



## Legislation Text

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**File #:** 1488-2016, **Version:** 1

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### **1. BACKGROUND:**

The City of Columbus, Department of Public Service, received a request from the Columbus and Franklin County Metropolitan Park District asking that the City sell them portions of the Oak Drive, Beech Drive, Buckeye Drive, Elm Drive, Walnut Drive, Cottonwood Drive and Maple Drive rights-of-way, totaling 0.741 acres, which is adjacent to property owned by the Columbus and Franklin County Metropolitan Park District. Transfer of these rights-of-way will facilitate the development of the proposed River Bluff Metro Park on property currently owned by the Columbus and Franklin County Metropolitan Park District adjacent to the above noted right-of-way, located east of Olentangy River Road and south of the Delaware/Franklin County line. Per current practice, comments were solicited from interested parties, including City agencies, private utilities and the applicable area commission, before it was determined that the City will not be adversely affected by the transfer of these rights-of-way. The Department of Public Service submitted a request to the Department of Law, Real Estate Division, asking that they establish a value for these rights-of-way. A value of \$55,954.00 was established for these rights-of-way. The Columbus and Franklin County Metropolitan Park District had submitted a request for the mitigation of the cost of the aforementioned rights-of-way. After review of the request, the Land Review Commission voted to recommend the above referenced rights-of-way be transferred to the Columbus and Franklin County Metropolitan Park District at no cost.

### **2. FISCAL IMPACT:**

N/A

To authorize the Director of the Department of Public Service to execute those documents required to transfer a 0.741 acre parcel of the Oak Drive, Beech Drive, Buckeye Drive, Elm Drive, Walnut Drive, Cottonwood Drive and Maple Drive rights-of-way to the Columbus and Franklin County Metropolitan Park District which is adjacent to property owned by the Columbus and Franklin County Metropolitan Park District located east of Olentangy River Road and south of the Delaware/Franklin County line.

**WHEREAS**, the City of Columbus, Department of Public Service, received a request from the Columbus and Franklin County Metropolitan Park District asking that the City transfer a 0.741 acre parcel of the Oak Drive, Beech Drive, Buckeye Drive, Elm Drive, Walnut Drive, Cottonwood Drive and Maple Drive right-of-way, adjacent to property owned by the Columbus and Franklin County Metropolitan Park District to them; and

**WHEREAS**, acquisition of the right-of-way will facilitate the re-development of property currently owned by the Columbus and Franklin County Metropolitan Park District adjacent to the above noted rights-of-way; and

**WHEREAS**, the City of Columbus, Department of Public Service, Division of Infrastructure Management, by this transfer, extinguishes its need for these public rights-of-way; and

**WHEREAS**, per current practice, comments were solicited from interested parties, including City agencies, private utilities and applicable area commissions, before it was determined that the City will not be adversely affected by the transfer of these rights-of-way to the Columbus and Franklin County Metropolitan Park District; and

**WHEREAS**, the Department of Public Service submitted a request to the Department of Law, Real Estate Division,

asking that they establish a value for these rights-of-way; and

**WHEREAS**, a value of \$55,954.00 was established for these rights-of-way; and

**WHEREAS**, the Columbus and Franklin County Metropolitan Park District had submitted a request for the mitigation of the cost of this right-of-way; and

**WHEREAS**, the Land Review Commission voted to recommend that the above referenced rights-of-way be transferred to the Columbus and Franklin County Metropolitan Park District at no cost; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Public Service to authorize the Director to execute all documents necessary to transfer right-of-way to the Metropolitan Park District; **now, therefore**

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

**Section 1.** That the Director of the Department of Public Service be and is hereby authorized to execute quit claim deeds and other incidental instruments prepared by the Department of Law, Real Estate Division, necessary to transfer the following described rights-of-way to the Columbus and Franklin County Metropolitan Park District.; to-wit:

DESCRIPTION OF PUBLIC RIGHTS-OF-WAY  
MOUNT AIR ALLOTMENT  
EAST OF OLENTANGY RIVER ROAD  
SOUTH OF THE FRANKLIN/DELAWARE COUNTY LINE  
COLUMBUS, OHIO

Situated in the State of Ohio, County of Franklin, City of Columbus, being portions of public rights-of-way, all 35 feet in width, established by the plat "Mount Air Allotment", of record in Plat Book 19, Page 14, and not heretofore vacated by Road Record 27, Page 65, references being to the Recorder's Office and Engineer's Office, respectively, Franklin County, Ohio, and being more particularly described as follows:

