



## Legislation Text

File #: 0414-2019, Version: 1

### 1. BACKGROUND

The City of Columbus, Department of Public Service, through a reimbursement agreement with the Columbus Metropolitan Library, is currently engaged in a project identified as Roadway Improvements-Main Library. Part of this project involves removing and replacing the existing sidewalk along Grant Avenue, installing one pull-off, and reconstructing an existing pull-off located along Library Park North.

During design of the Roadway Improvements-Main Library project it was determined a portion of real properties owned by the City of Columbus would need to be dedicated as right-of-way for roadway purposes to accommodate the improvements contemplated by this project. Current plans indicate a 0.014 acre portion of real property known as 480 East Town Street, Franklin County Parcel Number 010-067009 (Topiary Park), a 0.032 acre portion of real property owned by City of Columbus known as 100 South Grant Avenue, Franklin County Parcel Number 010-066783, and a 0.027 acre portion of real property owned by the City of Columbus known as 400 East Town Street, Franklin County Parcel Number 010-285106, would need to be dedicated as right-of-way for roadway purposes to accommodate the improvements contemplated by this project. A total acreage of 0.073 acre will need to be dedicated as road right-of-way and the road right-of-way named as Library Park North.

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 portions of said properties as road right-of-way and name the road right-of-way as Library Park North.

### 2. FISCAL IMPACT

Not applicable. There is no expense to the City for this transaction.

### 3. EMERGENCY DESIGNATION

Emergency action is requested so that construction of the proposed improvements for the Roadway Improvements-Main Library project can proceed without delay.

To dedicate three parcels of land owned by the City of Columbus totaling 0.073 acres as road right-of-way as part of the Roadway Improvements-Main Library project; to name said public right-of-way as Library Park North; 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 City owned land of a 0.014 acre portion of real property known as 480 East Town Street, Franklin County Parcel Number 010-067009 (Topiary Park), a 0.032 acre portion of real property owned by City of Columbus known as 100 South Grant Avenue, Franklin County Parcel Number 010-066783, and a 0.027 acre portion of real property owned by City of Columbus known as 400 East Town Street, Franklin County Parcel Number 010-285106, will need to be dedicated to right-of-way for this purpose; and

**WHEREAS**, the City desires to dedicate as public road right-of-way a 0.014 acre portion of real property known as 480 East Town Street, Franklin County Parcel Number 010-067009 (Topiary Park), a 0.032 acre portion of real property owned by City of Columbus known as 100 South Grant Avenue, Franklin County Parcel Number 010-066783, and a

0.027 acre portion of real property owned by City of Columbus known as 400 East Town Street, Franklin County Parcel Number 010-285106; and

**WHEREAS**, an emergency exists in the usual daily operation of the City in that it is immediately necessary to dedicate this land as public road right-of-way so that construction of the proposed improvements for the Roadway Improvements-Main Library project can 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 properties as road right-of-way; to-wit:

**PARCEL NUMBER 010-067009 (TOPIARY PARK)  
DESCRIPTION OF 0.014 ACRES**

Situated in Section 16, Township 5, Range 22 of the Refugee Lands and being part of Outlot 55 & 56 of the Town Plat of Columbus, Deed Book F, Page 332, destroyed by fire and replatted in Plat Book 3 Page 247 and also represented in Plat Book 14, Page 27, also being part of a 9.1818 acre tract of land (also known as Topiary Park) conveyed to The City of Columbus by deed of record in O.R. 6828, Page A10, City of Columbus, Franklin County, State of Ohio;

Beginning at the grantor's northwesterly corner, said point being in the south line of Library Park North (20' wide) (Historic Swayne Alley until Nov.26, 1900 and formerly Wales Alley until Ord.No.3031-89, Jan.7, 1990);

Thence along said southerly right of way line, N 81°48'13" E a distance of 44.00 feet to a mag nail set;

Thence leaving said southerly right of way line and across the grantor's property, S 50°44'24" W a distance of 28.68 feet to a mag nail set;

Thence continuing across the grantor's property, S 08°11'47" E a distance of 7.70 feet to a mag nail set;

Thence continuing across the grantor's property, S 81°48'13" W a distance of 19.50 feet to a mag nail set in the grantor's westerly line and the easterly line of a 0.486 acre tract conveyed to The Columbus Metropolitan Library Board of Trustees by deed of record in Instrument Number 201302280033687;

Thence along the grantor's westerly line and the easterly line of said 0.486 acre tract, N 08°01'26" W a distance of 22.50 feet to the True Point of Beginning and containing 0.014 acres, more or less, and subject to all other legal easements, agreements and right of way of record.

Of the above described tract, 0.014 acres, more or less, is located within Auditor's Parcel No. 010-067009-00.

All bearings shown are referenced to the Ohio State Plane Coordinate System, South Zone and North America Datum of 1983 (NSRS 2007) as established from a GPS survey performed in April 2009 by occupying NGS monuments "G-346" and "E-140" resulting in a bearing of N 08°11'33" W along the easterly line of South Grant Street.

This description was prepared by Tony W. Meacham, Ohio Professional Surveyor No. 7799 from an actual field survey performed in July of 2014 by Korda/Nemeth Engineering, Inc.

Tony W. Meacham, P.S.7799  
Korda-Nemeth Engineering Inc.

