



## Legislation Details (With Text)

**File #:** 2215-2021      **Version:** 1

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

**File created:** 8/20/2021      **In control:** Economic Development Committee

**On agenda:** 9/20/2021      **Final action:** 9/23/2021

**Title:** To accept the application (AN21-003) of Tucker Bear Capital LLC for the annexation of certain territory containing 5.2± acres in Mifflin Township.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD2215-2021 AN21-003 Plat, 2. ORD2215-2021 AN21-003 Legal, 3. ORD2215-2021 AN21-003 Briefing Sheet, 4. ORD2215-2021 AN21-003 Service Statement

Date	Ver.	Action By	Action	Result
9/23/2021	1	CITY CLERK	Attest	
9/22/2021	1	MAYOR	Signed	
9/20/2021	1	COUNCIL PRESIDENT	Signed	
9/20/2021	1	Columbus City Council	Approved	Pass
9/13/2021	1	Columbus City Council	Read for the First Time	

AN21-003

**BACKGROUND:**

This ordinance approves the acceptance of certain territory (AN21-003) 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 February 23, 2021. City Council approved a service ordinance addressing the site on March 8, 2021. Franklin County approved the annexation on April 27, 2021 and the City Clerk received notice on June 2, 2021.

**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 (AN21-003) of Tucker Bear Capital LLC for the annexation of certain territory containing 5.2± acres in Mifflin Township.

WHEREAS, a petition for the annexation of certain territory in Mifflin Township was filed on behalf of Tucker Bear Capital LLC on February 23, 2021; and

WHEREAS, the petition was considered and approved by the Franklin County Board of Commissioners at a hearing on April 27, 2021; and

WHEREAS, on June 2, 2021, 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 Tucker Bear Capital LLC in a petition filed with the Franklin County Board of Commissioners on February 23, 2021 and subsequently approved by the Board on April 27, 2021 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 Mifflin, Quarter Township 3, Township I, Range 17, United States Military Lands, being a 5.2± acre tract, said 5.2± acre tract being part of two Original 2.707 acre tracts of land described as Parcel I and Parcel 2 and conveyed to Tucker Bear Capital LLC of record in Instrument Number 202010120156737, and being more particularly described as follows:

Beginning at a point at the current northeasterly corner of said Parcel 2, at the southeasterly corner of a 12.861 acre tract of land conveyed to Tucker Bear Capital LLC of record in Instrument Number 201907310095236, at the southwesterly corner of a 0.666 acre tract of land described as Parcel 28WD and conveyed to Franklin County Commissioners of record in Instrument Number 200406300152470, at the northwesterly corner of a 0.133 acre tract of land described as Parcel 27WD and conveyed to Franklin County Commissioners of record in Instrument Number 200407090159978, being in the westerly right-of-way line of Stelzer Road, being at the northwesterly corner of a City of Columbus Corporation Line (Case No. 08-08, Ord. No. 1189-2008, I.N. 200808280130859) and being in the southerly line of a City of Columbus Corporation Line (Case No. 22-06, Ord. No. 0043-2007, I.N. 200705150084538 & I.N. 200705150084542 (Plat));

Thence S 03° 33' 01" W, along the easterly line of said Parcel I and Parcel 2, along the westerly line of said Parcel 27WD, along the westerly line of a 0.133 acre tract of land described as Parcel 26WD and conveyed to Franklin County Commissioners of record in Instrument Number 200407210169344, along said westerly right-of-way and along said City of Columbus Corporation Line (Case No. 08-08, Ord. No. 1189-2008, I.N. 200808280130859), 202.89± feet to the southeasterly corner of said Parcel I, to the southwesterly corner of said Parcel 26WD, to the northwesterly corner of a 0.133 acre tract of land described as 25WD and conveyed to Franklin County Commissioners of record in Instrument Number 200406300 I 52468 and to a northeasterly corner of a 5.114 acre of land conveyed to Educational Service Center of Central Ohio of record in Instrument Number 201001290011699;

Thence N 86° 37' 47" W, along the southerly line of said Parcel I and along the northerly line of said 5.114 acre tract, 1120.94± feet to a common corner thereof, being in the easterly line of a 11.689 acre tract of land conveyed to Avistone Citygate H LLC et al of record in Instrument Number 201711200164330 and being in a City of Columbus Corporation Line (Case No. 199, Ord. No. 1066-64, MR 137-331);

Thence N 03° 35' 40" E, along the westerly line of said Parcel I and said Parcel 2, along the easterly line of said 11.689 acre tract and along said City of Columbus Corporation Line (Case No. 199, Ord. No. 1066-64, MR 137-331), 200.39± feet to a common corner of said Parcel 2 and said 12.861 acre tract;

Thence S 86° 45' 27" E, along the northerly line of said Parcel 2, along the southerly line of said 12.861 acre tract and along said City of Columbus Corporation Line (Case No. 22-06, Ord. No. 0043-2007, I.N. 200705150084538 & I.N. 200705150084542 (Plat)), 1120.85± feet to the True Point of Beginning, and containing 5.2± acres, more or less.

**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.