OAK DRIVE

Beginning FOR REFERENCE at Franklin County Geodetic Survey (FCGS) Monument Number 5475 in the centerline of Olentangy River Road (State Route 315), formerly known as Columbus Delaware Pike, and in the line between Franklin County and Delaware County; thence South 22°50'30" East, along the centerline of Olentangy River Road, a distance of 87.14 feet to a point; thence North 67°09'30" East, a distance of 30.00 feet to the intersection of the easterly right-of-way line of Olentangy River Road and the northerly right-of-way line of Oak Drive; thence South 89°24'30" East, along said northerly right-of-way line, a distance of 86.37 feet to an iron pin found at the southeasterly corner of Lot 522, the TRUE PLACE OF BEGINNING:

Thence South 89°24'30" East, continuing along said right-of-way line, a distance of 70.00 feet to an iron pin found;

Thence South 00°35'30" West, a distance of 35.00 feet to an iron pin found;

Thence North 89°24'30" West, along the southerly right-of-way line, a distance of 70.00 feet to an iron pin set;

Thence North 00°35'30" East, a distance of 35.00 feet to the TRUE PLACE OF BEGINNING and containing 0.0562 acre of land.

BEECH DRIVE

Beginning FOR REFERENCE at Franklin County Geodetic Survey (FCGS) Monument Number 5475 in the centerline of Olentangy River Road (State Route 315), formerly known as Columbus Delaware Pike, and in the line between Franklin County and Delaware County; thence South 22°50'30" East, along the centerline of Olentangy River Road, a distance of 277.67 feet to a point; thence North 67°09'30" East, a distance of 30.00 feet to an iron pin found at the intersection of the easterly right-of-way line of Olentangy River Road and the northerly right-of-way line of Beech Drive, the TRUE PLACE OF BEGINNING:

Thence South 89°24'30" East, along said northerly right-of-way line, a distance of 151.47 feet to an iron pin found;

Thence South 00°35'30" West, a distance of 35.00 feet to an iron pin found;

Thence North 89°24'30" West, along the southerly right-of-way line, a distance of 136.30 feet to an iron pin found in the easterly right-of-way line of Olentangy River Road;

Thence North 22°50'30" West, along said easterly right-of-way line, a distance of 38.15 feet to the TRUE PLACE OF BEGINNING and containing 0.1156 acre of land.

#### BUCKEYE DRIVE

Beginning FOR REFERENCE at Franklin County Geodetic Survey (FCGS) Monument Number 5475 in the centerline of Olentangy River Road (State Route 315), formerly known as Columbus Delaware Pike, and in the line between Franklin County and Delaware County; thence South 22°50'30" East, along the centerline of Olentangy River Road, a distance of 468.21 feet to a point; thence North 67°09'30" East, a distance of 30.00 feet to an iron pin found at the intersection of the easterly right-of-way line of Olentangy River Road and the northerly right-of-way line of Buckeye Drive, the TRUE PLACE OF BEGINNING:

Thence South 89°24'30" East, along said northerly right-of-way line, a distance of 146.57 feet to an iron pin found;

Thence South 00°35'30" West, a distance of 35.00 feet to an iron pin found;

Thence North 89°24'30" West, along the southerly right-of-way line, a distance of 131.40 feet to an iron pin found in the easterly right-of-way line of Olentangy River Road;

Thence North 22°50'30" West, along said easterly right-of-way line, a distance of 38.15 feet to the TRUE PLACE OF BEGINNING and containing 0.1117 acre of land.

#### ELM DRIVE

Beginning FOR REFERENCE at Franklin County Geodetic Survey (FCGS) Monument Number 5475 in the centerline of Olentangy River Road (State Route 315), formerly known as Columbus Delaware Pike, and in the line between Franklin County and Delaware County; thence South 22°50'30" East, along the centerline of Olentangy River Road, a distance of 505.34 feet to an angle point; thence South 12°37'30" East, continuing along said centerline, a distance of 138.46 feet to a point; thence North 77°22'30" East, a distance of 30.00 feet to an iron pin found at the intersection of the easterly right-of-way line of Olentangy River Road and the northerly right-of-way line of Elm Drive, the TRUE PLACE OF BEGINNING:

Thence South 89°24'30" East, along said northerly right-of-way line, a distance of 98.60 feet to an iron pin found;

Thence South 00°35'30" West, a distance of 35.00 feet to an iron pin found;

Thence North 89°24'30" West, along the southerly right-of-way line, a distance of 90.38 feet to an iron pin found in the easterly right-of-way line of Olentangy River Road;

Thence North 12°37'30" West, along said easterly right-of-way line, a distance of 35.95 feet to the TRUE PLACE OF BEGINNING and containing 0.0759 acre of land.

