



## Legislation Text

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**File #: 2599-2016, Version: 1**

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### **BACKGROUND:**

The City is required to authorize the acquisition and acceptance of any real estate conveyed to the City. This means periodically the City must formally accept certain real estate previously conveyed to the City (defined, collectively, "Real Estate," which are further described in Sections One (1) and Two (2) of this ordinance), because the Real Estate was not the subject of any previous legislation authorizing the Real Estate's acquisition and acceptance.

The City is using the Real Estate for various public purposes, including but not limited to sewerage, drainage, water, electric, and other general utilities, pedestrian and vehicular traffic control, pedestrian and vehicular access and parking, parkland and conservation, landscaping, signs, ADA-compliant sidewalks, walkways, bikeways, access, and shared-use paths, and associated appurtenances. The Real Estate was recorded in the public land records in an applicable county in the state of Ohio. Additionally, it may be necessary for the City to enter into agreements, as approved by the City Attorney, with the grantors of the Real Estate in order to address any real estate tax or assessment implications associated with the City's acquisition and acceptance of the Real Estate.

### **CONTRACT COMPLIANCE:**

Not applicable.

### **FISCAL IMPACT:**

Not applicable.

### **EMERGENCY JUSTIFICATION:**

Not applicable.

To formally accept certain portions of real estate conveyed to the City that are being used for various public purposes; and to authorize the directors of the Departments of Public Utilities, Public Service, Finance and Management, Development, and Recreation and Parks to enter into any necessary agreements, as approved by the City Attorney's Office, in order to address any real estate tax or assessment issues. (\$0.00)

**WHEREAS**, the City intends to formally accept certain portions of real estate conveyed to the City (*i.e.* Real Estate); and

**WHEREAS**, the City intends to use the Real Estate for various public purposes; and

**WHEREAS**, the City intends for the City Attorney to preapprove all documents executed by City personnel pursuant to authority granted by this ordinance; and

**WHEREAS**, it is necessary to authorize the directors of the Departments of Public Utilities, Public Service, Finance and Management, Development, and Recreation and Parks to enter into any necessary agreements with the grantors of the Real Estate in order to address any real estate tax or assessment implications associated with the Real Estate's acquisition

and acceptance; now, therefore:

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

**SECTION 1.** The City formally accepts the following described real estate previously conveyed to the City that was recorded in the public land records of the Recorder's Office, Franklin County, Ohio (*i.e.* Real Estate), which are being used for various public purposes, including but not limited to sewerage, drainage, water, electric, and other general utilities, pedestrian and vehicular traffic control, pedestrian and vehicular access and parking, parkland and conservation, landscaping, signs, ADA-compliant sidewalks, walkways, bikeways, access, and shared-use paths, and associated appurtenances:

**Grantor(s)...Franklin County Recorder Reference...(Real Estate)**

1. **Ernst Franklin, LLC:** Ins. 201609230128960 (sewerage & drainage utility easement)
2. **Ernst Franklin, LLC:** Ins. 201609230128961 (sewerage & drainage utility easement)
3. **ALDI Inc. (Ohio):** Ins. 201609230128959 (sewerage & drainage utility easement)
4. **Nickison Investments, LLC** Ins. 201609230128958 (sewerage & drainage utility easement)
5. **Hammerhead Silver LLC:** Ins. 201609020118518 (sewerage & drainage utility easement)
6. **Cardinal Title Holding Company:** Ins. 201609020118519 (sewerage & drainage utility easement)
7. **Mark Columbus Associates, L.P.:** Ins. 201609020118517 (sewerage & drainage utility easement)
8. **Norfolk Southern Railway Company:** Ins. 201609020118516 (sewerage & drainage utility easement)
9. **Emerson Park LLC:** Ins. 201609090121258 (sewerage & drainage utility easement)
10. **Preston Hollow LLC:** Ins. 201609090121257 (sewerage & drainage utility easement)
11. **Casto AP Residential, LLC:** Ins. 201608260113297 (sewerage & drainage utility easement)
12. **Easton Gateway, LLC:** Ins. 201608260113296 (sewerage & drainage utility easement)
13. **Hubbard Park Place, LLC:** Ins. 201608190110122 (electric utility easement)
14. **Tim A. White:** Ins. 201608120105984 (storm-water utility easement)
15. **White Family Farm, Ltd.:** Ins. 201608120105986 (sewerage & drainage utility easement)
16. **White Acres, LLC:** Ins. 201608120105987 (storm-water utility easement)
17. **Ross R. Paul, Jr. & Pamela S. Paul:** Ins. 201608050102480 (sidewalk easement)
18. **Hamilton Crossing LLC:** Ins. 201607210093717 (storm-water utility easement)
19. **Town & Country City, Inc.:** Ins. 201607210093716 (storm-water utility easement)
20. **160 King LLC:** Ins. 201607210093715 (sewerage & drainage utility easement)

