



## Legislation Details (With Text)

<b>File #:</b>	2253-2022	<b>Version:</b>	1
<b>Type:</b>	Ordinance	<b>Status:</b>	Passed
<b>File created:</b>	8/2/2022	<b>In control:</b>	Public Service & Transportation Committee
<b>On agenda:</b>	9/12/2022	<b>Final action:</b>	9/15/2022
<b>Title:</b>	To dedicate tracts of real property owned by the City of Columbus as road right-of-way; to name said public right-of-way as Souder Avenue and West Gay Street; and to declare an emergency. (\$0.00)		
<b>Sponsors:</b>			
<b>Indexes:</b>			
<b>Code sections:</b>			
<b>Attachments:</b>	1. Ord 2253-2022 3705E Souder Ave MUP - parcel 15-WD exhibit.pdf, 2. Ord 2253-2022 Right of Way deed for 010-001989.pdf		

Date	Ver.	Action By	Action	Result
9/15/2022	1	CITY CLERK	Attest	
9/14/2022	1	MAYOR	Signed	
9/12/2022	1	COUNCIL PRESIDENT	Signed	
9/12/2022	1	Columbus City Council	Approved	Pass

### 1. BACKGROUND

The City of Columbus, Department of Public Service, is currently engaged in a project identified as Souder Avenue 3705-E, FRA-Souder Avenue Trail project. This project will construct a shared use path and new structure adjacent to Souder Avenue Bridge from North Souder Avenue from US40 - West Broad Street, to US33 - Dublin Road. The project includes a connection to the Scioto Trail and Westbank Trail and an extending shared use path along Souder Avenue from Scioto Trail to US40 -West Broad Street.

During design of the Souder Avenue 3705-E, FRA-Souder Avenue Trail project it was determined portions of real property owned by the City of Columbus known as Parcel 15-WD, Franklin County Parcel Number 010-001989, totaling 0.010 acre would need to be dedicated as right-of-way to accommodate the improvements contemplated by this project. After review of the preliminary plan sheets, the Department of Public Service 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 Souder Avenue and West Gay Street.

### 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 Souder Avenue 3705-E, FRA-Souder Avenue Trail project can proceed without delay.

To dedicate tracts of real property owned by the City of Columbus as road right-of-way; to name said public right-of-way as Souder Avenue and West Gay Street; 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 0.010 acre tracts, will need to be dedicated to right-of-way for this purpose; and

**WHEREAS**, the City desires to dedicate a 0.010 acre tract, as public right-of-way; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to dedicate a 0.010 acre tract as public right-of-way and to name the 0.010 acre tracts as Souder Avenue and West Gay Street, 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 described properties as per attachments to this ordinance.

**SECTION 2.** That the City of Columbus hereby names the above described road right-of-way as Souder Avenue and West Gay Street.

**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.