



Legislation Details (With Text)

File #: 1359-2021 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 5/25/2021 **In control:** Economic Development Committee

On agenda: 6/14/2021 **Final action:** 6/18/2021

Title: To agree to an adjustment to the City's boundaries by consenting to transfer approximately 3.34+/- acres from the City of Columbus to the City of Whitehall.

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD1359-2021 BA21-005 Legal, 2. ORD1359-2021 BA21-005 Briefing Sheet, 3. ORD1359-2021 BA21-005 Plat

Date	Ver.	Action By	Action	Result
6/18/2021	1	CITY CLERK	Attest	
6/17/2021	1	MAYOR	Signed	
6/14/2021	1	COUNCIL PRESIDENT	Signed	
6/14/2021	1	Columbus City Council	Approved	Pass
6/7/2021	1	Columbus City Council	Read for the First Time	

BA21-005

Background:

A boundary adjustment between the City of Columbus and the City of Whitehall has been proposed. The site is in East Broad Street, from Midcliff Drive eastward to the east bank of Big Walnut Creek, and consists entirely of right of way. The proposed adjustment moves the City of Columbus corporate boundary slightly southward, to exclude the right of way. The transfer will place the entirety of the right of way along this span of East Broad Street within the City of Whitehall. 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 Whitehall City Council. Columbus approval will allow the adjustment proposal to be submitted to Franklin County for finalization.

Fiscal Impact:

None

To agree to an adjustment to the City's boundaries by consenting to transfer approximately 3.34+/- acres from the City of Columbus to the City of Whitehall.

WHEREAS, 3.34+/- acres of the East Broad Street right of way is located within the City of Columbus and is adjacent to right of way and territory located within the City of Whitehall; 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 Columbus to transfer the subject area, comprised of right of way along East

Broad Street, to the City of Whitehall 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 a 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 agrees to transfer to the City of Whitehall the land described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Section 4, Township 12 North, Range 21 West, Refugee Lands, being comprised of the existing right-of-way of East Broad Street including a portion of East Broad Street right-of way dedicated from the subdivision plat entitled "Woodcliff" of record in Plat Book 21, Page 1 7 A and being over that 1.033 acre tract conveyed to City of Columbus by deed of record in Deed Book 3532, Page 146 and over part of that 239 acre tract conveyed to Columbus Country Club, Inc. by deed of record in Deed Book 1549, Page 320 (all references are to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

BEGINNING at a point in the existing City of Columbus corporation line as established in Ordinance Number 679-56, the existing City of Whitehall corporation line as established in Ordinance Number 130-52, and recorded in Miscellaneous Record 73, Page 594, being the northerly common comer of that 3.537 acre tract conveyed to Whitehall Assisted Living, LLC by deed of record in Instrument Number 201501020000215 and said 239 acre tract, in the centerline of said East Broad Street;

Thence northerly, across a portion of the right-of-way of East Broad Street dedicated by said Plat Book 21, Page 17 A, with said existing corporation line a distance of approximately 34 feet, to a point, being a corporation limits comer common to said City of Columbus corporation line and said City of Whitehall corporation line;

Thence easterly with said corporation line, across said East Broad Street right-of-way dedicated by Plat Book 21, Page 17 A, and with the line common to said 1.033 acre tract and that 1.471 acre tract conveyed to City of Whitehall by deed of record in Deed Book 3536, Page 127, a distance of approximately 700 feet to a point;

Thence easterly with said line, the line common to said 1.033 and 1.471 acre tracts, a distance of approximately 1249 feet to a point;

Thence easterly with said line, the line common to said 1.033 and 1.471 acre tracts, a distance of approximately 102 feet to the easterly common comer of said 1.033 and 1.4 71 acre tracts;

Thence southerly, with the easterly line of said 1.033 tract, a distance of approximately 33 feet to the easterly common comer of said 1.033 and 239 acre tracts, in the centerline of said East Broad Street;

Thence southerly, with the easterly line of said 239 acre tract, a distance of approximately 4 3 feet to a point in the southerly right of way line of said East Broad Street;

Thence across said 239 acre tract, with the southerly right-of-way line of said East Broad Street, the following courses and distances:

Westerly, a distance of approximately 102 feet to a point;

Westerly, a distance of approximately 247 feet to a point;

Northerly, a distance of approximately 3 feet to a point;

Westerly, a distance of approximately 851 feet to a point;

Northerly, a distance of approximately 7 feet to a point;

Westerly, a distance of approximately 150 feet to a point; and

Westerly, a distance of approximately 713 feet to a point in the line common to said 239 and 3.537 acre tracts and said existing corporation line;

Thence northerly, with said common line, said existing corporation line, across said East Broad Street right-of-way a distance of approximately 34 feet, to the POINT OF BEGINNING, containing approximately 3.34 acres of land, more or less.

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

Section 3. That the City of Columbus agrees to the transfer of the territory described in Section 1 to the City of Whitehall upon approval of the petition by the Board of Franklin 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.