



## Legislation Details (With Text)

**File #:** 3378-2016      **Version:** 1

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

**File created:** 12/23/2016      **In control:** Economic Development Committee

**On agenda:** 2/6/2017      **Final action:** 2/7/2017

**Title:** To accept the application (AN16-009) of Pizzuti/Creekside XX LLC for the annexation of certain territory containing 26.00± acres in Hamilton Township.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD3378-2016 AN16-009 Plat\_Map, 2. ORD3378-2016 AN16-009 Service Statement

Date	Ver.	Action By	Action	Result
2/7/2017	1	CITY CLERK	Attest	
2/7/2017	1	MAYOR	Signed	
2/6/2017	1	COUNCIL PRESIDENT	Signed	
2/6/2017	1	Columbus City Council	Approved	Pass
1/30/2017	1	Columbus City Council	Read for the First Time	

This ordinance approves the acceptance of certain territory (AN16-009) 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 October 04, 2016. City Council approved a service ordinance addressing the site on October 17, 2016. Franklin County approved the annexation on November 08, 2016 and the City Clerk received notice on November 29, 2016.

**FISCAL IMPACT:**

Provision of municipal services does represent cost to the City; however, the annexation of land also has the potential to create revenue to the City.

To accept the application (AN16-009) of Pizzuti/Creekside XX LLC for the annexation of certain territory containing 26.00± acres in Hamilton Township.

**WHEREAS**, a petition for the annexation of certain territory in Hamilton Township was filed by Pizzuti/Creekside XX LLC on October 04, 2016; and

**WHEREAS**, the petition was considered and approved by the Franklin County Board of Commissioners at a hearing on November 08, 2016; and

**WHEREAS**, on November 29, 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 Pizzuti/Creekside XX LLC in a petition filed with the Franklin County Board of Commissioners on October 04, 2016 and subsequently approved by the Board on November 08, 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 Hamilton, Section 36, Township 4, Range 22, Congress Lands East of the Scioto River, being an annexation of part of that 26.583 acre tract as described in Parcel #2 in a deed to Pizzuti/Creekside Land Holdings LLC, of record in Instrument Number 200407300176834, and part of that 17.093 acre tract (part of the Historic Ohio & Erie Canal Lands, abandoned) as described in a deed to the Board of County Commissioners of Franklin County, Ohio, of record in Official Record Volume 950 H02, all references to records are on file in the Records Office, Franklin County, Ohio, said annexation area being more particularly described as follows:

**Beginning** at the southeasterly corner of said 26.583 acre tract, at the southwesterly corner of an existing City of Columbus Corporation Line as established by Ordinance No. 744-02 of record in Instrument Number 200208300215311 and in a northerly line of an existing City of Columbus Corporation Line as established by Ordinance No. 972-95 of record in Official Record Volume 29162 A08;

Thence Westerly, along the southerly line of said 26.583 acre tract, along a northerly line of said existing City of Columbus Corporation Line as established by Ordinance No. 972-95, passing a northwesterly corner of said corporation line at a distance of approximately 1,067 feet, a total distance of approximately 1,097 feet to a point in the centerline of Shook Road, at the southwesterly corner of said 26.583 acre tract;

Thence Northerly, along the centerline of said Shook Road, along the westerly line of said 26.583 acre tract, a distance of approximately 175 feet to a point in the old northerly right of way line of said Shook Road;

Thence Southwesterly, along a southerly line of said 17.093 acre tract as described in a deed to the Board of County Commissioners of Franklin County, Ohio, of record in Official Record Volume 950 H02, a distance of approximately 88 feet to a point;

Thence Northerly, along a westerly line of said 17.093 acre tract, a distance of approximately 112 feet to a point at the northwesterly corner of said 17.093 acre tract;

Thence Northeasterly, along the northerly line of said 17.093 acre tract, the northerly right of way line of said Shook Road, a distance of approximately 1,098 feet to a point;

Thence Northeasterly, continuing along the northerly line of said 17.093 acre tract, the northerly right of way line of said Shook Road, a distance of approximately 83 feet to a point;

Thence Northeasterly, continuing along the northerly line of said 17.093 acre tract, the northerly right of way line of said Shook Road, a distance of approximately 133 feet to a point;

Thence Northeasterly, continuing along the northerly line of said 17.093 acre tract, the northerly right of way line of said Shook Road, along an existing Village of Obetz Corporation Line as established by Ordinance No. 496-99 of record in Instrument Number 200004060067210, passing the southwesterly corner of said existing Village of Obetz Corporation Line at a distance of approximately 131 feet, a total distance of approximately 142 feet to a point;

Thence Easterly, continuing along the northerly line of said 17.093 acre tract, the northerly right of way line of said Shook Road, along a southerly line of said existing Village of Obetz Corporation Line, a distance of approximately 46 feet to a point;

Thence Southeasterly, continuing along the northerly line of said 17.093 acre tract, the northerly right of way line of said Shook Road, along a southerly line of said existing Village of Obetz Corporation Line, a distance of approximately 52 feet to a point;

Thence Easterly, continuing along the northerly line of said 17.093 acre tract, the northerly right of way line of said Shook Road, along a southerly line of said existing Village of Obetz Corporation Line, a distance of approximately 266 feet to a point at the northwesterly corner of an existing City of Columbus Corporation Line as established by Ordinance No. 2066-03 of record in Instrument Number 200312020382926;

Thence Southerly, along the westerly line of said City of Columbus Corporation Line, crossing said 17.093 acre tract, crossing Rohr Road, along the easterly line of said 26.583 acre tract, along the westerly line of said existing City of Columbus Corporation Line as established by Ordinance No. 744-02 of record in Instrument Number 200208300215311, passing the southwest corner of said City of Columbus Corporation Line (Ordinance No. 2066-03) and the northwesterly corner of said City of Columbus Corporation Line (Ordinance No. 744-02), at a distance of approximately 484 feet, a total distance of approximately 567 feet to a point;

Thence Southwesterly, along an easterly line of said 26.583 acre tract, along a westerly line of said City of Columbus Corporation Line (Ordinance No. 744-02), a distance of approximately 137 feet to a point;

Thence Southerly, along an easterly line of said 26.583 acre tract, along a westerly line of said City of Columbus Corporation Line (Ordinance No. 744-02), a distance of approximately 337 feet to a point;

Thence Westerly, along a southerly line of said 26.583 acre tract, along a northerly line of said City of Columbus Corporation Line (Ordinance No. 744-02), a distance of approximately 60 feet to a point;

Thence Southerly, along an easterly line of said 26.583 acre tract, along a westerly line of said City of Columbus Corporation Line (Ordinance No. 744-02), a distance of approximately 195 feet to Place of Beginning and containing approximately 26.0 acres, more or less.

The total length of the proposed annexation perimeter is approximately 4,588 feet, of which approximately 2,363 feet (approximately 50.5%) is contiguous with existing City of Columbus Corporation Lines.

The foregoing annexation description has been prepared from records on file in the Recorder's Office, Franklin County, Ohio and is not a boundary survey pursuant to Chapter 4733-37 of the Administrative Code and is not to be used for any other purposes.

**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.