



## Legislation Details (With Text)

**File #:** 2909-2020      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 12/4/2020      **In control:** Public Utilities Committee

**On agenda:** 2/1/2021      **Final action:** 2/5/2021

**Title:** To authorize the Director of the Department of Public Utilities ("DPU") to execute those document(s) necessary to release and terminate the City's easement rights described and recorded in Instrument Number 200702020020651, Recorder's Office, Franklin County, Ohio. (\$0.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
2/5/2021	1	CITY CLERK	Attest	
2/3/2021	1	MAYOR	Signed	
2/1/2021	1	COUNCIL PRESIDENT	Signed	
2/1/2021	1	Columbus City Council	Approved	Pass
1/25/2021	1	Columbus City Council	Read for the First Time	

**BACKGROUND:** The City possesses title to a sanitary sewer easement described and recorded in Instrument Number 200702020020651, Recorder's Office, Franklin County, Ohio ("Easement"). The Easement burdens real property located near the intersection of Alum Creek Drive and Rohr Road {Franklin County Tax Parcel 152-001650} ("Servient Estate") currently owned by Roserock Holdings, LLC, an Oklahoma limited liability company. The City's Department of Public Utilities ("DPU") has reviewed the request by the property owner to vacate the existing easement and determined that the sanitary sewer was removed under CC 12732 (now RP 12414), and it has been relocated around the proposed development under sanitary plan CC 18207 and a new easement to the Village of Obetz was recorded in Instrument Number 201904260048534, Recorder's Office, Franklin County, Ohio. DPU has determined that terminating the City's rights to the Easement does not adversely affect the City and should be granted at no monetary cost.

**FISCAL IMPACT:** Not applicable.

**EMERGENCY JUSTIFICATION:** Not applicable.

To authorize the Director of the Department of Public Utilities ("DPU") to execute those document(s) necessary to release and terminate the City's easement rights described and recorded in Instrument Number 200702020020651, Recorder's Office, Franklin County, Ohio. (\$0.00)

**WHEREAS,** the City intends to release and terminate its sanitary easement rights described and recorded in Instrument Number 200702020020651, Recorder's Office, Franklin County, Ohio ("Easement"). The Department of Public Utilities ("DPU") has reviewed the request and determined that the existing sanitary sewer easement is no longer needed as the sewer has been removed under CC 12732 (now RP 12414), and it has been relocated around the proposed development

under sanitary plan CC 18207 and a new easement was recorded in Instrument Number 201904260048534, Recorder's Office, Franklin County, Ohio.

**WHEREAS**, the City intends for the City Attorney to approve all document(s) associated with this ordinance; and **now, therefore**,

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

**SECTION 1.** That the Director of the Department of Public Utilities ("DPU") is authorized to execute any document(s) necessary to release and terminate only the sanitary easement described and recorded in Instrument Number 200702020020651, Recorder's Office, Franklin County, Ohio ("Easement").

**SECTION 2.** That the City Attorney is required to approve all document(s) associated with this ordinance prior to the director of DPU executing and acknowledging any of those document(s).

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