



Legislation Details (With Text)

File #: 0273-2021 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 1/28/2021 **In control:** Economic Development Committee

On agenda: 3/1/2021 **Final action:** 3/5/2021

Title: To agree to an adjustment to the City's boundaries by consenting to accept approximately 1.127+/- acres to the City of Columbus from the City of Westerville.

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD0273-2021 BA20-007 Plat, 2. ORD0273-2021 BA20-007 Legal, 3. ORD0273-2021 BA20-007 Briefing Sheet

Date	Ver.	Action By	Action	Result
3/5/2021	1	CITY CLERK	Attest	
3/4/2021	1	MAYOR	Signed	
3/1/2021	1	COUNCIL PRESIDENT	Signed	
3/1/2021	1	Columbus City Council	Approved	Pass
2/22/2021	1	Columbus City Council	Read for the First Time	

BA20-007

Background:

A boundary adjustment between the City of Columbus and the City of Westerville has been proposed. The site is south of a traffic circle converging at Worthington Road, Olde Worthington Road, and Orion Place, and consists entirely of right of way. The proposed adjustment moves the City of Columbus corporate boundary slightly southward, to include the right of way in question. This legislation is being filed in response to the provisions of the Ohio Revised Code - section 709.37 regarding municipal boundary adjustments. Parallel legislation is being submitted to Westerville City Council. Columbus approval will allow the adjustment proposal to be submitted to Delaware County for finalization.

Fiscal Impact:

None

To agree to an adjustment to the City's boundaries by consenting to accept approximately 1.127+/- acres to the City of Columbus from the City of Westerville.

WHEREAS, 1.127+/- acres of the Olde Worthington Road right of way is located within the City of Westerville and is adjacent to right of way located within the City of Columbus; and

WHEREAS, it is in the best interest of all parties if the boundaries of the two communities reflect the proposed adjustment; and

WHEREAS, it is the desire of the City of Westerville to transfer the subject area, comprised of right of way along Olde Worthington Road, to the City of Columbus which desires to accept said transfer; and

WHEREAS, the proposed transfer does not involve the transfer of territory inhabited by more than five voters; and

WHEREAS, it has become necessary in the usual daily operation of the City to agree to the boundary adjustment; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That in accordance with Section 709.37 of the Ohio Revised Code, the City of Columbus hereby accepts the transfer of 1.127+/- acres from the City of Westerville described as follows:

Situated in the State of Ohio, County of Delaware, Orange Township, and being in Farm Lot 19, Quarter Township 4, Township 3 North, Range 18 West of the United States Military Lands, being part of a roadway dedication plat as described in a plat to the City of Columbus of record in Dedication Plat of Polaris Parkway, Plat Book 24, page 137, of which 0.506 acres are in the proposed annexation; being a tract of land described in a deed to the City of Westerville (record not found), of which 0.534 acres are in the proposed annexation; being a 0.089-acre tract described in a deed to the City of Columbus of record (not yet recorded - Part of the Arterial Street Rehabilitation - Polaris Parkway Project), of which 0.056 acres are in the proposed annexation; being a 0.025-acre tract described in a deed to the City of Columbus of record in Official Record 1620, Page 2050, of which 0.025 acres are in the proposed annexation; and being a 0.012-acre tract as described in a deed to the City of Westerville of record in Official Record 154 7, Page 487, of which 0.006 acres are in the proposed annexation (0.006 acres was revised per the Arterial Street Rehabilitation- Polaris Parkway Project), all references are to the records of the Delaware County Recorder's Office, Delaware County, Ohio, and being more particularly described as follows:

Beginning for reference at the intersection of the existing centerline of right-of-way of County Line Road and the existing centerline of right-of-way of Worthington Road;

Thence North 39° 52' 27" East, along the centerline of said existing centerline of right-of-way of Worthington Road a distance of 170.01 feet to the TRUE POINT OF BEGINNING;

Thence perpendicular to said centerline North 50° 07' 33" West a distance of 30.00 feet to the original westerly right-of-way line of said Worthington Road;

Thence along said westerly line, also being the existing corporation line of the City of Columbus, as defined in City Ordinances# 2159-99 and# 3310-90, North 39° 55' 24" East a distance of 734.50 feet;

Thence South 50° 04' 36" East a distance of 70.02 feet (passing the existing centerline of said Worthington Road at a distance of 30.02 feet) to the existing easterly right-of-way line of Olde Worthington Road;

Thence along said right-of-way line the following five courses:

- 1) South 39° 55' 24" West a distance of 104.82 feet;
- 2) With a curve to the right having a radius of 367.40 feet, a central angle of 13° 23' 57", an arc length of 85.92 feet, a chord bearing South 46° 37' 22" West, and a chord distance of 85.72 feet;
- 3) South 39° 55' 24" West a distance of 325.60 feet;
- 4) With a curve to the right having a radius of 239.50 feet, a central angle of 22° 13' 37", an arc length of 92.91 feet, a chord bearing South 28° 45' 39" West, and a chord distance of 92.33 feet;
- 5) South 39° 52' 27" West a distance of 128.31 feet;

Thence North 50° 07' 33" West a distance of 48.00 feet to the TRUE POINT OF BEGINNING and containing 1.127 acres in the proposed annexation.

This document and exhibit are based on a survey performed for the City of Columbus in November of 2017 by Carpenter Marty Transportation Inc. This description was prepared and reviewed on September 14, 2020 by Kevin P. Carpenter, Registered Surveyor Number 8124.

1.127-acre tract

This description and exhibit are for Annexation purposes only and is not to be used for transfer. Applicable sections of the ORC are to be followed: Annexation and detachment of territory, Ohio Revised Code 709.01 and adjustment of boundaries of adjoining municipal corporations by mutual consent, Ohio Revised code 709.37.

The bearings are based on the centerline of right-of-way of Worthington Road as North 39° 52' 27" East.

Section 2. That the City Clerk certify this ordinance to the County Commissioners of Delaware County, Ohio, for further proceedings in accordance with the law.

Section 3. That the City of Columbus agrees to accept the 1.127+/- acres described in Section 1 from the City of Westerville upon approval of the petition by the Board of Delaware County Commissioners and take any necessary steps to record such acceptance.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.