



## Legislation Text

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**File #:** 2883-2017, **Version:** 1

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### **BACKGROUND:**

The City possesses title to a sanitary sewer easement described and recorded in Instrument Number 200706040095955, Recorder's Office, Franklin County, Ohio ("Easement"). The Easement burdens real property located at 4646 Hilton Corporate Drive, Columbus, Ohio 43232 {Franklin County Tax Parcel 010-206955} ("Servient Estate") currently owned by Mount Carmel Behavioral Healthcare, LLC, a Delaware limited liability company. The City's Department of Public Utilities (DPU) has reviewed the Easement and determined that it is no longer needed as the sewer was never constructed and is no longer needed. DPU has determined that terminating the City's rights to the Easement does not adversely affect the City and should be granted at no monetary cost.

### **FISCAL IMPACT:**

Not applicable.

### **EMERGENCY JUSTIFICATION:**

Not applicable

To authorize the director of the Department of Public Utilities to execute those document(s), necessary to release and terminate the City's easement rights described and recorded in Instrument Number 200706040095955, Recorder's Office, Franklin County, Ohio. (\$0.00)

**WHEREAS**, the City intends to release and terminate its easement rights described and recorded in Instrument Number 200706040095955, Recorder's Office, Franklin County, Ohio (*i.e.* Easement), because DPU has reviewed a request from Mount Carmel Behavioral Healthcare, LLC and determined that the described 0.307 acre Easement is no longer needed; and

**WHEREAS**, the City intends for the director of DPU to execute and acknowledge any document(s) necessary to release the Easement; and

**WHEREAS**, the City intends for the City Attorney to approve of all document(s) associated with this ordinance; and **now, therefore**,

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

**SECTION 1.** That the director of the Department of Public Utilities (DPU) is authorized to execute any document(s) necessary to release and terminate the 0.307 acre, more or less, tract of easement area described and recorded in Instrument Number, 200706040095955 Recorder's Office, Franklin County, Ohio (*i.e.* Easement).

**SECTION 2.** That the City Attorney is required to approve all document(s) associated with this ordinance prior to the director of DPU executing and acknowledging any of those document(s).

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