File #: 0162-2013, **Version:** 1

1. BACKGROUND:
The City of Columbus, Department of Public Service, received a request from Nationwide Children's Hospital asking that the City sell a portion of the right-of-way identified as a 0.082 acre portion of the Denton Alley right-of-way, between Putnam and 17th Streets. Transfer of this right-of-way will allow for the expansion of The Ronald McDonald House, which is located on property currently owned by Nationwide Children's Hospital, located at 711 Livingston Avenue. 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. Then Department of Public Service submitted a request to the Department of Law, Real Estate Division, asking that they establish a value for this right-of-way. A value of $10,200.00 was established for this right-of-way. 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 for $10,200.00.

2. FISCAL IMPACT:
The City will receive a total of $10,200.00 that will be deposited in Fund 748, Project 537650, 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 required to transfer a 0.082 acre portion of the Denton Alley right-of-way, between Putnam and 17th Streets to Nationwide Children's Hospital.

WHEREAS, the City of Columbus, Department of Public Service, received a request from Nationwide Children's Hospital, asking that the City transfer a 0.082 acre portion of the Denton Alley right-of-way, between Putnam and 17th Streets, to them; and

WHEREAS, acquisition of the right-of-way will allow Nationwide Children's Hospital to expand The Ronald McDonald House, which is located on property currently owned by Nationwide Children's Hospital, located at 711 Livingston Avenue; and

WHEREAS, the City of Columbus, Department of Public Service, Division of Planning and Operations, by this transfer, 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 applicable area commissions, 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 to Nationwide Children's Hospital; and

WHEREAS, the Department of Public Service submitted a request to the Department of Law, Real Estate Division, asking that they establish a value for this right-of-way; and

WHEREAS, a value of $10,200.00 was established for this right-of-way; and

WHEREAS, the Land Review Commission voted to recommend that the above referenced right-of-way be transferred to

Nationwide Children's Hospital for the amount of $10,200.00; and 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 quit claim deeds and other incidental instruments prepared by the Department of Law, Real Estate Division, necessary to transfer the following described right-of-way to Nationwide Children's Hospital; to-wit:

Vacation of Denton Alley Right-of-Way - 0.082 Acre
North Side of Jackson Street
West Side of Seventeenth Street

Situated in the State of Ohio, County of Franklin, City of Columbus, Section 22, Township 5, Range 22, Refugee Lands and being a portion of Denton Alley (20 feet wide) as dedicated in Swaynes Addition of record In Plat Book 2, Page 35 and described as follows:

Beginning at an Iron pin set in the north right-of-way line of said Denton Alley and In the west right-of-way line for Seventeenth Street (40 feet wide) as dedicated by said subdivision plat, the same being the southeast corner of Lot 24 of said subdivision;

Thence S 14° 58' 36" W, across said Denton Alley, 20.10 feet to an iron pin set In the south right-of-way line thereof and in the west right-of-way line of said Seventeenth Street, the same being the northeast corner of Lot 227 of said subdivision;

Thence N 69° 11' 45" W, along the south right-of-way line of said Denton Alley, being the north line of said Lot 227,145.98 feet to an iron pin set at the northwest corner of said Lot 227, in the east right-of-way line for Putnam Alley (20 feet wide) as dedicated by said subdivision plat;

Thence S 03° 31' 48" W, along the east right-of-way line of said Putnam Alley, the same being the west line of said Lot 227, 6.84 feet to an iron pin set marking the Intersection thereof with the north right-of-way line for Jackson Street (40 feet wide), as dedicated by said subdivision plat, extended easterly;

Thence N 86° 32' 04" W, across said Putnam Alley, 20.00 feet to an Iron pin set in the west right-of-way line thereof and In the north right-of-way line for said Jackson Street, the same being the southeast corner of Lot 166 of said subdivision;

Thence N 03° 31' 48" E, along the west right-of-way line of said Putnam Alley the same being the east line of said Lot 166 and the east line of that 0.068 acre tract conveyed to The Children's Hospital of record in Instrument Number 200703280053683, 34.02 feet to an Iron pin set marking the northeast corner of said 0.068 acre tract, In the north right-of -way line for said Denton Alley, in the south line of Lot 20 of said subdivision;

Thence S 69° 11' 45" E, along the north right-of-way line of said Denton Alley, 171.11 feet to the Point of Beginning.

Containing 0.082 acres, more or less, subject to all legal restrictions, easements and/or rights-of-way. The above description was prepared by Advanced Civil Design, Inc. on October 30, 2012.

Iron pins set are 3/4" diameter Iron pipe, 30" long and capped Advanced 7661.

Bearings are based on the Ohio State Plane Coordinate System per NAD83 CORS96. A bearing of S69°11'45"E was held

for the north line of Denton Alley between Ann Street and Seventeenth Street.

All references used in this description can be found at the Recorder's Office, Franklin County, Ohio.

Section 2. That the above 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 quit claim deed to the grantee thereof.

Section 3. That a general utility easement in, on, over, across and through the above described 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 the $10,200.00 to be received by the City as consideration for the sale of this right-of-way shall be deposited in Fund 748, Project 537650.

Section 6. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.