



## Legislation Text

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**File #:** 0999-2019, **Version:** 1

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**Background:** The City owns real property located along East Main Street between Park Drive and Alum Creek Drive, Columbus, Ohio 43205, [Franklin County Tax Parcel 010-087662], ("Property"), which is managed by the Department of Finance and Management ("Finance"). The City of Bexley, Ohio ("Bexley"), is requesting a nonexclusive perpetual utility easement on a 0.0110 acre portion of the Property ("Easement"). Bexley will use the Easement, which is more fully described in the two (2) page attachment to this legislation, for construction and improvements associated with the Bexley Signals Interconnect [PID 99789] project ("Project"). The City's Departments of Finance and Management and Public Utilities reviewed the request and determined that the Easement requested by Bexley to complete its Project should be granted and that the City should charge Bexley Two Thousand Two Hundred and 00/100 U.S. Dollars (\$2,200.00), as determined by an appraisal. Therefore, the following legislation authorizes the Director of the Department of Finance and Management to execute those documents, as approved by the Columbus City Attorney, Real Estate Division, to grant a nonexclusive utility Easement to Bexley to complete the Project.

**Fiscal Impact:** The City's receipt of the Two Thousand Two Hundred and 00/100 U.S. Dollars (\$2,200.00), from Bexley will be deposited within the Sewer System Operating Fund.

**Emergency Justification:** Emergency action is requested to not delay the benefit to the City resulting from Bexley's project, which will preserve the public peace, health, property, safety, and welfare.

To authorize the Director of the Department of Finance and Management to execute documents approved by the City Attorney, Real Estate Division, to grant to the City of Bexley a 0.0110 acre perpetual utility easement burdening a portion of the City's real property along East Main Street; and to declare an emergency. (\$0.00)

**WHEREAS**, the City owns real property located along East Main Street between Park Drive and Alum Creek Drive, Columbus, Ohio 43205, [Franklin County Tax Parcel 010-087662], ("Property"); and

**WHEREAS**, the City desires to grant to the City of Bexley, Ohio ("Bexley"), a 0.0110 acre utility easement to burden a portion of the Property; and

**WHEREAS**, Bexley will use the Easement, which is more fully described in the two (2) page attachment, which is fully incorporated for reference as if rewritten, for construction and improvements associated with the Bexley Signals Interconnect [PID 99789] project ("Project"); and

**WHEREAS**, the City's Department of Finance and Management determined that the Real Estate requested by Bexley to complete the Project should be granted at a price of Two Thousand Two Hundred and 00/100 U.S. Dollars (\$2,200.00); and

**WHEREAS**, an emergency exists in the usual daily operation of the City in that it is immediately necessary to authorize the Director of Finance and Management to execute those documents necessary for the granting of this Easement to not delay the benefit to the City resulting from Bexley's Project, which will preserve the public peace, health, property, safety, and welfare; and now, therefore:

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

**SECTION 1.** That the Director of Finance and Management is authorized to execute those documents, as approved by the City Attorney's Office Real Estate Division, necessary to grant to the City of Bexley, Ohio ("Bexley") a 0.0110 acre nonexclusive perpetual utility easement located in the vicinity of East Main Street between Park Drive and Alum Creek Drive [Franklin County Tax Parcel 010-087662] ("Property") described in the two (2) page attachment, which is fully incorporated for reference as if rewritten, for construction and improvements associated with the Bexley Signals Interconnect [PID 99789] project.

**SECTION 2.** That The City Attorney's Office, Real Estate Division is required to approve all instrument(s), associated with this ordinance.

**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 (10) days after passage if the Mayor neither approves nor vetoes the same.