



## Legislation Details (With Text)

**File #:** 0266-2023      **Version:** 1

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

**File created:** 1/19/2023      **In control:** Economic Development Committee

**On agenda:** 2/13/2023      **Final action:** 2/15/2023

**Title:** To accept the application (AN22-011) of DRCS Rail-Site 8, LLC for the annexation of certain territory containing 37.45± acres in Hamilton Township.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 0266-2023 AN22-011 Briefing Sheet, 2. 0266-2023 AN22-011 Legal, 3. 0266-2023 AN22-011 Plat, 4. 0266-2023 AN22-011 Service Statement

Date	Ver.	Action By	Action	Result
2/15/2023	1	CITY CLERK	Attest	
2/14/2023	1	MAYOR	Signed	
2/13/2023	1	COUNCIL PRESIDENT	Signed	
2/13/2023	1	Columbus City Council	Approved	Pass
2/6/2023	1	Columbus City Council	Read for the First Time	

### BACKGROUND:

This ordinance approves the acceptance of certain territory (AN22-011) 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 October 26, 2022. City Council approved a service ordinance addressing the site on November 7, 2022. Franklin County approved the annexation on November 29, 2022 and the City Clerk received notice on December 12, 2022.

### 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 (AN22-011) of DRCS Rail-Site 8, LLC for the annexation of certain territory containing 37.45± acres in Hamilton Township.

**WHEREAS**, a petition for the annexation of certain territory in Hamilton Township was filed on behalf of DRCS Rail-Site 8, LLC on October 26, 2022; and

**WHEREAS**, the petition was considered and approved by the Franklin County Board of Commissioners at a hearing on November 29, 2022; and

**WHEREAS**, on December 12, 2022, 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 DRCS Rail-Site 8, LLC in a petition filed with the Franklin County Board of Commissioners on October 26, 2022 and subsequently approved by the Board on November 29, 2022 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 Hamilton, being in Sections 11, Township 3, Range 22, Congress Lands East of the Scioto, containing 37.45+/- acres of land, more or less, said 37.45 +/-acres being part of that 38.671 acre tract as conveyed to DRCS Rail-Site 8, LLC of record in Instrument Number 202110190189521, and more particularly described as follows:

Beginning, for Reference, at Franklin County Geodetic Survey Monument 5164, said monument being in the westerly line of that original 161.056 acre tract of land as conveyed to Columbus Regional Airport

Authority of record in Instrument No. 200701090004916 and also being in the centerline of Canal Road (R.R. 7, P. 271);

Thence N 21 ° 27' 15" E, with the westerly line of said 161.056 acre tract and along said centerline, 521.45± feet to a point;

Thence S 86° 58' 31" E, across said 161.056 acre tract, 591.00± feet to the northwesterly corner of said 38.671 acre tract of land, the True Point of Beginning;

Thence S 86° 58' 31" E, with the northerly line of said 38.671 acre tract, 938.29± feet to a point in the westerly line of that 2.380 acre tract of land as conveyed to the Franklin County Commissioners of record in Instrument No. 202010070153 831, also being an easterly line of an existing City of Columbus Corporation Line (Case No 01-21, Ord. No. 1056-2021, I.N. 202107210128758);

Thence with common lines of said 38.671 acre tract, said 2.380 acre tract and said existing Corporation Line, the following three (3) courses;

with a curve to the left, having a central angle of 150° 24' 34", a radius of 73.50± feet, an arc length of 192.95 feet, and a chord bearing of S 64° 34' 28" E, a chord distance of 142.13± feet to a point of reverse curvature;

with a curve to the right, having a central angle of 52° 48' 10", a radius of 36.50± feet, an arc length of 33.64 feet, and a chord bearing of N 66° 37' 22" E, a chord distance of 32.46± feet to a point of tangency;

S 86° 58' 31" E, 412.23± feet to the northeasterly corner of said 38.671 acre tract, also being the northwesterly corner of that 32.329 acre tract of land as conveyed to DRCS Rail-Site 7, LLC of record in Instrument No. 202205020066768;

Thence S 03° 25' 00" W, with said common line, 972.44± feet to a point in the northerly right-of-way line of Vause Road (60')(R.R. 7, Page 192);

Thence N 86° 58' 31" W, across said 38.671 acre tract and along said centerline, 1765.78± feet to the southwesterly corner of said 38.671 acre tract;

Thence N 17° 30' 28" E, with the westerly line of said 38.671 acre tract, 1045.37± feet to the True Point of Beginning, and containing 37.45+/- acres of land, more or less.

Subject, however, to all legal highways, easements, and restrictions.

The above description was prepared from information obtained from the Franklin County Auditor's Office, the Franklin County Recorder's Office and information obtained from an actual field survey conducted by Advanced Civil Design, Inc in March of 2017 and July of 2018. A drawing of the above description has been prepared and is a part hereof.

The total length of the annexation perimeter is about 5,361± feet, of which about 639± feet are contiguous with existing City of Columbus Corporation Lines, being 11.9%± contiguous. This annexation does not create any islands of township property.

**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.