



## Legislation Text

File #: 2576-2020, Version: 1

### 1. BACKGROUND

The Department of Public Service recently received a request from the property owners, Margaret T. Martin and John Martin, asking that the City release a portion of a platted easement over an area of their property at 562 Alta View Village Court to clear title so they can add an addition to their house. The easement was recorded in a plat known as Alta View Village, Plat Book 110, Page 40. After receipt of this request the Department of Public Service, Division of Infrastructure Management, verified with all the public and private utility companies that there are no public utilities or need for this easement located within the requested area and that they have no objections to this portion of the easement being released. The following ordinance authorizes the Director of the Department of Public Service to execute those documents necessary to release the portions of easement as described below and on the attached exhibit to allow a clear title for this site. The City will receive a total of \$500.00, to be deposited in Fund 7748, project P537650, for releasing of the easement so the property can clear title.

### 2. FISCAL IMPACT

The City will receive a total of \$500.00 to be deposited in Fund 7748, project P537650, for granting the requested release of the portions of easement.

To authorize the Director of the Department of Public Service to execute those documents necessary to release an easement at 562 Alta View Village Court. (\$0.00)

**WHEREAS**, the Department of Public Service recently received a request from the property owner, Margaret T. Martin and John Martin, asking that the City release a portion of a platted easement over an area of their property to clear title so they can add an addition to their house; and

**WHEREAS**, the easement was recorded in a plat known as Alta View Village, Plat Book 110, Page 40. After receipt of this request the Department of Public Service, Division of Infrastructure Management, verified with all the public and private utility companies that there are no public utilities or need for this easement and that they have no objections to this portion of the easement being released; and

**WHEREAS**, the City will receive a total of \$500.00 to be deposited in Fund 7748, project P537650, for releasing the easement; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Public Service to authorize the Director of Public Service to execute those documents necessary to release the easement as described below and in the attached exhibit so the property can clear title so the owners can add an addition to their house; **now therefore**

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

**SECTION 1.** To authorize the Director of the Department of Public Service to execute those documents as necessary and approved by the City Attorney's Office to release the portion of easement areas as described below and on the attached exhibit:

#### **Easement Areas to be released:**

Situate in the State of Ohio, County of Franklin, City of Columbus, being a part of Lot 2 of Alta View Village as is numbered and delineated on the recorded plat thereof, of record in Plat Book 110, Page 40, as conveyed to Margaret T.

Martin and John Martin in Instrument Number 201811190157029, all records being of the Recorder's Office, Franklin County, Ohio and being more particularly bounded and described as follows:

**COMMENCING** at the southeast corner of said Lot 2 and in the north line of Alta View Village Court, 50 feet wide;

**Thence**, along part of the east line of said Lot 2, North 05 degrees 20 minutes 11 seconds East, 61.59 feet to the south line of a 25 foot wide sanitary sewer easement, as shown on said plat;

**Thence**, across part of said Lot 2 and along part of the south line of said sanitary sewer easement, North 86 degrees 49 minutes 47 seconds West, 16.60 feet to the **TRUE POINT OF BEGINNING** of the parcel herein intended to be described;

**Thence**, continuing across part of said Lot 2 and continuing along part of the south line of said sanitary sewer easement, North 86 degrees 49 minutes 47 seconds West, 42.50 feet to a point;

**Thence**, continuing across part of said Lot 2 and across part of said sanitary sewer easement the following three (3) courses:

1. North 03 degrees 10 minutes 13 seconds East, 2.00 feet to a point;
2. South 86 degrees 49 minutes 47 seconds East, 42.50 feet to a point;
3. South 03 degrees 10 minutes 13 seconds West 2.00 feet to the **TRUE POINT OF BEGINNING, CONTAINING 85 SQUARE FEET.**

Basis of bearings for this description is North 05 degrees 20 minutes 11 seconds East on the east line of Lot 2 of Alta View Village as recorded on Plat Book 110, Page 40, Recorder's Office, Franklin County, Ohio.

**Myers Surveying Company, Inc.**

**SECTION 2.** That the City will receive a total of \$500.00 to be deposited in Fund 7748, project P537650, for releasing the easement.

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