Legislation Details (With Text)

File #:	0198X-2017 **Version:** 1		
Type:	Resolution	**Status:**	Passed
File created:	7/7/2017	**In control:**	Public Service & Transportation Committee
On agenda:	7/31/2017	**Final action:**	8/3/2017
Title:	To declare the City's necessity and intent to appropriate and accept certain fee simple title and lesser real estate in order to complete the ADA Ramps Project - Citywide Curb Ramps 2017 Project 1 (PID 530087-912017) Public Improvement Project ("Public Project"). ($0.00)		
Sponsors:			
Indexes:			
Code sections:			
Attachments:	1. 1 P T, 2. 2 P, 3. 3 P T, 4. 4 P T, 5. 5 P, 6. 6 P, 7. 7 P, 8. 8 P, 9. 9 T, 10. 10 P, 11. 11 P		

Date	Ver.	Action By	Action	Result
8/3/2017	1	ACTING CITY CLERK	Attest	
8/2/2017	1	MAYOR	Signed	
7/31/2017	1	COUNCIL PRESIDENT	Signed	
7/31/2017	1	Columbus City Council	Adopted	Pass
7/24/2017	1	Columbus City Council	Read for the First Time	

BACKGROUND:

The City's Department of Public Service (DPS) is performing the ADA Ramp Projects - Citywide Curb Ramps 2017 Project 1 (PID 530087-912017) Public Improvement Project ("Public Project"). The City must acquire certain fee simple title and lesser real estate located in the following Community Planning Areas: German Village, Hilltop, Near East, Eastmoor/Walnut Ridge (collectively, "Real Estate") in order for DPS to timely complete the Public Project. The City passed Ordinance Number 0866-2017 authorizing the City Attorney to acquire the Real Estate. Accordingly, the City intends to appropriate and accept the Real Estate in the event the City Attorney is unable to (i) locate the owners of the Real Estate, or (ii) agree with the owners of the Real Estate in good faith regarding the amount of just compensation.

CONTRACT COMPLIANCE:

Not applicable.

FISCAL IMPACT:

Not applicable.

EMERGENCY JUSTIFICATION:

Not applicable.

To declare the City's necessity and intent to appropriate and accept certain fee simple title and lesser real estate in order to

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complete the ADA Ramps Project - Citywide Curb Ramps 2017 Project 1 (PID 530087-912017) Public Improvement Project ("Public Project"). ($0.00)

WHEREAS, the City intends to improve certain public right-of-way by allowing the Department of Public Service (DPS) to engage in the ADA Ramps Project - Citywide Curb Ramps 2017 Project 1 (PID 530087-912017) Public Improvement Project ("Public Project") ; and

WHEREAS, the City intends for the City Attorney to acquire the necessary fee simple title and lesser real estate located in the following Community Planning Areas: German Village, Hilltop, Near East, Eastmoor/Walnut Ridge (*"*Real Estate") in order to complete the Public Project; and

WHEREAS, the City intends for the Real Estate's acquisition to help make, improve, or repair certain portions of public roadway and associated appurtenances, which will be open to the public without charge; and

WHEREAS, the City intends to appropriate and accept the Real Estate in the event the City Attorney is unable to (i) locate the owners of the Real Estate, or (ii) agree with the owners of the Real Estate in good faith regarding the amount of just compensation; and **now, therefore**,

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

SECTION 1. The City, pursuant to the City's Charter, Columbus City Revised Code, Chapter 909 (1959), Constitution of the state of Ohio, and Ohio Revised Code, Chapter 719, declares the necessity and intent to appropriate and accept the fee simple title and lesser real estate to the following listed parcels ("Real Estate"), which are fully described in their associated exhibits and incorporated into this resolution for reference, in order for the Department of Public Service (DPS) to complete the ADA Curb Ramps - Citywide Curb Ramps 2017 Project 1 (PID 530087-912017) Public Improvement Project:

(Exhibit) … (Public Project Parcel Identification) … (Real Estate)

1)	**1-P**	**(Permanent Sidewalk Easement)**
2)	**1-T**	**(12 Month Temporary Construction Easement)**
3)	**2-P**	**(Permanent Sidewalk Easement)**
4)	**3-P**	**(Permanent Sidewalk Easement)**
5)	**3-T**	**(12 Month Temporary Construction Easement)**
6)	**4-P**	**(Permanent Sidewalk Easement)**
7)	**4-T**	**(12 Month Temporary Construction Easement**
8)	**5-P**	**(Permanent Sidewalk Easement)**
9)	**6-P**	**(Permanent Sidewalk Easement)**
10)	**7-P**	**(Permanent Sidewalk Easement)**
11)	**8-P**	**(Permanent Sidewalk Easement)**
12)	**9-T**	**(12 Month Temporary Construction Easement**
13)	**10-P**	**(Permanent Sidewalk Easement)**
14)	**11-P**	**(Permanent Sidewalk Easement)**

SECTION 2. The City Attorney is authorized to cause a written notice of this resolution's adoption to be served in the manner provided by law upon the owner(s), person(s) in possession, or person(s) possessing a real or possible real property interest of record in the Real Estate.

SECTION 3. This resolution shall take effect and be in full force and effect from and after the earliest period allowed by law.

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