



Legislation Text

File #: 0673-2019, **Version:** 1

AN18-011

BACKGROUND:

This ordinance approves the acceptance of certain territory (AN18-011) by the city of Columbus. The Ohio Revised Code stipulates that to be effective, City acceptance must take place a minimum of 60 days from the receipt by the City Clerk of the approval notice from the county. If City Council does not accept the ordinance within 120 days of its first consideration, the annexation will be considered rejected. This petition was filed with Franklin County on October 24, 2018. City Council approved a service ordinance addressing the site on November 5, 2018. Franklin County approved the annexation on November 27, 2018 and the City Clerk received notice on January 4, 2019.

FISCAL IMPACT:

Provision of municipal services does represent cost to the City; however, the annexation of land also has the potential to create revenue to the City.

To accept the application (AN18-011) of Nael Yasin for the annexation of certain territory containing 1.957± acres in Franklin Township.

WHEREAS, a petition for the annexation of certain territory in Franklin Township was filed on behalf of Nael Yasin, et al. on October 24, 2018; and

WHEREAS, the petition was considered and approved by the Franklin County Board of Commissioners at a hearing on November 27, 2018; and

WHEREAS, on January 4, 2019, the City Clerk received from Franklin County a certified copy of the resolution addressing the petition; and

WHEREAS, sixty days have now elapsed since receipt of the resolution in accordance with the provisions of the Ohio Revised Code; and

WHEREAS, it is in the best interest of the city of Columbus to accept the annexation of the territory addressed by the petition; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the annexation proposed by Nael Yasin in a petition filed with the Franklin County Board of Commissioners on October 24, 2018 and subsequently approved by the Board on November 27, 2018 is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

SITUATED in the State of Ohio, County of Franklin, Township of Franklin, being a part of Virginia Military Survey No. 717, and being part Lot 8, and all of Lots 7, 9 10, 11, 12, and 13, Marsdale Addition, Plat Book 19, pg. 50, conveyed to Nael Yasin in Official Record (O.R.) 27087 E-15, Franklin County Recorders' Office;

BEGINNING for reference at the southeast corner of the said Lot 8, being the southeast corner of a 0.013 acre tract (Parcel No. 269-WD) conveyed to the City of Columbus in Deed Book (D.B.) 3395, pg. 189, and being the intersection of the west right of way line of Brown Rd. (75' wide) and the north right of way line of Frank Rd. (width variable);

THENCE in a westerly direction, a distance of approximately 35 feet, along the south line of the said Lot 8 and of the said 0.013 acre tract, and the north line of the said Frank Rd., to a point, being the southwest corner of the said 0.013 acre tract and the True Point of Beginning;

THENCE in a southerly direction, a distance of approximately 70 feet, crossing the said Frank Rd., to a point in the corporation line of the City of Columbus, Ordinance (Ord.) No. 1328-70, Miscellaneous Record 151, pg. 137;

THENCE in a westerly direction, a distance of approximately 325 feet, along the said Corporation line, to a point, being a corner of the said City;

THENCE in a northerly direction, a distance of approximately 250 feet, crossing the said Frank Rd., along the west line of the said Lot 13 and the east line of Lot 14 of the said Marsdale Addition, along the corporation line of the City of Columbus, Ord. No. 679-83, O.R. 2740 A-02, to a point, being the northwest corner of the said Lot 13, the northeast corner of the said Lot 14, the southeast corner of Lot 83 and the southwest corner of Lot 84 of the said Marsdale Addition, and a corner of the said City;

THENCE in a easterly direction, a distance of approximately 50 feet, along the north line of the said Lot 13, the south line of the said Lot 84, and the corporation line of the City of Columbus, Ord. No. 62-01, Instrument (Instr.) No. 2001040069559, to a point in the west line of the said Lot 7, said point being the northeast corner of the said Lot 13 and the southeast corner of the said Lot 84;

THENCE in a northerly direction, a distance of approximately 30 feet, along the west line of the said Lot 7 and the east line of the said Lot 84, and along the said corporation line of the City of Columbus, to a point, being the northwest corner of the said Lot 7 and the southwest corner of the Lot 6 of the said Marsdale Addition;

THENCE in a easterly direction, a distance of approximately 211 feet, along the north line of the said Lot 7 and the south line of the said Lot 6, to a point in the west line of Brown Rd. (75' wide), said point being the northeast corner of the said Lot 7 and the southeast corner of the said Lot 6;

THENCE in a southerly direction, a distance of approximately 55 feet, along the east line of the said Lot 7 and the west line of the said Brown Rd., to a point, being the southeast corner of the said Lot 7, and the northeast corner of the said Lot 8 and of a tract (Parcel 81) conveyed to Columbia Gas of Ohio, Inc. in D.B. 2542, pg. 456;

THENCE in a westerly direction, a distance of approximately 35 feet, along the south line of the said Lot 7, and the north line of the said Lot 8 and the said Parcel 81, to a point, being the northwest corner of the said Lot 8 and the said Parcel 81, and the northeast corner of the said Lot 9;

THENCE in a southerly direction, a distance of approximately 20 feet, along the west line of the said Lot 8 and the said Parcel 81, and the east line of the said Lot 9, to a point, being the southwest corner of the said Parcel 81;

THENCE in a easterly direction, a distance of approximately 45 feet, along the south line of the said Parcel 81, crossing the said Lot 8, to a point in the west line of the said Brown Rd., said point being the southeast corner of the said Parcel 81;

THENCE in a southerly direction, a distance of approximately 120 feet, along the west line of the said Brown Rd., and the east line of the said Lot 8, to a point, being the northernmost corner of the said 0.013 acre tract;

THENCE in a westerly direction, a distance of approximately 37 feet, along the north line of the said 0.013 acre tract, crossing the said Lot 8, to the True Point of Beginning, containing 85,262 sq. ft. or 1.957 acres to be annexed, of which 0.237 acres is out of the said Lot 8, all of Lot 7 (0.256 acres), all of Lot 9 (0.184 acres), all of Lot 10 (0.184 acres), all of Lot 11 (0.184 acres), all of Lot 12 (0.184 acres), all of Lot 13 (0.207 acres), and 0.523 acres within the right of way of the

said Frank Rd.;

This description is based on records in the Franklin County Recorder's Office and was prepared by Raymond J. Wood of J & J Surveying in September of 2018. It is not valid for the transfer of real property, and is not to be utilized in place of a Boundary Survey as defined by the Ohio Administrative Code in Chapter 4733-37.

SECTION 2. That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

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