



Legislation Details (With Text)

File #: 2093-2019 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 7/18/2019 **In control:** Public Service & Transportation Committee

On agenda: 7/29/2019 **Final action:** 7/31/2019

Title: To authorize the Director of the Department of Public Service to vacate a 0.104 acre parcel of the West Nationwide Boulevard right-of-way as described below and shown on the attached exhibit; to waive the Land Review Commission requirements of Columbus City Codes; and to declare an emergency. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Exhibit A 0.104 Acre right-of-way vacation West Nationwide Blvd.

Date	Ver.	Action By	Action	Result
7/31/2019	1	CITY CLERK	Attest	
7/30/2019	1	MAYOR	Signed	
7/29/2019	1	COUNCIL PRESIDENT	Signed	
7/29/2019	1	Columbus City Council	Approved	Pass

BACKGROUND: The City of Columbus, Department of Public Service, received a request from the City of Columbus, Department of Development to vacate a 0.104 acre parcel of the West Nationwide Boulevard right-of-way as described below and shown on the attached exhibit. Vacation of this right-of-way will facilitate the redevelopment of property adjacent to the above noted right-of-way, located north of West Nationwide Boulevard.

EMERGENCY JUSTIFICATION: Emergency action is requested by the Department of Public Service to allow this redevelopment project to proceed without unnecessary delay, which will preserve the public peace, health, property, safety and welfare.

FISCAL IMPACT: Not applicable

To authorize the Director of the Department of Public Service to vacate a 0.104 acre parcel of the West Nationwide Boulevard right-of-way as described below and shown on the attached exhibit; to waive the Land Review Commission requirements of Columbus City Codes; and to declare an emergency. (\$0.00)

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 a 0.104 acre parcel of the West Nationwide Boulevard right-of-way; and

WHEREAS, the vacation of this right-of-way will facilitate the redevelopment of property currently adjacent to the below described right-of-way which is further depicted on the attached exhibit; and

WHEREAS, the City of Columbus, Department of Public Service, Division of Infrastructure Management, by this

vacation, extinguishes its need for this public right-of-way; 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 Director to vacate the referenced right-of-way, which will preserve the public peace, health, safety and welfare; now, therefore,

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

Section 1. That by Council passing this legislation it is hereby vacating the following described right-of-way which is further depicted in the attached exhibit; to-wit:

Description of West Nationwide Boulevard ~ 0.104 Acre

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Half Section 9, Township 5, Range 22, Refugee Lands, and being part of Lot F of that subdivision plat entitled "Penitentiary Farm for W.A. Neil" of record in Plat Book 5, Page 44, part of that 0.392 acre tract conveyed to the City of Columbus, Ohio by deed of record in Instrument Number 201907170087205, subject to a portion of the right-of-way of Nationwide Boulevard as created in Ordinance Number 1453-2016, (all references are to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

Beginning, for reference, at a magnetic nail set at the centerline intersection of Nationwide Boulevard (60 feet wide, formerly Dublin Avenue, name changed by Ordinance Number 1896-00) with Hocking Street (50 feet wide);

Thence South 82° 21' 25" West, with the centerline of said Nationwide Boulevard, a distance of 894.87 feet to a point on the easterly line of said 0.392 acre tract;

Thence North 07° 38' 35" West, with the easterly line of said 0.392 acre tract, a distance of 30.00 feet to a 1 inch solid iron pin found at an angle point in said line, the TRUE POINT OF BEGINNING;

Thence across said 0.392 acre tract, the following courses and distances:

South 82° 21' 25" West, a distance of 122.47 feet to an iron pin set at a point of curvature;

With the arc of a curve to the right, having a central angle of 64° 21' 10", a radius of 12.25 feet, an arc length of 13.76 feet, a chord bearing of North 65° 28' 01" West and chord distance of 13.05 feet to a point of tangency; and

North 33° 17' 26" West, a distance of 19.56 feet to an iron pin set in the northerly line of said 0.392 acre tract and the northerly right-of-way line of Nationwide Boulevard created by Ordinance Number 1453-2016;

Thence North 82° 21' 25" East, with the northerly line of said 0.392 acre tract, the southerly line of the remainder of that 6.957 acre tract conveyed to the City of Columbus, Ohio by deed of record in Deed Book 811, Page 606 and the remainder of that 1.078 acre tract conveyed to the City of Columbus, Ohio by deed of record in Instrument Number 201108190103691, with said northerly right-of-way line, a distance of 189.16 feet to an iron pin set at a corner common to said 0.392 acre tract and the remainder of said 1.078 acre tract, in the westerly line of that 21.021 acre tract conveyed to NWD 500 Nationwide, LLC by deed of record in Instrument Number 201605170061956;

Thence South 15° 12' 46" East, with an easterly line of said 0.392 acre tract and the westerly line of said 21.021 acre tract, with said northerly right-of-way line, a distance of 24.80 feet to an iron pin set at a corner common to said 0.392 acre and 21.021 acre tracts and in the northerly line of that tract conveyed to the City of Columbus by deed of record in Deed Book 142, Page 168;

Thence South 82° 21' 25" West, with a southerly line of said 0.392 acre tract and said northerly line, a distance of 50.44 feet to the TRUE POINT OF BEGINNING, containing 0.104 acre, more or less, of which 0.104 acre is located within the right-of-way of Nationwide Boulevard.

Subject, however, to all legal rights-of-way and/or easements, if any, of previous record.

Iron pins set, where indicated, are iron pipes, thirteen sixteenths (13/16) inch inside diameter, thirty (30) inches

long with a plastic plug placed in the top bearing the initials EMHT INC.

The bearings herein are based on the portion of the northerly right of way line of Nationwide Boulevard between Huntington Park Lane and the CSX Railroad, having a bearing of North 82°18' 16" East, as per Ohio State Plane Coordinate System, South Zone NAD83 (1986 Adjustment).

This description is based on an actual field survey performed by or under the direct supervision of Joshua M. Meyer, Registered Surveyor Number 8485 in November 2013 and October 2015.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

Section 2. That the above referenced real property shall be considered excess road right-of-way and the public rights therein shall terminate upon the passage of this ordinance.

Section 3. That this Council has determined it is in the best interest of the City of Columbus to allow this right-of-way to be vacated without requiring a recommendation from Land Review Commission and hereby waives the Land Review Commission provision of Columbus City Codes, Section 328.01, with regards to the vacation of this right-of-way.

Section 4. 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.