



## Legislation Text

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**File #:** 1958-2022, **Version:** 1

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### **1. BACKGROUND:**

The City of Columbus, Department of Public Service, received a request from Elizabeth Seedorf, Attorney with Vorys LLP, on behalf of Nationwide Children's Hospital asking that the City sell them an approximate 0.041 acre portion of the Putnam Alley right-of-way. Right-of-way area runs north/south directionally for 88+/- feet. The width of the portion is 20+/- feet. It is adjacent to, and surrounded on three sides (west, north and south) by parcel 010-028748.

Sale of this right-of-way will facilitate the combining of parcels and allowing the incorporation of the right-of-way with the adjacent parcel for expansion of The Ronald McDonald House. The Department of Public Service has agreed to transfer the right-of-way as described and shown within attached legal description and exhibit, and extinguishes its need for this public right-of-way.

Per current practice, comments were solicited from interested parties, including City agencies, private utilities and the applicable area commission, before it was determined that, subject to the retention of a general utility easement for those utilities currently located within this right-of-way, the City will not be adversely affected by the transfer of this right-of-way. The Department of Public Service submitted a request to the City Attorney's Office, asking that they establish a value for this right-of-way, and a value of \$26,790.00 was established. This request went before the Land Review Commission on May 19, 2022. After review of the request, the Land Review Commission voted to recommend the above referenced right-of-way be transferred to Nationwide Children's Hospital at no cost to them.

### **2. FISCAL IMPACT:**

The City will receive no funds as consideration for the transfer of the requested right-of-way.

To authorize the Director of the Department of Public Service to execute those documents necessary for the transfer of 0.041 acre portion of the Putnam Alley right-of-way to Nationwide Children's Hospital. (\$0.00)

**WHEREAS**, the City of Columbus, Department of Public Service, received a request from Elizabeth Seedorf, Attorney with Vorys LLP, on behalf of Nationwide Children's Hospital asking that the City sell them an approximate 0.041 acre portion of the Putnam Alley right-of-way. Right-of-way area runs north/south directionally for 88+/- feet. The width of the portion is 20+/- feet. It is adjacent to, and surrounded on three sides (west, north and south) by parcel 010-028748; and

**WHEREAS**, the purpose of the transfer will facilitate the combining of parcels and allowing the incorporation of the right-of-way with the adjacent parcel for expansion of The Ronald McDonald House; and

**WHEREAS**, the Department of Public Service has agreed to transfer the right-of-way as described and shown within attached legal description and exhibit, and extinguishes its need for this public right-of-way; and

**WHEREAS**, per current practice, comments were solicited from interested parties, including City agencies, private utilities and the applicable area commission, before it was determined that, subject to the retention of a general utility easement for those utilities currently located within this right-of-way, the City will not be adversely affected by the transfer of this right-of-way; and

**WHEREAS**, the Department of Public Service submitted a request to the City Attorney's Office, asking that they establish a value for this right-of-way; and

**WHEREAS**, a value of \$26,790.00 was established; and

**WHEREAS**, this request went before the Land Review Commission on May 19, 2022 where it was decided the right-of-way be transferred to Nationwide Children's Hospital at no cost to them; and

**WHEREAS**, after review of the request, the Land Review Commission voted to recommend the above referenced right-of-way be transferred to Nationwide Children's Hospital at no cost to them;

**WHEREAS**, it has become necessary in the usual daily operations of the Department of Public Service to authorize the Director to execute those documents necessary for the transfer of .041 acre portion of the Putnam Alley right-of-way to Nationwide Children's Hospital; **now, therefore**

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

**SECTION 1.** That the Director of the Department of Public Service be and is hereby authorized to execute a quit claim deed and other incidental instruments prepared by the City Attorney's Office, necessary to transfer the legal description as described below and attached exhibit of right-of-way to transferred to Nationwide Children's Hospital at no cost to them.

**SECTION 2.** That the attached referenced real property shall be considered excess road right-of-way and the public rights therein shall terminate upon the Director's execution and delivery of said quitclaim deed to the grantee thereof.

**SECTION 3.** That a general utility easement in, on, over, across and through the attached legal description and exhibit describing the right-of-way shall be and hereby is retained unto the City of Columbus for those utilities located within said right-of-way.

**SECTION 4.** That upon notification and verification of the relocation of all utilities located within the retained general utility easement area the Director of the Department of Public Service is hereby authorized to execute those documents necessary to release the retained general utility easement with no additional compensation due to the City and with no further legislative action required by the City.

**SECTION 5.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.