21. **Rockford Homes, Inc.:** Ins. 201607210093714 (water utility easement)
22. **Murphy Development Company\Cobbleton Grove LLC:** Ins. 201607210093711 (sidewalk easement)
23. **Upper Albany West Homeowners' Association, Inc.:** Ins. 201607150091204 (general utility easement)
24. **Homewood Corporation:** Ins. 201607150091203 (general utility easement)
25. **Homewood Corporation:** Ins. 201607150091202 (sewer utility easement)
26. **Meijer Stores Limited Partnership & Central Ohio Transit Authority:** Ins. 201607150091201 (sewerage & drainage utility easement)
27. **Buckeye Community Forty Four, LP:** Ins. 201607080087710 (sewerage & drainage utility easement)
28. **Land Use Plan, Ltd.:** Ins. 201606300084350 (electric utility easement)
29. **Karen Sue Richardson & Charles E. Richardson:** Ins. 201606300084349 (electric utility easement)
30. **La Rae Kathleen Carmon:** Ins. 201606300084348 (electric utility easement)
31. **Kristen L. Gorby:** Ins. 201606300084347 (electric utility easement)
32. **Beechwood Partners, LLC:** Ins. 201606300084354 (sewerage & drainage utility easement)
33. **The Fritsche Corporation:** Ins. 201606300084353 (sewerage & drainage utility easement)
34. **ADS Place Phase III, LLC:** Ins. 201606270081626 (sewerage & drainage utility easement)
35. **M/I Homes of Central Ohio, LLC:** Ins. 201606270081624 (fee title - parkland)
36. **Shivji Hospitality LLC:** Ins. 201606140075426 (sewerage & drainage utility easement)
37. **Friendship Village of Dublin, Ohio, Inc.:** Ins. 201606140075425 (sewerage & drainage utility easement)
38. **City of Columbus, Ohio - Recreation & Parks Department:** Ins. 201606030069632 (sewerage & drainage utility affidavit)
39. **Sugar Run at New Albany Park, Ltd.:** Ins. 201606030069634 (sewerage & drainage utility easement)
40. **Nationwide Children's Hospital:** Ins. 201605270066862 (sidewalk easement)
41. **Board of County Commissioners, Franklin County, Ohio:** Ins. 201606030069633 (general utility easement)
42. **Goodwill Industries of Central Ohio, Inc.:** Ins. 201605200063933 (traffic utility easement)
43. **Aschinger OH Partners, LLC:** Ins. 201605200063934 (general utility & traffic utility easement)
44. **Columbus Metropolitan Housing Authority:** Ins. 201605200063930 (water utility easement)
45. **Edwards Long Street II, LLC:** Ins. 201601290011879 (public access & sewerage & drainage utility easement)

**46. The Huntington National Bank:** Ins. 201603210032756 (sidewalk easement)

**SECTION 2.** The City formally accepts the following real estate previously conveyed to the City that were recorded in the public land records of the Recorder's Office, Delaware County, Ohio (*i.e.* Real Estate), which are being used for various public purposes, including but not limited to sewerage, drainage, water, electric, and other general utilities, pedestrian and vehicular traffic control, pedestrian and vehicular access and parking, parkland and conservation, landscaping, signs, ADA-compliant sidewalks, walkways, bikeways, access, and shared-use paths, and associated appurtenances:

**Grantor(s)...Delaware County Recorder Reference...(Real Estate)**

- 1. The Pointe at Polaris Phase I, LLC:** D.B. 1451, Pg. 1535 (sewerage & drainage utility easement)
- 2. Polaris 8900, LLC:** D.B. 1451, Pg. 1539 (sewerage & drainage utility easement)
- 3. The Pointe at Polaris Phase I, LLC:** D.B. 1443, Pg. 18 (sidewalk easement)
- 4. Polaris Neighborhood Center IV, LLC:** D.B. 1443, Pg. 14 (sidewalk easement)
- 5. Polaris SB, LLC:** D.B. 1441, Pg. 639 (sidewalk easement)
- 6. Vision Acquisitions, LLC:** D.B. 1330, Pg. 287 (general utility, traffic control utility & sidewalk easement)
- 7. N.P. Limited Partnership:** D.B. 1330, Pg. 293 (sidewalk easement)
- 8. Vision Acquisitions, LLC:** D.B. 1346, Pg. 1762 (sewer utility easement)
- 9. NP/FG, LLC:** D.B. 1407, Pg. 1364 (scenic/conservation easement)
- 10. NP/FG, LLC:** D.B. 1407, Pg. 1376 (scenic/conservation easement)
- 11. NP/FG, LLC:** D.B. 1407, Pg. 1382 (scenic/conservation easement)
- 12. NP/FG, LLC:** D.B. 1407, Pg. 1390 (scenic/conservation easement)
- 13. NP/FG, LLC:** D.B. 1407, Pg. 1396 (scenic/conservation easement)

**SECTION 3.** The directors of the Departments of Public Utilities, Public Service, Finance and Management, Development, and Recreation and Parks are authorized to enter into any necessary agreements with the grantors of the Real Estate in order to address any real estate tax or assessment issues.

**SECTION 4.** The City Attorney is required to preapprove all documents executed by the City pursuant to this ordinance.

**SECTION 5.** This ordinance shall take effect and be in force from and after the earliest period allowed by law.