



## Legislation Text

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**File #:** 2264-2019, **Version:** 1

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AN18-009

### **BACKGROUND:**

This ordinance approves the acceptance of certain territory (AN18-009) 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 February 27, 2019. City Council approved a service ordinance addressing the site on March 11, 2019. Franklin County approved the annexation on April 2, 2019 and the City Clerk received notice on May 1, 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 (AN18-009) of Kenmore Aggregates II, LLC for the annexation of certain territory containing 4.0± acres in Prairie Township.

**WHEREAS**, a petition for the annexation of certain territory in Prairie Township was filed on behalf of Kenmore Aggregates II, LLC on February 27, 2019; and

**WHEREAS**, the petition was considered and approved by the Franklin County Board of Commissioners at a hearing on April 2, 2019; and

**WHEREAS**, on May 1, 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 Kenmore Aggregates II, LLC in a petition filed with the Franklin County Board of Commissioners on February 27, 2019 and subsequently approved by the Board on April 2, 2019 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 Prairie, Virginia Military Survey 2986, being part of a 14.717 acre parcel of land described in deed to Kenmore Aggregates II, LLC, of record in Instrument Number 201710160143709 (Parcel ID 570-297806-00), being of record in the Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

BEGINNING, at a common corner of said 14. 717 acre parcel and of Lot 4 in EJB Warehouse Park, of record in Plat Book 73, Page 105, also being described in deed to Towlease Properties LLC, of record in Instrument Number

200009150186585 (Parcel ID 560-219201-00) being the west line of the existing Corporation line of the City of Columbus, of record in Ordinance Number 743-66 and Miscellaneous Record 140, Page 450, and being the southeast corner of the existing Corporation line of the City of Columbus, of record in Ordinance Number 2098-88 and in Official Record 12531 E0B;

Thence, SOUTHERLY, a distance of 902 feet, more or less, through said 14. 717 acre parcel and with the west line of said existing Corporation line of the City of Columbus to a point;

Thence, WESTERLY, a distance of 200 feet, more or less, with the existing Corporation line of the City of Columbus to a point;

Thence, NORTHERLY, a distance of 902 feet, more or less, with the line common to said 14. 717 acres and a 3.882 acre parcel conveyed to CMC Landings, LLC, of record in Instrument Number 201509140129108 (Parcel ID 5 70-15 2099-00) and being with the existing Corporation line of the City of Columbus, of record in Ordinance Number 1167-68 and Miscellaneous Record 145, Page 573, to a point at the northwest corner of said 14. 717 acre parcel and being on the south line of said Lot 4;

Thence, EASTERLY, a distance of 200 feet, more or less, with a line common to said 14.717 acre parcel and said Lot 4 and with the existing Corporation line of the City of Columbus to the POINT OF BEGINNING containing 4.0± acres, more or less.

The above description is based on deeds of record and available existing surveys, aforementioned description is not intended to be used for the transfer of real property. The acreages and distances shown are intended for annexation purposes only.

Area to be annexed shall be an Expedited II annexation, with 2204 feet contiguity with existing corporation line of City of Columbus, having a total perimeter of 2204 feet, that contains 100% contiguity with existing corporation line of City of Columbus.

The above description is a general description of the location of the property to be annexed and is based on a boundary survey performed under my direct supervision in August, 2017.

**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.