



## Legislation Text

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**File #:** 2526-2016, **Version:** 1

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### 1. BACKGROUND

The City of Columbus, Department of Public Service is currently engaged in a project identified as Schiller Park Entrance project (3236 E). The goal of this project is to modify the northwest corner of the intersection of Jaeger Street and Deshler Avenue, also the existing drive entrance to Schiller Park, to construct a pedestrian refuge island and new ADA compliant curb ramps.

During design of the Schiller Park Entrance project, it was determined a portion of real property owned by the City of Columbus known as 1000 City Park Avenue, Franklin County Parcel Numbers, 010 066805 would need to be dedicated for roadway purposes to accommodate the improvements contemplated by this project. Current plans for the improvements indicate Parcel 1 WD, totaling 0.034 acre, will need to be dedicated as right of way for this purpose. After review of the preliminary plan sheets, the Department of Public Service has determined the dedication of this property to right of way will not adversely affect the City and should be allowed to proceed.

The following legislation permits the City to dedicate the property as road right of way and name the road right of way as Deshler Avenue.

### 2. FISCAL IMPACT

Not applicable.

### 3. EMERGENCY DESIGNATION

Emergency action is requested so that construction of the proposed improvements for Schiller Park Entrance project can proceed without delay.

To dedicate a 0.034 acre tract of land as public right of way; to name said public right of way as Deshler Avenue and to declare an emergency. (\$0.00)

**WHEREAS**, Ohio Revised Code Chapter 723.03 requires that property to be used as a public street or alley must be accepted and dedicated as public right of way by an ordinance specially passed for such purpose; and

**WHEREAS**, current plans indicate one parcel of City owned land, totaling 0.034 acre will need to be dedicated to right of way for this purpose; and

**WHEREAS**, the City desires to dedicate a 0.034 acre tract, as public right of way; and

**WHEREAS**, an emergency exists in the usual daily operation of the City in that it is immediately necessary to dedicate a 0.034 acre tract, as public right of way and to name the 0.034 acre tract as Deshler Avenue and proceed without delay, thereby preserving the public health, peace, property, safety and welfare **now, therefore**

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

**SECTION 1.** That the City of Columbus hereby dedicates the following described property as road right of way; to wit:

PARCEL 1 WD

0.034 ACRE

Schiller Park Entrance project 3236 E

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of Half Section 29, Township 5, Range 22, Refugee Lands, also being part of a 23.59 acre reserve in Deshler and Thurman Addition to the In-lots and Out-lots of the City of Columbus as shown of record in Plat Book 1, Page 357, in the name of The City of Columbus, as described in D.B. 92, Page 137, all record references contained herein are on file at the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning at a drill hole set at the northwesterly corner of Deshler Avenue (60' R/W), being 30.00' Left of Sta. 9+74.98, (per Schiller Park Entrance Right of Way Plans), and Jaeger Street (50' R/W) being 25.00 feet left of Sta. 20+30.02, and being the True Place of Beginning for the tract herein being described.

Thence North 85°49'06" West with the northerly right of way line of said Deshler Avenue a distance of 54.98 feet to an iron pipe set, being 30.00 feet left of Sta. 9+20.00.

Thence North 49°45'03" East through said 23.59 acre tract with said proposed right of way line a distance of 76.93 feet to an iron pipe set in the westerly right of way line of said Jaeger Street being 25.00 feet left of Sta. 20+83.87.

Thence South 4°08'13" West with said westerly right of way line a distance of 53.85 feet to the True Place of Beginning, containing 0.034 acres more or less.

Iron pipes set are  $\frac{3}{4}$ " inside diameter iron pipes, 30" long with a yellow cab inscribed "OHM".

The bearings herein are based upon the Ohio State Plane Coordinates System, NAD 83, Ohio South Zone, NSRS 2011 adjustment as established in 2015 in a survey by OHM Advisors using field monuments and records of Franklin County holding the northerly right of way line of Deshler Avenue as North 85°49'06" West.

The stationing is based on the following:

1. Deshler Avenue: Station 10+00 set for the centerline of existing right of way at the centerline intersection at Jaeger Street
2. Jaeger Street: Station 20+00 set for the centerline of existing right of way intersection at Deshler Avenue.

The above described area is within the Franklin County Auditor's Permanent Parcel Number 010-066805-00 containing 23.59 acres of which 0.00 acres are within present road occupied

I hereby certify this description was prepared by using measurements obtained by an actual field survey conducted under my direct supervision in November 2015.

John J. Raab, Ohio Registered Surveyor No. 7863

**SECTION 2.** That the City of Columbus hereby names the above described road right of way as Deshler Avenue.

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