



## Legislation Text

**File #: 0145-2008, Version: 1**

Gay Street Condominiums, LLC is adding an awning to an existing commercial office building located at 45 North Fourth Street and has recently submitted a request asking that the City grant them an encroachment easement into Gay Street to allow for installation of a new awning on the Gay Street side of this building. Per current Transportation Division practice, comments were solicited from interested parties, including City departments before it was determined that the City would not be adversely affected by the granting of the requested encroachment easement. A \$500.00 value was established for this easement.

The City will receive a total of \$500.00, to be deposited in Fund 748, Project 537650, as consideration for the granting of the requested encroachment easement.

To authorize the Director of the Public Service Department to execute those documents necessary to allow the City to grant an encroachment easement to Gay Street Condominiums, LLC to allow for installation of an awning on the Gay Street side of an existing building at 45 North Fourth Street.

**WHEREAS**, Gay Street Condominiums, LLC desires to install an awning on the Gay Street side of an existing commercial office building located at 45 North Fourth Street; and

**WHEREAS**, the City of Columbus, Public Service Department, Transportation Division, recently received a request from Gay Street Condominiums, LLC asking that the City grant an encroachment easement into the south side of Gay Street for this installation; and

**WHEREAS**, per current Transportation Division practice, comments were solicited from interested parties, including City departments before it was determined that the City would not be adversely affected upon the granting of the encroachment easement for a new awning; and

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

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

**Section 1.** That the Director of the Public Service Department be and is hereby authorized to execute those documents necessary to grant the following described encroachment easement to Gay Street Condominiums, LLC; to-wit:

#### **0.005 Acre Easement**

Situated in the State of Ohio, Franklin County, City of Columbus, Half Section 25, Township 5, Range 22, Refugee Lands, being a three dimensional awning easement lying on, over, across and above Gay Street (variable width) (all records being of the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows;

**BEGINNING** at the intersection of the southerly right-of-way line of Gay Street (width varies) and the westerly right-of-way line of Fourth Street (82.50 feet in width), and being the northeasterly corner of Inlot 639 of the Plat of the City of Columbus, a subdivision of record in Deed Book F, Page 332 as conveyed to Metro City Ventures LLC, Parcel 1 by deed of record in Instrument Number 200406300151894;

Thence South 81 °28' 34" West, a distance of 58.50 feet along the southerly right-of-way line of said Gay Street to a point;

Thence the following three (3) courses and distances across said Gay Street;

- 1) North 08°31 '26" West, a distance 4.00 feet to a point
- 2) North 81°28'34" East, a distance of 58. 50 feet to a point;

3) South 08°31 '26" East, a distance of 4.00 feet to the **POINT OF BEGINNING**, containing 0.005 acre, more or less. The above easement in 12.67 feet in height.

Bearings are based on the assumed bearing of South 81°28'34" West for the southerly right-of-way line of Gay Street.

R.D. Zande & Associates, Inc.  
Robert J. Sands, P.S. 8053

**Section 2.** That the \$500.00 to be received by the City as consideration for the granting of the requested encroachment easement shall be deposited in Fund 748, Project 537650.

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