Date August 14, 2015  
Rev: September 17, 2015

**PARCEL NUMBER 010-066783**

### DESCRIPTION OF 0.032 ACRES

Situated in Section 16, Township 5, Range 22 of the Refugee Lands and being part of Outlots 58 of the Town Plat of Columbus, Deed Book F, Page 332, destroyed by fire and replatted in Plat Book 3 Page 247 and also represented in Plat Book 14, Page 27, also being part of Parcel 1 conveyed to The Columbus Metropolitan Library Board of Trustees by deed of record in Instrument Number 200104230085662, City of Columbus, Franklin County, State of Ohio;

Beginning at the intersection of the easterly right of way line of South Grant Street (66' wide) originally dedicated as Seventh Street in said Town Plat of Columbus, with the southerly right of way line of Library Park North (26' wide), originally historic Swayne Alley until Nov.26, 1900 and formerly Wales Alley until Ord.No.3031-89, Jan.7, 1990;

Thence along the southerly right of way line of Library Park North, said line also being the southerly line of a 0.0625 acres (6 foot strip) conveyed to The City of Columbus by deed of record in O.R. 10589, Page E04, N 81°48'13" E a distance of 153.50 feet to a mag nail set;

Thence leaving the southerly right of way line of Library Park North and said 0.0625 acre tract, across the grantor's property S 58°32'38" W a distance of 22.60 feet to a mag nail set;

Thence continuing across the grantor's property S 81°48'13" W a distance of 117.50 feet to a mag nail set;

Thence continuing across the grantor's property S 36°10'54" W a distance of 21.79 feet to a mag nail set in the easterly right of way line of South Grant Avenue;

Thence along the easterly right of way line of South Grant Avenue, N 08°11'33" W a distance of 24.50 feet to the Point of Beginning and containing 0.032 acres, more or less, and subject to all other legal easements, agreements and right of way of record.

Of the above described tract, 0.032 acres, more or less, is located within Auditor's Parcel No. 010-066783-00.

All bearings shown are referenced to the Ohio State Plane Coordinate System, South Zone and North America Datum of 1983 (NSRS 2007) as established from a GPS survey performed in April 2009 by occupying NGS monuments "G-346" and "E-140" resulting in a bearing of N 08°11'33" W along the easterly line of South Grant Street.

This description was prepared by Tony W. Meacham, Ohio Professional Surveyor No. 7799 from an actual field survey performed in July of 2014 by Korda/Nemeth Engineering, Inc.

Tony W. Meacham, P.S.7799  
Korda-Nemeth Engineering Inc.

Date August 14, 2015  
Rev: September 17, 2015

### PARCEL NUMBER 010-285106 DESCRIPTION OF 0.027 ACRES

Situated in Section 16, Township 5, Range 22 of the Refugee Lands and being part of Outlot 56 of the Town Plat of Columbus, Deed Book F, Page 332, destroyed by fire and replatted in Plat Book 3 Page 247 and also represented in Plat Book 14, Page 27, also being part of a 0.486 acre tract of land conveyed to The Columbus Metropolitan Library Board of Trustees by deed of record in Instrument Number 201302280033687, City of Columbus, Franklin County, State of Ohio;

**Beginning** at the grantor's northeasterly corner, said point being in the south right of way line of Library Park North (20' wide) (Historic Swayne Alley until Nov.26, 1900 and formerly Wales Alley until Ord.No.3031-89, Jan.7, 1990);

Thence leaving said southerly right of way line, along the grantor's easterly line and the westerly line of a 9.1818 acre tract (aka **Topiary Park**) conveyed to The City of Columbus by deed of record in O.R. 6828, Page A10,

**S 08°01'26" E** a distance of **16.00 feet** to mag nail set;

Thence across the grantor's property, **S 81°48'13" W** a distance of **55.00 feet** to a mag nail set;

Thence continuing across the grantor's property, **N 60°33'49" W** a distance of **16.38 feet** to a mag nail set;

Thence **S 81°48'13" W** a distance of **23.00 feet** to a mag nail set in the easterly line of a 0.0625 acre tract (6 foot strip) conveyed to The City of Columbus by deed of record in O.R. 10589, Page E04;

Thence along the easterly line of said 0.0625 acre tract, **N 08°01'26" W** a distance of **6.00 feet** a mag nail set on the southerly right of way line of Library Park North;

Thence along said right of way line, **N 81°48'13" E** a distance of **91.00 feet** to the **True Point of Beginning** and containing **0.027 acres**, more or less, and subject to all other legal easements, agreements and right of way of record.

Of the above described tract, 0.027 acres, more or less, is located within Auditor's Parcel No. 010-285106-80.

All bearings shown are referenced to the Ohio State Plane Coordinate System, South Zone and North America Datum of 1983 (NSRS 2007) as established from a GPS survey performed in April 2009 by occupying NGS monuments "G-346" and "E-140" resulting in a bearing of N 08°11'33" W along the easterly line of South Grant Street.

This description was prepared by Tony W. Meacham, Ohio Professional Surveyor No. 7799 from an actual field survey performed in July of 2014 by Korda/Nemeth Engineering, Inc.

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**SECTION 2.** That the City of Columbus hereby names the above described road right-of-way as Library Park North.

**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.