



Legislation Details (With Text)

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On agenda: 11/15/2021 **Final action:** 11/17/2021

Title: To dedicate a tract of real property owned by the City of Columbus as road right-of-way; to name said public right-of-way as Maple Canyon Avenue; and to declare an emergency. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. 2745-2021 18-WD - 0.040 ac, 2. 2745-2021 E03703_Maple Canyon ROW_Fire Station 6

| Date | Ver. | Action By | Action | Result |
|------------|------|-----------------------|----------|--------|
| 11/17/2021 | 1 | ACTING CITY CLERK | Attest | |
| 11/16/2021 | 1 | MAYOR | Signed | |
| 11/15/2021 | 1 | COUNCIL PRESIDENT | Signed | |
| 11/15/2021 | 1 | Columbus City Council | Approved | Pass |

1. BACKGROUND

The City of Columbus, Department of Public Service, is currently engaged in a project identified as the Arterial Street Rehabilitation - SR161 I-71 to Cleveland Avenue Phase 1 project. The project is the first phase of a series of projects that will make improvements to SR161 between I-71 and Cleveland Avenue, with a focus on the side streets north and south of SR161. This project will replace the existing traffic signal at SR161 and Maple Canyon Avenue, install a shared use path, curb, curb ramps and street lighting. Side street improvements along Maple Canyon Avenue include reconstruction, widening, resurfacing, new sidewalk, median, the installation of urban mini roundabouts at the northern and southern end of the project, and new street lighting and stormwater drainage.

During design of the Arterial Street Rehabilitation - SR161 I-71 to Cleveland Avenue Phase 1 project, it was determined a portion of real property owned by the City of Columbus known as 5750 Maple Canyon Avenue (aka Fire Station 6), Franklin County Parcel Number 010-111267, totaling 0.040 acre, would need to be dedicated as right-of-way for roadway purposes to accommodate the improvements contemplated by this project. After review of the preliminary plan sheets, the Department of Public Service and the Department of Finance and Management has determined the dedication of this property to right of way will not adversely affect the City and should be allowed to proceed.

The following legislation permits the City to dedicate the property as road right-of-way and name the road right-of-way as Maple Canyon Avenue.

2. FISCAL IMPACT

There is no cost to the City to dedicate this property as road right-of-way.

3. EMERGENCY DESIGNATION

Emergency action is requested so that construction of the proposed improvements for the Arterial Street Rehabilitation - SR161 I-71 to Cleveland Avenue Phase 1 project can proceed without delay.

To dedicate a tract of real property owned by the City of Columbus as road right-of-way; to name said public right-of-way as Maple Canyon Avenue; and to declare an emergency. (\$0.00)

WHEREAS, Ohio Revised Code Chapter 723.03 requires that property to be used as a public street or alley must be accepted and dedicated as public right-of-way by an ordinance specially passed for such purpose; and

WHEREAS, current plans indicate City owned land, totaling 0.040 acre tract, will need to be dedicated to right-of-way for this purpose; and

WHEREAS, the City desires to dedicate a 0.040 acre tract, as public right-of-way; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to dedicate a 0.040 acre tract as public right-of-way and to name the 0.040 acre tract as Maple Canyon Avenue to allow construction to proceed as scheduled, thereby preserving the public health, peace, property, safety and welfare; **now therefore**

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

SECTION 1. That the City of Columbus hereby dedicates the following described properties as road right-of-way; to-wit:

PARCEL 18-WD

0.040 ACRE

Arterial Street Rehabilitation - SR161 I-71 to Cleveland Avenue Phase 1

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in southeast Quarter Township 4, Township 2 North, Range 18 West, of the United-States Military Lands, part of Lot 2 of the Scioto Land Company Partition as recorded in Deed Book A, Page 194 (destroyed by fire) and re-recorded in Deed Book A, Page 21, part of Lots 19 and 20 of Sharon Acres as recorded in Plat Book 20, Page 1, and being part of a 0.919 acre tract conveyed to City of Columbus (hereinafter referred to as "Grantor") by deed of record in Deed Book 2910, Page 76 (Franklin County Parcel Number 010-111267-00) (all documents referenced herein are from the Franklin County Recorder's Office), and being more particularly described as follows:

BEGIN FOR REFERENCE at the centerline right-of-way intersection of East Dublin Granville Road (SR 161), (Station 679+77.56) and Maple Canyon Ave. (Station 50+00.00), being referenced by a found iron pin in concrete at centerline Station 685+80.83, (East Dublin Granville Road (SR 161)), 8.31 feet left, which bearing South 85° 26' 09" East a distance of 603.59 feet;

Thence North 03° 38' 29" East a distance of 529.91 feet along centerline of Maple Canyon Ave. (width varies) to a point at centerline Station 55+29.91;

Thence South 86° 21' 31" East a distance of 25.00 feet, leaving the centerline, across Maple Canyon Ave. to a point in the easterly right-of-way line of Maple Canyon Ave., a northwesterly corner of the grantor's and a southwesterly corner of a right of way parcel deeded to the City of Columbus by deed of record in Deed Book 3501, Page 526, 25.00 feet right of centerline station 55+29.91, and the TRUE POINT OF BEGINNING, of the parcel herein described;

Thence South 86° 40' 50" East a distance of 23.73 feet along the line common to the Grantor and a 0.779 acre tract conveyed to L.L.I.J.M.A.S., LLC, an Ohio limited liability company by deed of record in Instrument Number 2005012050255645 and the City of Columbus right of way parcel to an iron pin set, 48.73 feet right of centerline station 55+30.05, passing at 5.00 feet, a 5/8" iron pipe found at the southwesterly corner of said 0.779 acre, on the Grantor's northerly line and the easterly right-of-way line of Maple Canyon Ave. (width varies), and a southeasterly corner of said City of Columbus right of way parcel, 30.00 feet right of centerline station 55+29.94;

Thence leaving the line common to the Grantor and said 0.773 acre tract on the following two (2) courses across the Grantor's 0.918 acre tract;

1. South 43° 24' 11" West a distance of 24.59 feet to an iron pin set, 33.00 feet right of centerline station 55+11.14;

2. South 03° 38' 29" West a distance of 180.71 feet to an iron pin set on a line common to the Grantor and a 1.542 acre tract conveyed to Cougill, LLC, an Ohio limited liability company by deed of record in Instrument Number 200309250306699, 33.00 feet right of centerline station 53+30.44;

Thence North 86° 16' 24" West a distance of 8.00 feet along the line common to the Grantor and the said 1.542 acre tract to a point being the Grantor's southwesterly corner and the northwesterly corner of the said 1.542 acre tract on the easterly right-of-way line of Maple Canyon Ave., 25.00 feet right of centerline station 53+30.45;

Thence North 03° 38' 29" East a distance of 199.47 along the easterly right-of-way line of Maple Canyon Ave. and the Grantor's westerly line to the TRUE POINT OF BEGINNING, containing 0.040 acres, more or less, being subject to all easements, restrictions, and right-of-way of record.

This description was prepared by Robert J. Sands, Ohio Professional Survey Number 8053, and is based on a survey conducted by DLZ Ohio, Inc. in 2020 under his direct supervision.

The bearings for this description are based on the Ohio State Plane Coordinate System, South Zone, and reference the North American Datum of 1983 and the 2007 adjustment (NAD83(2007)), with the bearing of Maple Canyon Ave. being North 3 38' 29" East.

Where described, iron pins set are 5/8 inch rebar, 30 inches long, with yellow caps stamped "DLZ OHIO INC."

All station and offsets referenced in this description are from the right-of-way centerline of Maple Canyon Avenue as described in the plan known as "IMPROVEMENTS OF SR 161/I71" on file with the Ohio Department of Transportation and the City of Columbus.

Robert J. Sands
Professional Surveyor No. 8053

SECTION 2. That the City of Columbus hereby names the above described road right-of-way as Maple Canyon Avenue.

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.