



Legislation Details (With Text)

File #: 2510-2019 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 9/23/2019 **In control:** Economic Development Committee

On agenda: 10/14/2019 **Final action:** 10/16/2019

Title: To accept the application (AN19-007) of John McCabe and Elizabeth Nelson McCabe for the annexation of certain territory containing 1.03± acres in Perry Township.

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD2510-2019 AN19-007 Service Statement, 2. ORD2510-2019 AN19-007 Plat Legal

Date	Ver.	Action By	Action	Result
10/16/2019	1	CITY CLERK	Attest	
10/15/2019	1	MAYOR	Signed	
10/14/2019	1	COUNCIL PRESIDENT	Signed	
10/14/2019	1	Columbus City Council	Approved	Pass
10/7/2019	1	Columbus City Council	Read for the First Time	

AN19-007

BACKGROUND:

This ordinance approves the acceptance of certain territory (AN19-007) 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 May 29, 2019. City Council approved a service ordinance addressing the site on June 10, 2019. Franklin County approved the annexation on July 2, 2019 and the City Clerk received notice on July 26, 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 (AN19-007) of John McCabe and Elizabeth Nelson McCabe for the annexation of certain territory containing 1.03± acres in Perry Township.

WHEREAS, a petition for the annexation of certain territory in Perry Township was filed on behalf of John McCabe and Elizabeth Nelson McCabe on May 29, 2019; and

WHEREAS, the petition was considered and approved by the Franklin County Board of Commissioners at a hearing on July 2, 2019; and

WHEREAS, on July 26, 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 John McCabe and Elizabeth Nelson McCabe in a petition filed with the Franklin County Board of Commissioners on May 29, 2019 and subsequently approved by the Board on July 2, 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, and being all of that 0.895 acre tract of land conveyed to John McCabe and Elizabeth Nelson McCabe, husband and wife, Auditor's Tax Parcel 213-000246, by the deed recorded in the Franklin County Recorder's Office as Instrument Number 201805230068271, and being a part of a 0.477 acre tract of land conveyed to the City of Columbus by the deed recorded in Franklin County Recorder's Office as Instrument Number 1985032000071402, Official Record 5474H12, and being further described as follows:

Beginning at a point in the centerline of West Dublin Granville Road at the southeast corner of Brookside Estates Plat No. 3 Amended as shown of record in Plat Book 23, Page 31, of the Franklin County Recorder's Office;

Thence northerly approximately 50 feet along the existing corporation line of the City of Columbus, as established by Ordinance 2303-2012 and recorded in Recorder's Official Record 2001212210197357 to the southeast corner of Lot 5 of said Brookside Estates Plat No. 3 Amended;

Thence northerly approximately 145 feet along said existing corporation line and along the east line of Lot 5 of Brookside Estates Plat No. 3 Amended as conveyed to William R. Alsnauer, Trustee;

Thence easterly approximately 200 feet along a 3.853 acre tract of land conveyed to Lord of Life Lutheran Church;

Thence southerly approximately 195 feet along said Lord of Life Lutheran Church to the southeast corner of said McCabe lands and the centerline of said West Dublin Granville Road;

Thence continuing southerly on McCabe's east line extended and into said City of Columbus lands approximately 30 feet to the existing corporation line of the City of Columbus, as established by Ordinance 1586-84 and recorded in Recorder's Record 4840103;

Thence westerly along said corporation line approximately 30 feet south of and parallel to the centerline of West Dublin Granville Road approximately 200 feet to the west line of said City of Columbus lands;

Thence northerly along the west line of said City of Columbus lands approximately 30 feet to the place of beginning, containing approximately 1.033 acres, more or less.

The above description was prepared in the office of Linn Engineering, Inc. (located at 534 Market Street, Zanesville, Ohio) by Timothy H. Linn, PE, PS in February of 2019, from the best available County Records. This information was not derived from an actual field survey. The above description is not valid for the transfer of real property, and is not to be utilized in place of a Boundary Survey as defined by the Ohio Administrative Code in Chapter 4733-37.

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.