



City of Columbus

Office of City Clerk
90 West Broad Street
Columbus OH 43215-9015
columbuscitycouncil.org

Legislation Text

File #: 0355-2021, **Version:** 1

BA20-008

Background:

A boundary adjustment between the City of Columbus and the City of Upper Arlington has been proposed. The site is on Lane Avenue, east of North Star Road and consists entirely of the right of way. The proposed adjustment moves the City of Columbus corporate boundary slightly eastward, to exclude the right of way. The transfer will place the entirety of the right of way along this span of Lane Avenue within the City of Upper Arlington. This legislation is being filed in response to the provisions of the Ohio Revised Code - section 709.37 regarding municipal boundary adjustments. Parallel legislation is being submitted to Upper Arlington City Council. Columbus approval will allow the adjustment proposal to be submitted to Franklin County for finalization.

Fiscal Impact:

None

To agree to an adjustment to the City's boundaries by consenting to transfer approximately 2.3+/- acres from the City of Columbus to the City of Upper Arlington.

WHEREAS, 2.3+/- acres of the Lane Avenue right of way is located within the City of Columbus and is adjacent to right of way and territory located within the City of Upper Arlington; and

WHEREAS, it is in the best interest of all parties if the boundaries of the two communities reflect the proposed adjustment; and

WHEREAS, it is the desire of the City of Columbus to transfer the subject area, comprised of right of way along Lane Avenue, to the City of Upper Arlington which desires to accept said transfer; and

WHEREAS, the City of Upper Arlington will assume ownership of an existing 8-inch water main and associated fire hydrants within the territory in question, including any future upsizing or replacement of the water main; and

WHEREAS, the proposed transfer does not involve the transfer of territory inhabited by more than five voters; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That in accordance with Section 709.37 of the Ohio Revised Code, the City of Columbus hereby agrees to transfer to the City of Upper Arlington the land described as follows:

Situate in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 3, Township 1, Range 18, U.S. Military Lands:

Being a proposed annexation of 2.3± acres from the City of Columbus to the City of Upper Arlington being more particularly described as follows:

COMMENCING at a point at the centerline intersection of North Star Road and Lane Avenue;

Thence along the centerline of North Star Road (60' wide), southerly a distance of approximately 50 feet to a Mag nail set in the southerly line of said Lane Avenue;

Thence across said North Star Road, easterly a distance of approximately 30 feet, being on the easterly line of said North Star Road and the southerly line of said Lane Avenue and the northwesterly corner of a 0.004 acre tract referred to as 8-WD as conveyed to the County of Franklin in Deed Book 3758 Page 305, also being the TRUE POINT OF BEGINNING for the parcel herein described

Thence across said Lane Avenue and along the Existing City of Columbus Annexation Ordinance Number 239-86 and City of Upper Arlington Corporation Line established by Ordinance Number 35-57 as recorded in Misc. Record 101 Page 234, of the City of Upper Arlington, northerly a distance of approximately 102 feet, being the southwesterly corner a 0.004 acre exception called 9-WD as conveyed to the County of Franklin in Deed Book 3761 Page 187, also being the southwesterly corner of a 0.696 acre tract conveyed to Iacono Family L.P. in Official Record Volume 34296 A 15, and the intersection of the northerly existing right-of-way line of said Lane Avenue and the easterly line of said North Star Road;

Thence along the southerly line of said 0.696 acre tract, said 9-WD, and a 0.154 acre tract conveyed to Robert S. Hart, Judy Hart Adkins and John S. Hart in Instrument Number 200904220056736, and the northerly line of said Lane Avenue, along the Existing City of Columbus and Clinton Township Corporation Line established in Ordinance Number 239-86 of the City of Columbus, northeasterly a distance of approximately 378 feet, being on the southeasterly corner of said 0.154 acre tract and the southwesterly corner of a 0.056 acre tract conveyed to Robert S. Hart, Judy Hart Adkins and John S. Hart in Instrument Number 200904220056736;

Thence along the easterly line of said 0.154 acre tract and the westerly line of said 0.056 acre tract, along the Existing City of Columbus and Clinton Township Corporation Line established in Ordinance Number 239-86 of the City of Columbus, northerly a distance of approximately 20 feet, being the southwesterly corner of a 0.231 acre tract conveyed to Robert S. Hart, Judy Hart Adkins and John S. Hart in Instrument Number 200904220056736 and the northwesterly corner of said 0.056 acre tract;

Thence along the northerly lines of said 0.056 acre tract and said existing right-of-way line of Lane Avenue and the southerly lines of said 0.231 acre tract, a 0.2181 acre tract conveyed to Robert S. Hart in Deed Book 3766 Page 512, and a 0.625 acre tract conveyed to Robert S. Hart, Judy Hart Adkins, and John S. Hart in Deed Book 3097 Page 389, along the Existing City of Columbus and Clinton Township Corporation Line established in Ordinance Number 239-86 of the City of Columbus, northeasterly a distance of approximately along a curve 470 feet, being on the southeasterly corner of said 0.625 tract;

Thence across said Lane Avenue, southerly a distance of approximately 122 feet, being on the northeasterly corner of a 2.098 acre tract conveyed to The Huntington National Bank, Trustee in Instrument Numbers 199805050108539 and 199805050108536, being on the southerly line of said Lane Avenue and the Existing City of Columbus and City of Upper Arlington Corporation Line established in Ordinance Number 239-86 of the City of Columbus and Ordinance Number 20-05 of the City of Upper Arlington;

Thence along the southerly existing right-of-way line of said Lane Avenue and the northerly lines of said 2.098 acre tract, a 0.238 acre tract, 0.303 acre tract, and a 0.351 acre tract conveyed to Rondar Investment Partners in Official Record Volume 13960 Page HOS, along the Existing City of Columbus and City of Upper Arlington Corporation Line established in Ordinance Number 239-86 of the City of Columbus and Ordinance Number 20-05 of the City of Upper Arlington, southwesterly a distance of approximately 470 feet, being on the northwesterly corner of said 0.351 acre tract and the northeasterly corner of a 0.235 acre tract conveyed to Rondar Investment Partners in Official Record Volume 13960 Page HOS;

Thence along the southerly existing right-of-way line of said Lane Avenue and the northerly line of said 0.235 acre tract, along the Existing City of Columbus and City of Upper Arlington Corporation Line established in Ordinance Number 239

-86 of the City of Columbus and Ordinance Number 20-05 of the City of Upper Arlington, southwesterly a distance of approximately 123 feet, being on the northwesterly corner of said 0.235 acre tract and the northeasterly corner of a 1.282 acre tract conveyed to Royboy, LLC in Instrument Number 200305070135432;

Thence along the northerly lines of said 0.239 acre tract, said 1.282 acre tract, and a 0.004 acre exception conveyed as 8-WD in Deed Book 3758 Page 305, and the southerly line of said Lane Avenue, along the Existing City of Columbus and City of Upper Arlington Corporation Line established in Ordinance Number 239-86 of the City of Columbus and Ordinance Number 20-05 of the City of Upper Arlington, southwesterly a distance of approximately 255 feet to the POINT OF TRUE BEGINNING containing 2.3 acres, more or less.

Section 2. That the City Clerk certify this ordinance to the County Commissioners of Franklin County, Ohio, for further proceedings in accordance with the law.

Section 3. That the City of Columbus agrees to the transfer of the territory described in Section 1 to the City of Upper Arlington upon approval of the petition by the Board of Franklin County Commissioners and take any necessary steps to record such acceptance.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.