



## Legislation Details (With Text)

**File #:** 0956-2017      **Version:** 1

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

**File created:** 4/3/2017      **In control:** Public Service & Transportation Committee

**On agenda:** 4/17/2017      **Final action:** 4/20/2017

**Title:** To amend Ordinance 0207-2017 in order to correct the name of the right-of-way to be vacated; and to declare an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
4/20/2017	1	CITY CLERK	Attest	
4/19/2017	1	MAYOR	Signed	
4/17/2017	1	COUNCIL PRESIDENT	Signed	
4/17/2017	1	Columbus City Council	Approved	Pass

### 1. BACKGROUND

The purpose of this ordinance is to amend Ordinance 0207-2017 in order to correct the name of the right-of-way to be vacated.

The purpose of Ordinance 0207-2017 was to authorize the Director of Public Service to vacate an approximate 1,965 square foot portion of the unnamed 10 foot wide east/west right-of-way west of South Mead Alley between West Chapel and West Town Streets.

The reason that Public Service is requesting this amendment is the original legislation 0207-2017, passed by Council on February 13, 2017 and signed by the Mayor on February 15, 2017, incorrectly named the location as May Avenue when it should have been named Mead Alley.

### 2. FISCAL IMPACT

There is no fiscal impact to the City for this amendment.

### 3. EMERGENCY DESIGNATION

Emergency action is requested so that the re-development of the right-of-way may proceed without delay.

To amend Ordinance 0207-2017 in order to correct the name of the right-of-way to be vacated; and to declare an emergency.

**WHEREAS**, Ordinance 0207-2017 authorized the Director of Public Service to execute those documents necessary to vacate an approximate 1,965 square foot portion of the unnamed 10 foot wide east/west right-of-way west of South May Avenue between West Chapel and West Town Streets; and

**WHEREAS**, after passage of Ordinance 0207-2017 it was determined that the right-of-way was incorrectly named as May Avenue and not Mead Alley; and

**WHEREAS**, it is necessary to correct the name so the easement can be granted; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize the amendment so that the right-of-way can be vacated and the re-development may proceed without delay, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

**SECTION 1.** That Ordinance 0207-2017 be and hereby is amended as follows:

(background)

The City of Columbus, Department of Public Service, received a request from the City of Columbus, Department of Development asking that the City vacate an approximate 1,965 square foot portion of the unnamed 10 foot wide east/west right-of-way west of South ~~May Avenue~~ **Mead Alley** between West Chapel and West Town Streets. The portion of right-of-way to be vacated is a 10 foot wide unnamed alley as described above. The portion being vacated begins at the western right-of-way line of South ~~May Avenue~~ **Mead Alley** and extends west approximately 196.5 feet to the westerly terminus of the unnamed alley as recorded within a subdivision known as FC Sessions Western Addition within Plat Book 2 Pages 242, 243, and 244. Vacation of this right-of-way will facilitate the re-development of City owned property located on either side of the above mentioned right-of-way. Per current practice, comments were solicited from interested parties, including City agencies, private utilities and the applicable area commission, before it was determined that the City will not be adversely affected by the vacation of this right-of-way.

(title)

To vacate an approximate 1,965 square foot portion of the unnamed 10 foot wide east/west right-of-way west of South ~~May Avenue~~ **Mead Alley** between West Chapel and West Town Streets and to waive the Land Review requirements of City Code Chapter 328.

(body)

**WHEREAS**, the City of Columbus, Department of Public Service, received a request from the City of Columbus, Department of Development asking that the City vacate an approximate 1,965 square foot portion of the unnamed 10 foot wide east/west right-of-way west of South ~~May Avenue~~ **Mead Alley** between West Chapel and West Town Streets; and

**WHEREAS**, this portion of right-of-way to be vacated is a 10 foot wide unnamed alley as described above. The portion being vacated begins at the western right-of-way line of South ~~May Avenue~~ **Mead Alley** and extends west approximately 196.5 feet to the westerly terminus of the unnamed alley as recorded within a subdivision known as FC Sessions Western Addition within Plat Book 2 Pages 242, 243, and 244; and

(section 1)

That the unnamed 10 foot wide east/west right-of-way west of South ~~May Avenue~~ **Mead Alley** between West Chapel and West Town Streets, be and hereby is vacated.

**SECTION 2.** 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.