



## Legislation Text

---

**File #:** 1150-2018, **Version:** 1

---

**Background:** The City's Department of Public Service, received a request from the City of Dublin asking that the City convey a 0.674 acre parcel of right-of-way located along Avery Road {Franklin County Parcel Number 010-218951} in conjunction with Dublin's Tuttle Crossing Boulevard and Avery Road Improvements Project. This parcel was donated to the City for right-of-way purposes by Gage Crossing II, LLC in Instrument number 201703100033684. After review by the Department of Public Service, it was determined that, subject to the reservation of a general utility easement for facilities located within the parcel, the City will not be adversely affected by this conveyance and the parcel should be conveyed to the City of Dublin for right-of-way purposes at no cost.

This legislation authorizes the Director of the Department of Public Service to execute those documents required to transfer a 0.674 acre parcel owned by the City of Columbus and to waive the Land Review Commission requirements of Columbus City Codes.

**Fiscal Impact:** Not Applicable.

**Emergency Justification:** Not Applicable.

To authorize the Director of the Department of Public Service to execute those documents required to transfer a 0.674 acre parcel owned by the City of Columbus to the City of Dublin and to waive the Land Review Commission requirements of Columbus City Codes. (\$0.00)

**WHEREAS**, the City of Columbus, Department of Public Service, received a request from the City of Dublin asking that the City convey to Dublin a 0.674 acre parcel of real property located along Avery Road to be used as right-of-way in conjunction with their Tuttle Crossing Boulevard and Avery Road Improvements Project; and

**WHEREAS**, the Division of Infrastructure Management, Public Service Department agreed to recommend that the above referenced parcel be conveyed to the City of Dublin subject to a general utility easement for facilities located within the parcel; and **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 0.674 acre parcel of right-of-way located along Avery Road {Franklin County Parcel Number 010-218951} which is further described in the attached Exhibit A and incorporated into this Ordinance for reference, to the City of Dublin at no charge.

**SECTION 2.** That this Council has determined it is in the best interest of the City of Columbus to allow this parcel to be transferred without requiring a recommendation from Land Review Commission and hereby waives the Land Review Commission provision of Columbus City Codes (1959) Revised, Section 328.01 with regards to the transfer of this parcel.

**SECTION 3.** That a general utility easement in, on, over, across and through the above described rights-of-way shall be and hereby is retained unto the City of Columbus for those utilities located within said rights-of-way.

**SECTION 4.** That upon notification and verification of the relocation of all utilities located within the retained general utility easement area the Director of the Department of Public Service is hereby authorized to execute those documents necessary to release the retained general utility easement with no additional compensation due to the City and with no further legislative action required by the City.

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