#### WALNUT DRIVE

Beginning FOR REFERENCE at Franklin County Geodetic Survey (FCGS) Monument Number 5475 in the centerline of Olentangy River Road (State Route 315), formerly known as Columbus Delaware Pike, and in the line between Franklin County and Delaware County; thence South 22°50'30" East, along the centerline of Olentangy River Road, a distance of 505.34 feet to an angle point; thence South 12°37'30" East, continuing along said centerline, a distance of 317.01 feet to a point; thence North 77°22'30" East, a distance of 30.00 feet to an iron pin found at the intersection of the easterly right-of-way line of Olentangy River Road and the northerly right-of-way line of Walnut Drive, the TRUE PLACE OF BEGINNING:

Thence South 89°24'30" East, along said northerly right-of-way line, a distance of 268.72 feet to an iron pin found;

Thence South 00°35'30" West, a distance of 35.00 feet to an iron pin found;

Thence North 89°24'30" West, along the southerly right-of-way line, a distance of 260.50 feet to an iron pin found in the easterly right-of-way line of Olentangy River Road;

Thence North 12°37'30" West, along said easterly right-of-way line, a distance of 35.95 feet to the TRUE PLACE OF BEGINNING and containing 0.2126 acre of land.

#### COTTONWOOD DRIVE

Beginning FOR REFERENCE at Franklin County Geodetic Survey (FCGS) Monument Number 5475 in the centerline of Olentangy River Road (State Route 315), formerly known as Columbus Delaware Pike, and in the line between Franklin County and Delaware County; thence South 22°50'30" East, along the centerline of Olentangy River Road, a distance of 505.34 feet to an angle point; thence South 12°37'30" East, continuing along said centerline, a distance of 495.98 feet to a point; thence North 77°22'30" East, a distance of 30.00 feet to the intersection of the easterly right-of-way line of Olentangy River Road and the northerly right-of-way line of Cottonwood Drive; thence South 89°24'30" East, along said northerly right-of-way line, a distance of 188.10 feet to an iron pin set, the TRUE PLACE OF BEGINNING:

Thence South 89°24'30" East, continuing along said northerly right-of-way line, a distance of 105.00 feet to an iron pin found;

Thence South 00°35'30" West, a distance of 35.00 feet to an iron pin found;

Thence North 89°24'30" West, along the southerly right-of-way line, a distance of 105.00 feet to an iron pin set at the northeasterly corner of Lot 105;

Thence North 00°35'30" East, a distance of 35.00 feet to the TRUE PLACE OF BEGINNING and containing 0.0844 acre of land.

#### MAPLE DRIVE

Beginning FOR REFERENCE at Franklin County Geodetic Survey (FCGS) Monument Number 5475 in the centerline of Olentangy River Road (State Route 315), formerly known as Columbus Delaware Pike, and in the line between Franklin County and Delaware County; thence South 22°50'30" East, along the centerline of Olentangy River Road, a distance of 505.34 feet to an angle point; thence South 12°37'30" East, continuing along said centerline, a distance of

675.62 feet to a point; thence North 77°22'30" East, a distance of 30.00 feet to the intersection of the easterly right-of-way line of Olentangy River Road and the northerly right-of-way line of Maple Drive; thence South 89°29'20" East, along said northerly right-of-way line, a distance of 256.72 feet to an iron pin set at the southeasterly corner of Lot 95, the TRUE PLACE OF BEGINNING:

Thence South 89°29'20" East, continuing along said northerly right-of-way line, a distance of 105.00 feet to an iron pin found;

Thence South 00°30'40" West, a distance of 35.00 feet to an iron pin found;

Thence North 89°29'20" West, along the southerly right-of-way line, a distance of 105.00 feet to an iron pin found at the northeasterly corner of Lot 62;

Thence North 00°30'40" East, a distance of 35.00 feet to the TRUE PLACE OF BEGINNING and containing 0.0844 acre of land.

The total area described within the rights-of-way above is 0.741 acre and will become a part of parcel number 610-240059.

Bearings herein are based on those of the property adjoining these described rights-of-way, South 89°27'00" East for the County line (Instrument Number 201408220110797).

Irons pins set consist of a 5/8-inch rebar, 30 inches long with an orange plastic cap stamped "IBI Group, S-6872/S-7740".

This description was prepared by IBI Group Survey, Westerville, Ohio, and is based on records of the Franklin County Offices referenced herein and actual field surveys of the premises performed in 2008 and January of 2016.

**Section 2.** That the above referenced real property shall be considered excess road right-of-way and the public rights therein shall terminate upon the Director's execution and delivery of said quit claim deed to the grantee thereof.

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