



Legislation Text

File #: 1823-2013, **Version:** 1

BACKGROUND:

The City of Columbus, Ohio ("City") holds title to two (2) sewer utility easements described and recorded in O.R.V. 1155, Page 289, and O.R.V. 1155, Page, 295 ("Old Easements"), Recorder's Office, Delaware County, Ohio. The Grantors of the Old Easements, N.P. Limited Partnership, an Ohio limited partnership, and Gemini Place Towne Center, LLC, an Ohio limited liability company, requests the City to release portions of its sewer easement rights in the Old Easements. The City's Department of Public Utilities, Division of Sewerage and Drains, reviewed, approved, and determined releasing portions of the City's sewer utility easement rights in the Old Easements does not adversely affect the City and should be granted at no cost, because portions of the sewer utility service line were abandoned, removed, and relocated under RP 16533-16535. Therefore, the following legislation authorizes the Director of the Department of Public Utilities to execute those documents, as prepared by the Columbus City Attorney, Real Estate Division, necessary to release portions of the City's sewer utility easement rights in the Old Easements.

FISCAL IMPACT: Not applicable.

EMERGENCY JUSTIFICATION: Not applicable.

To authorize the Director of the Department of Public Utilities, City of Columbus, Ohio, to execute those documents necessary to release to N.P. Limited Partnership, an Ohio limited partnership, and Gemini Place Towne Center, LLC, an Ohio limited liability company, portions of the City's sewer utility easement rights described and recorded in O.R.V. 1155, Page 289, and O.R.V. 1155, Page, 295, Recorder's Office, Delaware County, Ohio. (\$0.00)

WHEREAS, the City of Columbus, Ohio ("City"), holds title to two (2) sewer utility easements described and recorded in O.R.V. 1155, Page 289, and O.R.V. 1155, Page, 295 ("Old Easements"), Recorder's Office, Delaware County, Ohio;

WHEREAS, portions of the sewer utility service line in the Old Easements were abandoned, removed, and relocated under RP 16533-16535;

WHEREAS, Grantors of the Old Easements, N.P. Limited Partnership, an Ohio limited partnership, and Gemini Place Towne Center, LLC, an Ohio limited liability company, requests the City to release portions of its sewer easement rights in the Old Easements;

WHEREAS, the City's Department of Public Utilities, Division of Sewerage and Drains, reviewed, approved, and determined releasing portions of the City's sewer utility easement rights in the Old Easements does not adversely affect the City and should be granted at no cost; and **NOW, THEREFORE:**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS, OHIO:

SECTION 1. The Director of the Department of Public Utilities is authorized to execute those documents, as prepared by the Columbus City Attorney, Real Estate Division, to forever release, relinquish, and discharge to Gemini Place Towne Center, LLC, an Ohio limited liability company, the following described portions of the City's sewer utility easement rights, which are each described in their associated exhibits and each incorporated into this ordinance:

<u>EXHIBIT</u>	<u>ACREAGE</u>
A	0.001 Acre Easement Vacation
B	0.018 Acre Easement Vacation

SECTION 2. The Director of the Department of Public Utilities is authorized to execute those documents, as prepared by the Columbus City Attorney, Real Estate Division, to forever release, relinquish, and discharge to N.P. Limited Partnership, an Ohio limited partnership, the following described portions of the City's sewer utility easement rights, which are each described in their associated exhibits and each incorporated into this ordinance:

<u>EXHIBIT</u>	<u>ACREAGE</u>
C	0.017 Acre Easement Vacation
D	0.340 Acre Easement Vacation

SECTION 3. This ordinance takes effect and is in force from and after the earliest period allowed by law.