



Legislation Text

File #: 0140-2018, **Version:** 1

BACKGROUND:

The City possesses title to a sanitary sewer easement described and recorded in Instrument Number 200011090228415, Recorder's Office, Franklin County, Ohio ("Easement"). The Easement burdens real property located at 5391 Renner Road {Franklin County Tax Parcel 560-154598} ("Servient Estate") currently owned by Ryland Park LLC, an Ohio limited liability company. The City's Department of Public Utilities (DPU) has reviewed the request by the property owner to vacate a portion of the existing easement and determined that the sanitary sewer was relocated under CC 17461 (now Record Plan 18586 and 18587), and portions of the existing easement are no longer needed. DPU has determined that terminating a portion of 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 (DPU) to execute those document(s) necessary to release and terminate a portion of the City's easement rights described and recorded in Instrument Number 200011090228415, Recorder's Office, Franklin County, Ohio. (\$0.00)

WHEREAS, the City intends to release and terminate a portion of its sewer easement rights described and recorded in Instrument Number 200011090228415, Recorder's Office, Franklin County, Ohio (*i.e.* Easement), because DPU has reviewed the request and determined that the described 0.099 acre portion of the sanitary sewer easement is longer needed as the sewer has been relocated under Sanitary Plan CC 17461 (now Record Plan 18586 and 18587) and a new easement recorded in Instrument Number 201701270151227; 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 only the 0.099 acre, more or less, tract of easement area described and recorded in Instrument Number 200011090228415, Recorder's Office, Franklin County, Ohio (*i.e.* Easement), which is also found in the two (2) page attachment, Exhibit-A, and fully incorporated for reference as if rewritten.

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 full force and effect from and after the earliest period allowed by law.