



## Legislation Details (With Text)

**File #:** 2916-2016      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 11/7/2016      **In control:** Economic Development Committee

**On agenda:** 12/5/2016      **Final action:** 12/7/2016

**Title:** To accept the application (AN16-002) of Joshua McElhaney for the annexation of certain territory containing 1.15± acres in Clinton Township.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD2916-2016 AN16-002 Service Statement, 2. ORD2916-2016 AN16-002 Plat Map

Date	Ver.	Action By	Action	Result
12/7/2016	1	CITY CLERK	Attest	
12/7/2016	1	MAYOR	Signed	
12/5/2016	1	COUNCIL PRESIDENT	Signed	
12/5/2016	1	Columbus City Council	Approved	Pass
11/21/2016	1	Columbus City Council	Read for the First Time	

**BACKGROUND:**

This ordinance approves the acceptance of certain territory (AN16-002) by the city of Columbus. The Ohio Revised Code stipulates that to be effective, City acceptance must take place a minimum of 60 days from the receipt by the City Clerk of the approval notice from the county. If City Council does not accept the ordinance within 120 days of its first consideration, the annexation will be considered rejected. This petition was filed with Franklin County on May 10, 2016. City Council approved a service ordinance addressing the site on May 23, 2016. Franklin County approved the annexation on July 12, 2016 and the City Clerk received notice on September 13, 2016.

To accept the application (AN16-002) of Joshua McElhaney for the annexation of certain territory containing 1.15± acres in Clinton Township.

**WHEREAS**, a petition for the annexation of certain territory in Clinton Township was filed by Joshua McElhaney on May 10, 2016; and

**WHEREAS**, the petition was considered and approved by the Franklin County Board of Commissioners at a hearing on July 12, 2016; and

**WHEREAS**, on September 13, 2016, the City Clerk received from Franklin County a certified copy of the resolution addressing the petition; and

**WHEREAS**, sixty days have now elapsed since receipt of the resolution in accordance with the provisions of the Ohio Revised Code; and

**WHEREAS**, it is in the best interest of the city of Columbus to accept the annexation of the territory addressed by the petition; now, therefore,

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

**SECTION 1.** That the annexation proposed by Joshua McElhaney in a petition filed with the Franklin County Board of Commissioners on May 10, 2016 and subsequently approved by the Board on July 12, 2016 is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Clinton, being part of Lot 9 of the Plat of Partition made by the Scioto Company of Quarter Township 1, Township 1, Range 18, United States

Military Lands, and being all of the remaining land conveyed to Joshua L. & Abby D. McElhaney as shown of record in Instrument No. 201503270038102, Recorder's Office, Franklin County, Ohio and being part of the 0.436 Acre tract conveyed to the City of Columbus, Ohio, as shown of record in Deed Book 2834, Page 594 and being more particularly described as follows:

Commencing at the centerline intersection of E. Cooke Rd. {60 feet wide) with Karl Rd (75 feet wide), also being the northeast corner of said 0.436 Acre tract;

Thence, along part of the easterly line of said 0.436 Acre tract, along the centerline of said Karl Road, Southerly, 30 feet to a point;

Thence, across said 0.436 Acre tract, Westerly, 30 feet to a point on the existing City of Columbus Corporation Line, as established by City of Columbus Case No. 72, Ordinance No. 121-55, passed on January 31, 1955, and recorded in Plat Book 24, Page 54, and being the TRUE POINT OF BEGINNING:

Thence, along said existing City of Columbus Corporation Line, across said 0.436 Acre tract, Southerly, approximately 476 feet to a point on the south line of said 0.436 Acre tract;

Thence, along part of the southerly line of said 0.436 Acre tract, along the southerly line of said McElhaney tract, Westerly, approximately 105.6 feet, (passing the west right of way line at 7.5 feet) to the southwest corner of said McElhaney tract;

Thence, along part of the westerly line of said McElhaney tract, Northerly, approximately 476 feet to the existing south right of way line of said E. Cooke Road, being 30 feet south of centerline;

Thence, across said McElhaney tract, along said south right of way line, Easterly, approximately 105.6 feet to the place of beginning CONTAINING APPROXIMATELY 1.15 ACRES, more or less. The above description was prepared by record information and not an actual field survey. For annexation purposes ONLY.

**SECTION 2.** That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

**SECTION 3.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.