4397 acre tract, the remaining lands of a 0.6237 acre tract as conveyed to Village of Obetz as described in Instrument No. 200408130189094; passing over a 1" iron pipe found at a distance of 756.27' from the beginning of this course; thence,

Along the easterly line of said 0.4397 acre tract and then along the easterly line of a 0.479 acre tract as conveyed to Village of Obetz as described in Instrument No. 200306200187034 and Instrument No. 201305300089318 and then along an easterly line of a 1.875 acre tract as conveyed to Alum Creek Real Estate Associates, LTD as described in Instrument No. 200307250231071, North 0° 32' 53" East, for a distance of 420.80' to a 5/8" iron pin found; thence,

Along an easterly line of said 1.875 acre tract, North 2° 26' 15" East, for a distance of 198.00' to an iron pin found, said point being the northeasterly corner of said 1.875 acre tract; thence,

Along the northerly line of said 1.875 acre tract, North 84° 50' 20" West, for a distance of 193.68' to an iron pin set along the easterly right-of-way line of Alum Creek Drive, said point also being the northwesterly corner of said 1.875 acre tract, said point also being the southeasterly corner of said 0.270 acre tract, said point also being the northeasterly corner of a 0.779 acre tract as conveyed to Village of Obetz, Ohio as described in Instrument No. 200305140143819; thence,

Along the easterly right-of-way line of Alum Creek Drive, also being along the easterly line of said 0.270 acre tract, North 3° 46' 49" East, for a distance of 136.60' to the point of beginning, containing 25.756 acres of land, more or less, as determined by Michael L. Keller, Professional Surveyor, Ohio License No. 7978, based on a survey performed by The Kleingers Group in July, 2013.

Basis of bearings for the above-described courses is the Ohio State Plane Coordinate System, Ohio South Zone (NAD83-CORS), with a portion of the centerline of Alum Creek Drive being South 3° 46' 49" West, as determined by a VRS-GPS survey utilizing CORS station "COLB" as maintained by the Ohio Department of Transportation and stations "FCGS 8820" and "S36".

Iron pins set are 5/8" diameter rebar, 30" in length, with plastic identifier caps stamped "Kleingers & Assoc".

Section 2. That the City Clerk certify this ordinance to the County Commissioners of Franklin County, Ohio, for further proceedings in accordance with the law.

Section 3. That the City of Columbus will transfer the territory described in Section 1 upon approval of the petition by the Board of Franklin County Commissioners and take any necessary steps to record such acceptance.

Section 4. That the Development Director and the City Attorney are hereby authorized to take any and all actions necessary to effectuate the boundary adjustment consistent with this Ordinance.

Section 5. 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.