



Legislation Details (With Text)

File #: 1151-2020 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 5/5/2020 **In control:** Public Service & Transportation Committee

On agenda: 7/6/2020 **Final action:**

Title: To authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant an encroachment easement within the public right-of-way requested by RBH Acquisition at 77 Belle Street. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Exhibit

Date	Ver.	Action By	Action	Result
7/7/2020	1	ACTING MAYOR	Signed	
7/6/2020	1	COUNCIL PRESIDENT	Signed	
7/6/2020	1	Columbus City Council	Approved	Pass
6/29/2020	1	Columbus City Council	Read for the First Time	

1. BACKGROUND

The City of Columbus, Department of Public Service, received a request from the property owner, RBH Acquisition, LLC, asking that the City allow a canopy to encroach into the public right-of-way for their hotel project located at 77 Belle Street. The proposed encroachment will consist of one canopy at the main entrance that will protrude into the public right-of-way as described below and shown on the attached exhibit. This ordinance authorizes the Director of the Department of Public Service to execute those documents necessary for the City to grant this encroachment to legally allow the canopy to extend into the public rights-of-way. Installation of this building element will enhance the building, fit into the architectural desire, and provide patrons a safe and dry area to enter the building. A value of \$500.00 for the encroachment easement was established.

2. FISCAL IMPACT

The City is not expending funds to grant the encroachment. The City will receive a total of \$500.00 to be deposited in Fund 7748, Project P537650, for granting the requested encroachment.

To authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant an encroachment easement within the public right-of-way requested by RBH Acquisition at 77 Belle Street. (\$0.00)

WHEREAS, the City of Columbus, Department of Public Service, received a request from the property owner, RBH Acquisition, LLC, asking that the City allow a canopy to encroach into the public right-of-way for their project located at 77 Belle Street; and

WHEREAS, this project is a new hotel and the proposed encroachment will consist of one canopy at the main entrance that will protrude into the public right-of-way as described below and shown on the attached exhibit; and

WHEREAS, this ordinance authorizes the Director of the Department of Public Service to execute those documents necessary for the City to grant this encroachment to legally allow the canopy to extend into the public rights-of-way. Installation of this building element will enhance the building, fit into the architectural desire, and provide patrons a safe

and dry area to enter the building; and

WHEREAS, a value of \$500.00 for granting the requested encroachment easement was established to be deposited in Fund 7748, Project P537650; **now, therefore**

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

SECTION 1. That the Director of the Department of Public Service is authorized to execute those documents necessary for the City to grant an encroachment easement to legally allow the canopy to extend into the public rights-of-way; to-wit:

**3 Dimensional Encroachment Easement
BETWEEN THE ELEVATIONS OF 708.00 feet AND 722.00 FEET
0.002 ACRE**

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Virginia Military District Survey Number 1393, being across Belle Street (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and being described as follows:

Beginning, for reference, at the intersection of the southerly right-of-way line of Rush Alley and the westerly right-of-way line of Belle Avenue, as shown on the subdivision entitled Scioto Peninsula Subdivision of record in Plat Book 127, Page 91;

Thence South 08° 08' 03" East, with said westerly right-of-way line, a distance of 106.45 feet to the **TRUE POINT OF BEGINNING**;

Thence across Belle Street right-of-way, the following courses and distances;

North 81° 51' 57" East, a distance of 3.67 feet to a point;

South 08° 08' 03" East, a distance of 21.67 feet to a point; and

South 81° 51' 57" West, a distance of 3.67 feet to a point on said westerly right-of-way line;

Thence North 08° 08' 03" West, with said westerly right-of-way line, a distance of 21.67 feet to the **TRUE POINT OF BEGINNING**, containing 0.002 acre, more or less.

Elevations stated above are based upon NAVD 88, utilizing a Franklin County Survey benchmark designated "Broad" with a published elevation of 733.940 feet. Said elevations are also referenced to the finished floor elevation as being 708.55 feet.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

SECTION 2. That the City will receive \$500.00 for granting the requested encroachment easement, to be deposited in Fund 7748, Project P537650.

SECTION 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.