



# City of Columbus

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

## Legislation Text

File #: 0040X-2008, Version: 1

### Background:

The following is a resolution to declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the **Beulah Road Trunk Sewer Rehabilitation Project**.

### Fiscal Impact:

N/A

### Emergency Justification: N/A

To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the **Beulah Road Trunk Sewer Rehabilitation Project**.

WHEREAS, the City of Columbus is engaged in the **Beulah Road Trunk Sewer Rehabilitation Project**; and,

WHEREAS, in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, it is necessary to declare the necessity and intent to appropriate permanent and construction easements in, over, under and through the hereinbefore described real estate necessary for the aforementioned project; now, therefore:

### BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That this Council hereby declares the necessity and intent to appropriate permanent and construction easements in, over, under and through the following described real estate necessary for the **Beulah Road Trunk Sewer Rehabilitation Project**, Project #650625, pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code (1959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit:

#### 27P

#### Permanent Easement

Situated in the State of Ohio, County of Franklin, City of Columbus, Township 1 North, Range 18 West, United States Military Lands, and being a permanent easement across part of the tract of land conveyed to Mary K. Tampone by deed of record in Instrument No. 199712290176389, (all deed and plat references refer to the records of the Recorder's Office, Franklin County, Ohio) said tract being part of Kinnear Place Dr. as vacated by City of Columbus Ordinance Number 2432-97, said permanent easement being more particularly described as follows:

The True Place of Beginning being at the Southwest corner of said Tampone Tract also being the Southeast corner of existing Kinnear Place Drive, thence with the East line of Kinnear Place Drive, North 11 degrees 05 minutes 23 seconds West, a distance of 37.35 feet to a point;

Thence with a new line across said Tampone Tract, North 82 degrees 03 minutes 08 seconds East, a distance of 107.38 feet to a point in the East line of said Tampone Tract, also being the Northwest corner of a tract of land conveyed to The Board of Education of Columbus City School District by Deed Book 660, Page 102;

Thence with the West line of said Board of Education Tract, South 11 degrees 08 minutes 07 seconds East, a distance of 37.36 feet to the Southeast corner of said Tampone Tract also being the Northeast corner of a tract of land conveyed to TMACS Ltd. by Instrument No. 200607120136133;

Thence with the North line of said TMACS Ltd. Tract, South 82 degrees 03 minutes 08 seconds West, a distance of 107.41 feet to the place of beginning, containing 0.092 acres (4006 square feet), more or less.

The bearings are based on the Ohio State Plane Coordinate System, South Zone, North American Datum 1983.

The above description was prepared in October, 2007 by James A. Stafa, Professional Surveyor 7968 and is based on available records and a field survey made in 2004 by DLZ Ohio, Inc., Columbus, Ohio.

A drawing of the above description known as Exhibit "B" is attached hereto and made a part hereof.

Grantor claims title by Instrument No. 199712290176389, Recorder's Office, Franklin County, Ohio.

DLZ Ohio, Inc., By:

James A. Stafa, P.S. 7968

Date: October 31, 2007

Section 2. That the City Attorney be and hereby is authorized to cause a written notice of the adoption of this resolution to be served upon the owners, persons in possession of or persons having a real or possible interest of record in the above described premises in the manner provided by law.

Section 3. That this resolution shall take effect and be in force from and after the earliest period allowed by law.