



City of Columbus

Office of City Clerk
90 West Broad Street
Columbus OH 43215-9015
columbuscitycouncil.org

Legislation Details (With Text)

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Title: To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Henderson Road (S.R. 315 to High Street) Improvement Project, and to declare an emergency.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
2/28/2008	1	CITY CLERK	Attest	
2/27/2008	1	MAYOR	Signed	
2/25/2008	1	Columbus City Council	Adopted	Pass
2/25/2008	1	COUNCIL PRESIDENT	Signed	
2/14/2008	1	Atty Reviewer	Reviewed and Approved	
2/14/2008	1	Atty Drafter	Sent for Approval	
2/14/2008	1	CITY ATTORNEY	Reviewed and Approved	
2/14/2008	1	Atty Drafter	Sent to Clerk's Office for Council	
2/5/2008	1	Atty Drafter	Sent for Approval	

The following is a resolution to declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the **Henderson Road (S.R. 315 to High Street) Improvement Project**.

Fiscal Impact:

N/A

Emergency Justification: Emergency action is requested to allow the City Attorney's Office, Real Estate Division, to begin acquisition of the right-of-way needed for this project immediately so that construction of this improvement can proceed as currently scheduled.

To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the **Henderson Road (S.R. 315 to High Street) Improvement Project**, and to declare an emergency.

WHEREAS, the City of Columbus is engaged in the **Henderson Road (S.R. 315 to High Street) Improvement Project**; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that it is necessary to appropriate such real property interests so that there will be no delay in the aforementioned project, and for the immediate preservation of the public peace, property, health and safety; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That this Council hereby declares the necessity and intent to appropriate fee simple title and lesser interests in and to the following described real estate necessary for the **Henderson Road (S.R. 315 to High Street) Improvement Project**, Project #530103 , pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code (1959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit:

PARCEL 81 WD (REVISED)
BP EXPLORATION & OIL INC., AN OHIO CORPORATION
HENDERSON ROAD

Situated in the State of Ohio, County of Franklin, City of Columbus, and being part of Lot 1 of the Rosemary Addition in Plat Book 15, Page 23 as recorded in the Franklin County Records Office, and being more particularly described as follows:

Being a parcel of land lying on the left side of the centerline of survey of Henderson Road and High Street made by the City of Columbus as recorded in Plat Book __, Page __ of the records of Franklin County and being located within the following described points in the boundary thereof;

BEGINNING at the Grantor's southwesterly property corner and the southwesterly corner of said Lot I, 25.00 feet left of Station 56+56.66 Henderson Road;

Thence North 03°03'50" East a distance of 12.02 feet to an iron pin set on the Grantor's westerly property and the westerly line of said Lot 1, 37.00 feet left of Station 56+56.50 Henderson road;

Thence South 58°44'36" East a distance of 15.21 feet to an iron pin set 30.00 feet left of Station 56+70.00 Henderson Road;

Thence South 86°09'06" East a distance of 94.00 feet to an iron pin set 30.00 feet left of Station 57+64.00 Henderson Road;

Thence North 78°45'36" East a distance of 26.37 feet to an iron pin set 37.00 feet left of Station 57+90.00 Henderson Road;

Thence North 47°55'50" East a distance of 16.74 feet to an iron pin set 50.00 feet left of Station 65+24.79 North High Street;

Thence North 02°49'07" East a distance of 21.33 feet to an iron pin set 50.00 feet left of Station 65+46.12 North High Street;

Thence South 86°09'06" East a distance of 5.00 feet to an iron pin set in the Grantor's easterly property line, the easterly line of said Lot 1 and the existing westerly right-of-way line of North High Street 45.00 feet left of Station 65+46.03 North High Street;

Thence South 02°49'07" West a distance of 33.35 feet along the Grantor's easterly property line, the easterly line of said Lot 1 and the said right-of-way line of North High Street to an iron pin found 45.00 feet left of Station 65+12.68 North High Street;

Thence South 62°40'42" West a distance of 22.95 feet along the Grantor's southerly property line, the southerly line of said Lot 1 and the northerly right-of-way line of Henderson Road to an iron pin set 25.00 feet left of Station 57+86.68 Henderson Road;

Thence North 86°09'06" West a distance of 130.02 feet continuing along the Grantor's southerly property line, the southerly line of said Lot 1 and said right-of-way line of Henderson Road to the **POINT OF BEGINNING**, containing 1122 square feet (0.0258 acre).

The above-described area is contained within the Franklin County Auditor's Permanent Parcel Number 010-083849.

PARCEL 81A
UP EXPLORATION & OIL INC.
HENDERSON ROAD

Situated in the State of Ohio, County of Franklin, City of Columbus, and being part of Lots 1 and 2 of the Rosemary Addition in Plat Book 15, Page 23 as recorded in the Franklin County Recorder's Office, and being more particularly described as follows:

Being a parcel of land lying on the left side of the centerline of survey of Henderson Road and North High Street

made by the City of Columbus as recorded in Plat Book __, Page __ of the records of Franklin County and being located within the following described points in the boundary thereof;

Beginning **FOR REFERENCE** at the Grantor's northeasterly property corner, the northeasterly corner of Lot 3 of Rosemary Addition, and in the westerly right-of-way line of North High Street, 45.00 feet left of Station 66+50.80 North High Street;

Thence South 02°49'07" West along said right-of-way line a distance of 50.00 feet to the northeasterly corner of Lot 2, 45.00 feet left of Station 66+00.80 North High Street and the **TRUE POINT OF BEGINNING**;

Thence South 02°49'07" West continuing along said right-of-way line, a distance of 54.77 feet to a point 45.00 feet left of Station 65+46.03 North High Street;

Thence North 86°09'05" West a distance of 5.00 feet to an iron pin set 50.00 feet left of Station 65+46.12 North High Street;

Thence North 02°49'07" East a distance of 54.77 feet to a point in the northerly line of Lot 2, 50.00 feet left of Station 66+00.89 North High Street;

Thence North 86°09'05" East a distance of 5.00 feet to the **TRUE POINT OF BEGINNING**, containing 274 square feet.

The above-described area is contained within the Franklin County Auditor's Permanent Parcel Number 010-083849.

Grantor claims title by instrument(s) recorded in instrument number 199712220173200 Franklin County Recorder's Office.

Said stations being the Station numbers as stipulated in the hereinbefore-mentioned survey and as shown by plans on file in the City of Columbus.

This description is based on a survey for the City of Columbus from 2000-2001 by M-E Companies Inc., and prepared under the direction of Ronald J. Yarano, Registered Surveyor No. 7169.

Basis of Bearings was determined by GPS observations utilizing Franklin County Engineer's Monuments Astro and Frank72 on March 30, 2000.

Section 2. That the City Attorney be and hereby is authorized to cause a written notice of the adoption of this resolution to be served upon the owners, persons in possession of or persons having a real or possible interest of record in the above described premises in the manner provided by law.

Section 3. That for the reasons state in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.