



## Legislation Details (With Text)

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<b>File created:</b>	3/28/2022	<b>In control:</b>	Public Service & Transportation Committee
<b>On agenda:</b>	5/2/2022	<b>Final action:</b>	5/5/2022
<b>Title:</b>	To authorizes the Director of the Department of Public Service to execute those documents necessary for the City to grant encroachment easements to HCP Columbus Warehouse District I LLC to allow a wall, ramp and stair to remain within the public rights-of-way along the south side of Neilston Street. (\$0.00)		
<b>Sponsors:</b>			
<b>Indexes:</b>			
<b>Code sections:</b>			
<b>Attachments:</b>	1. 0979-2022 Exhibit.pdf		

Date	Ver.	Action By	Action	Result
5/5/2022	1	CITY CLERK	Attest	
5/4/2022	1	MAYOR	Signed	
5/2/2022	1	COUNCIL PRESIDENT	Signed	
5/2/2022	1	Columbus City Council	Approved	Pass
4/18/2022	1	Columbus City Council	Read for the First Time	

### 1. BACKGROUND

The City of Columbus, Department of Public Service, received a request from HCP Columbus Warehouse District I LLC, asking the City to allow a wall, ramp and stair to remain within the public right-of-way along the south side of Neilston Street at 225 Neilston Street. This project is an interior remodel at this location and these encroachments are located within the easement as described below and with the attached exhibit.

The following legislation authorizes the Director of the Department of Public Service to execute those documents necessary for the City to grant these encroachments to legally allow these items to remain within the public rights-of-way. Allowing these elements to remain will meet the Americans with Disabilities Act (ADA) to be able to enter the building and fit into the architectural desire. A value of \$500.00 for the encroachment easements was established.

### 2. FISCAL IMPACT

The City will receive a total of \$500.00, to be deposited in Fund 7748, Project P537650, for granting the requested encroachment.

To authorizes the Director of the Department of Public Service to execute those documents necessary for the City to grant encroachment easements to HCP Columbus Warehouse District I LLC to allow a wall, ramp and stair to remain within the public rights-of-way along the south side of Neilston Street. (\$0.00)

**WHEREAS**, the City of Columbus, Department of Public Service, received a request from HCP Columbus Warehouse District I LLC, asking the City to allow a wall, ramp and stair to remain within the public right-of-way along the south side of Neilston Street at 225 Neilston Street; and

**WHEREAS**, this project is an interior remodel at this location and these encroachments are located within easement as described below and with the attached exhibit; and

**WHEREAS**, a value of \$500.00 to be deposited in Fund 7748, Project P537650, for the encroachment easements was established; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Public Service **to** authorize the Director to execute those documents necessary for the City to grant these encroachments to legally allow these items to remain within the public rights-of-way. Allowing these elements to remain will meet the Americans with Disabilities Act (ADA) to be able to enter the building and fit into the architectural desire; **now, therefore**,

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

**SECTION 1.** The Director of the Department of Public Service is hereby authorized to execute those documents necessary for the City to grant these encroachments to legally allow these items to remain within the public rights-of-way. Allowing these elements to remain will meet the Americans with Disabilities Act (ADA) to be able to enter the building and fit into the architectural desire; to-wit:

**3 Dimensional Encroachment Easement  
Easement Extends Vertically 2.0 Feet Upward From Existing Sidewalk  
0.002 Acre**

Situated in the City of Columbus, County of Franklin, State of Ohio, being a part of Neilston Street (60' right-of-way) as recorded in Latham's Addition to the City of Columbus, Plat Book 1 Page 123, being a 3-dimensional easement extending from the existing sidewalk level vertically for 2.0 feet, approximately between elevations of 760' and 762' (NAVD88), the footprint of said easement being more particularly described as follows:

**Commencing** at the intersection of the northern right-of-way line of McKee Alley (20' right-of-way) and the western right-of-way line of Neilston Street; thence,

Along the western right-of-way line of Neilston Street, *North 07° 48' 20" West for a distance of 118.02'* to a point, said point being the **TRUE POINT OF BEGINNING** and from said beginning point running thence,  
Continuing along the western right-of-way line of Neilston Street, *North 07° 48' 20" West for a distance of 31.26'* to a point; thence,

Along a line perpendicular to the western right-of-way line of Neilston Street, *North 82° 11' 40" East for a distance 3.00'* to a point; thence,

Along a line parallel and 3.00' distant to the western right-of-way line of Neilston Street, *South 07° 48' 20" East for a distance 31.26'* to a point; thence,

*South 82° 11' 40" West for a distance 3.00'* to the point of beginning, containing 0.002 acres (94 square feet) of land, and a volume of 188 cubic feet, more or less.

Basis of bearings for the herein-described courses is the State Plane Coordinate System, Ohio South Zone (NAD83-2011), with a portion of the western right-of-way of Neilston Street being North 07° 48' 20" West, as shown in Franklin County GIS mapping.

Michael L. Keller Professional Surveyor, Ohio License No. 7978

**SECTION 2.** That the City will receive a total of \$500.00 to be deposited in Fund 7748, Project P537650, for granting the requested encroachments.

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