



## Legislation Details (With Text)

**File #:** 2388-2023      **Version:** 1

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

**File created:** 8/16/2023      **In control:** Public Service & Transportation Committee

**On agenda:** 9/18/2023      **Final action:** 9/21/2023

**Title:** To authorize the Director of the Department of Public Service to execute those documents necessary for the City to release the portion of easement in an alley located south of Sixth Avenue and east of North Fifth Street to allow the area to clear title for the development this site. (\$500.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Exhibit 2388-2023, 2. 2388-2023 easement description

Date	Ver.	Action By	Action	Result
9/21/2023	1	CITY CLERK	Attest	
9/20/2023	1	MAYOR	Signed	
9/18/2023	1	COUNCIL PRESIDENT	Signed	
9/18/2023	1	Columbus City Council	Approved	Pass
9/11/2023	1	Columbus City Council	Read for the First Time	

### 1. Background

In 1962, pursuant to Ordinance 869-62, the City of Columbus vacated a portion of right-of-way, with utility rights reserved, known as a north/south alley located south of Sixth Avenue and east of North Fifth Street. The Department of Public Service recently received a request from the current property owners, 303 East Sixth, LLC, asking that the City release the reserved easements over this area to clear title for development of this site. After receipt of this request, the Department of Public Service, Division of Infrastructure Management verified with all the public and private utility companies that there are no public utilities or need for this easement located within the requested area and that they have no objections to this easement being released. The following legislation authorizes the Director of the Department of Public Service to execute those documents necessary to release the portion of easement as described above and in the attached exhibit to allow the area to clear title for this site.

### 2. Fiscal Impact

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

To authorize the Director of the Department of Public Service to execute those documents necessary for the City to release the portion of easement in an alley located south of Sixth Avenue and east of North Fifth Street to allow the area to clear title for the development this site. (\$500.00)

**WHEREAS**, in 1962, pursuant to Ordinance 869-62, the City of Columbus vacated a portion of right-of-way, with utility rights reserved, known as a north/south alley located south of Sixth Avenue and east of North Fifth Street; and

**WHEREAS**, the Department of Public Service recently received a request from the current property owners, 303 East Sixth, LLC, asking that the City release the reserved easements over this area to clear title for the development of this site; and

**WHEREAS**, the Department of Public Service, Division of Infrastructure Management verified with all the public and private utility companies that there are no public utilities or need for this easement, located within the requested area and that they have no objections to this easement being released; and

**WHEREAS**, the following legislation authorizes the Director of the Department of Public Service to execute those documents necessary to release the portion of easement as described above and in the attached exhibit to allow the area to clear title for this site at the cost of \$500.00 to 303 East Sixth, LLC; **now, therefore**

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

**SECTION 1.** To authorize the Director of the Department of Public Service to execute those documents necessary that have been approved by the Real Estate Department, City Attorney's Office, for the City to release the portion of easement areas as described in the attached exhibit to 303 East Sixth, LLC.

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

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