



Legislation Details (With Text)

File #: 0861-2019 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 3/20/2019 **In control:** Economic Development Committee

On agenda: 4/8/2019 **Final action:** 4/11/2019

Title: To accept the application (AN18-014) of Gary Flore, et al. for the annexation of certain territory containing 1.37± acres in Perry Township.

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD0861-2019 AN18-014 Service Statement, 2. ORD0861-2019 AN18-014 Plat Map, 3. ORD0861-2019 AN18-014 Legal Description

Date	Ver.	Action By	Action	Result
4/11/2019	1	CITY CLERK	Attest	
4/10/2019	1	ACTING MAYOR	Signed	
4/8/2019	1	COUNCIL PRESIDENT	Signed	
4/8/2019	1	Columbus City Council	Approved	Pass
4/1/2019	1	Columbus City Council	Read for the First Time	

AN18-014

BACKGROUND:

This ordinance approves the acceptance of certain territory (AN18-014) 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 November 20, 2018. City Council approved a service ordinance addressing the site on December 3, 2018. Franklin County approved the annexation on January 3, 2019 and the City Clerk received notice on January 28, 2019.

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 (AN18-014) of Gary Flore, et al. for the annexation of certain territory containing 1.37± acres in Perry Township.

WHEREAS, a petition for the annexation of certain territory in Franklin Township was filed on behalf of Gary Flore, et al. on November 20, 2018; and

WHEREAS, the petition was considered and approved by the Franklin County Board of Commissioners at a hearing on January 3, 2019; and

WHEREAS, on January 28, 2019, 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 Gary Flore, et al. in a petition filed with the Franklin County Board of Commissioners on November 20, 2018 and subsequently approved by the Board on January 3, 2019 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 Perry, being Lot 1 conveyed to Gerald L & Elaine Troesch in Deed Book 3494 Page 987 and 32 conveyed to Sheila Reisinger and Gary Flore in Instrument No. 199406020149346 in the Briarbank Subdivision (Plat Book 33, Page 55, Franklin County Recorder's Office), along with a portion of Larkstone Drive and Linworth Road and a portion of said Linworth Road (0.210 acres) of an original 6.5553 acre tract conveyed to the Linworth Road Community Church in Instrument No. 198901090050976, and being more particularly described as follows:

Beginning at a point in the existing City of Columbus Corporation Line (Ord. No. 1605-93), recorded in Official Record 24125E-14 and City of Columbus Corporation Line (Ord. No. 625-03), recorded in Instrument No. 2003060601703328 in the west line of Linworth Road (60 feet wide) marking the southeast corner of Lot 1 said point also being the northeast corner of Lot 78 of the Linworth Village Section 2, conveyed to Brady S. Erhardt in Instrument No. 200201040004018,

thence North 90° 00' 00" West 164.74 feet, along the existing City of Columbus Corporation Line and south line of Lot 1 and the north line of said Lot 78, to a point marking the southwest corner of Lot 1 and southeast corner of Lot 2 in said Briarbank Subdivision, said Lot 2 being conveyed to Brian Lee McMichael In Instrument No. 201011201152812;

thence North 00° 00' 00" West 250.00 feet, along the west line of Lot 1 and east line of Lot 2 and across Larkstone Drive (50 feet wide), to a point in the north line of Larkstone Drive and south line of Lot 32;

thence North 90° 00' 00" West 72.43 feet, along the south line of Lot 32 and north line of Larkstone Drive, to a point marking the southwest corner of Lot 32 and southeast corner of Lot 31 in said Briarbank Subdivision, said Lot 31 being conveyed to Kate McClure In Instrument No. 201610130139952;

thence North 00° 00' 00" West 151.41 feet, along the west line of Lot 32 and east line of Lot 31, to a point marking the northwest corner of Lot 32 and northeast corner of Lot 31 and being in the south line of a 2.6 acre tract conveyed to Ralph O'Neal in Instrument No. 201806180080483;

thence North 90° 00' 00" East 122.81 feet, along the north line of Lot 32 and the south line of said 2.6 acre tract and across said Linworth Road Community Church property and Linworth Road, to a point in the east line of Linworth Road and in the existing City of Columbus Corporation Line (Ord. No. 866-65) as recorded in Official Record 6092A-01;

thence South 24° 10' 00" East 298.04 feet, along the east line of Linworth Road and across said Linworth Road Community Church property and in the existing City of Columbus Corporation Line, to a point; thence South 65° 50' 00" West 60.00 feet, across Linworth Road and across said Linworth Road Community Church property, and in said existing City of Columbus Corporation line by (Ord. No. 625-03) to a point in the east line of Lot 1 and west line of Linworth Road;

thence South 24° 10' 00" East 115.00 feet, in said existing City of Columbus Corporation line by Ord. No. 625-03 and in the east line of Lot 1 and west line of Linworth Road, to the point of beginning, containing an area of 1.369 acres, of which 0.549 acres is in Lot 1, 0.305 acres in Lot 32, and Present Road

Occupies 0.515 acres of which 0.086 acres are in said Larkstone Drive, 0.219 acres are in the west half of Linworth Road by Plat Book 33, Page 55 and 0.210 acres of the Linworth Road Community Church property are in the east half of

Linworth Road.

Basis of bearings based on the south line of Lot 1, from Plat Book 33, Page 55, being North 90°00'00" West.

This description was prepared from records on file at the Franklin County Recorder's Office and is for annexation purposes only and is not to be used to transfer said property.

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.