



## Legislation Details (With Text)

**File #:** 1043-2022      **Version:** 1

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

**File created:** 4/4/2022      **In control:** Public Service & Transportation Committee

**On agenda:** 5/2/2022      **Final action:** 5/5/2022

**Title:** To authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant the encroachment easements to Town Square Condominium Association located at 101 South High Street and along the south side of West State Street. (\$0.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ord 1043-2022 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 the property owner, Town Square Condominium Association asking that the City allow a basement vault to remain encroaching into the public right-of-way, for their project. The project is located at 101 South High Street and along the south side of West State Street. This vault was damaged by a contractor performing some street repairs. The existing encroachment consist of a below ground basement vault built approximately in the early 1900s that protrudes into the public right-of-way as described below and shown on 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 this encroachment to legally allow the vault to remain extended into the public rights-of-way. Allowing this element to remain will enhance the building and help keep the original structures foundation to remain as is. A value of \$500.00 for the encroachment easement 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 authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant the encroachment easements to Town Square Condominium Association located at 101 South High Street and along the south side of West State Street. (\$0.00)

**WHEREAS**, the City of Columbus, Department of Public Service, received a request from the property owner, Town Square Condominium Association asking that the City allow a basement vault to remain encroaching into the public right-

of-way, for their project. The project is located at 101 South High Street and along the south side of West State Street; and

**WHEREAS**, this vault was damaged by a contractor performing some street repairs. The existing encroachment consist of a below ground basement vault built approximately in the early 1900s that protrudes into the public right-of-way as described below and shown on the attached exhibit; and

**WHEREAS**, the following legislation authorizes the Director of the Department of Public Service to execute those documents necessary for the City to grant this encroachment to legally allow the vault to remain extended into the public rights-of-way. Allowing this element to remain will enhance the building and help keep the original structures foundation to remain as is; and

**WHEREAS**, a value of \$500.00 for the encroachment easement was established; **now, therefore**,

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

**SECTION 1.** That the Director of the Department of Public Service to execute those documents necessary for the City to grant this encroachment to legally allow the vault to remain extended into the public rights-of-way. Allowing this element to remain will enhance the building and help keep the original structures foundation to remain as is; to-wit:

3 Dimensional Encroachment Easement  
WEST STATE STREET SUB-GRADE VAULT

Situated in the State of Ohio, County of Franklin, City of Columbus, being a portion of public right-of-way located in West State Street, south of South High Street and being more particularly described as follows:

Being a strip of land within West State Street, contiguous with the northerly line of Lot 1 as shown and delineated upon the plat "John F. Barr's Subdivision", of record in Deed Book 11, Page 189, Recorder's Office, Franklin County, Ohio;

Beginning FOR REFERENCE at a point of intersection of the southerly right of way line of West State Street, 82.5 feet in width and the westerly right of way line of South High Street, 100 feet in width, at the northeasterly corner of said Lot 1; thence South 82°07'46" West, along said southerly right of way line and the northerly line of said Lot 1, a distance of 16.37 feet to a point with a surface elevation of 767.27 and a vault floor elevation of 756.50 and at the TRUE PLACE OF BEGINNING;

Thence South 82°07'46" West, continuing along said southerly right of way line and said northerly line, a distance of 46.13 feet to a point at the northwesterly corner of said Lot 1 with a surface elevation of 764.43 and a vault floor elevation of 756.50;

Thence though West State Street right of way the following courses:

1. North 08°28'32" West, a distance of 6.40 feet to a point with a surface elevation of 764.27 and a vault floor elevation of 756.50;
2. North 81°31'27" East, a distance of 46.12 feet to a point with a surface elevation of 766.84 and a vault floor elevation of 756.50;
3. South 08°31'40" East, a distance of 6.89 feet to the TRUE PLACE OF BEGINNING and containing 306.45 square feet of land.

Bearing herein are based on GPS observations of the Ohio State Plane Coordinate System, South Zone (2011), establishing a bearing of South 82°07'46" West for West State Street southerly right of way line. All elevations herein are in decimal feet and based on NAVD 88 Datum.

This description was prepared by IBI Group, based on information obtained from an actual field survey performed in March 2022.

IBI Group Survey

**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.