

013745

1990 APR 11 AM 11:16

DEPARTMENTAL AUTHORIZATION

OMB Approval Stamp _____
OMB Staff Contact _____
Phone _____

OMB COMPLIANCE
With Affirmative Action Code

Office of Contract Compliance

CONFORMANCE

This is to certify that the attached ordinance is in conformance with the adopted Capital Improvements Budget as amended, of the City of Columbus, Ohio.

Department of OMB _____ Date _____

CITY ATTORNEY: This ordinance to enter a contract has been reviewed by the City Attorney's Office as to its form and legality only.

RONALD J. O'BRIEN
CITY ATTORNEY

By: _____

REFERENCE NUMBER AND TIME

ORIGINAL

COLUMBUS CITY COUNCIL
c/o Legislative Research Office

Ordinance No. **1115-90**

30 Day _____ Emergency **X**

FLOOR ACTION
(Clerks Office Only)

APR 23 1990 PASSED 7-0

COMMITTEE

SERVICE & UTILITIES
INTRODUCED BY

ARLENE SHOEMAKER

DATE OF FIRST READING

APR 23 1990

AUDITOR'S CERTIFICATE

I hereby certify that there is in the treasury, or anticipated to come into the treasury, and not appropriated for any other purpose, the amount of money specified hereon, to pay the within ordinance.

Date: _____ No. _____

Fund No.: _____ Dept. No. _____ Approp Code: _____

Entered By: _____ Amount: _____

City Auditor or Deputy Auditor

170, 4/10/90

Explanation of Legislation

April 4, 1990

Columbus City Council
City Hall
Columbus, Ohio 43215

Honorable Members of Council:

The Department of Public Service, Division of Engineering and Construction, has received a request to sell a portion of Winchester Court to Dennis Bain. Upon investigation, it was determined this was excess right-of-way. Pursuant to Resolution 113X-86, the Department of Law, Real Estate Division established a value of \$3,600.00 for this excess right-of-way. Land Review Commission voted to recommend the sale of this property to Dennis Bain for \$3,600.00.

John Klein 7712
Contact For Questions - Phone
on this Legislation

Robert Smith
4/10/90 Approved (Division Head)

Joseph A. Ridgeway
Approved (Department Head)

Title (Brief Description)

To authorize the Director of the Department of Public Service to execute those documents necessary to sell a portion of Winchester Court to Dennis Bain, to waive the competitive bidding provisions of Columbus City Code and to declare an emergency.

MAYOR'S ACTION

James A. ...
SIGNED _____ DATE _____
APR 25 1990
RETURNED UNSIGNED _____ DATE _____
VETO _____ DATE _____

COUNCIL ACTION

APR 23 1990
PASSED _____ DATE _____
ADOPTED _____ DATE _____

PRESIDENT OF COUNCIL

Joseph A. ...
DATE _____
CITY CLERK _____ DATE _____

WHEREAS, The City of Columbus is the owner of that property more fully described in Section 1 of this Ordinance;

WHEREAS, this property has been declared to be excess right-of-way; and

WHEREAS, Dennis Bain desires to acquire said property; and

WHEREAS, pursuant to Resolution 113X-86, the Department of Law, Real Estate Division, has established a value of \$3,600.00 for said property; and

WHEREAS, the Land Review Commission has voted to recommend the sale of said property to Dennis Bain for \$3,600.00; and

WHEREAS, an emergency exists in that it is immediately necessary to authorize the Director of the Department of Public Service to execute those documents necessary to sell said property for the preservation of the public health, peace, property, safety and welfare; 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 hereby is authorized to execute and deliver those documents necessary to sell, to Dennis Bain, the following described real property:

Situated in the City of Columbus, County of Franklin, State of Ohio and being a part of Winchester Court in the Winchester Subdivision, as named and delineated upon the recorded plat thereof and recorded in Plat Book 28 Page 25A, Recorder's Office, Franklin County, Ohio. More particularly bounded and described as follows:

Beginning at a point in the southwesterly line of Winchester Court at the northeasterly corner of lot number 108 of the aforementioned subdivision, thence from said beginning point westerly along the line of said Court and a curve to the left having a radius of 64.19 feet, a central angle of $43^{\circ} 51' 13''$, the chord of which bears South $61^{\circ} 06' 23''$ West 47.94 feet, to a point of reverse curve in said line;

Thence continuing with the line of the aforesaid Court, on a curve to the right having a radius of 50.00 feet, a central curve angle of $117^{\circ} 48' 26.5''$, the chord of which bears North $81^{\circ} 55' 42''$ West, 85.63 feet to a point in said line;

Thence continuing with the line of the aforesaid Court and curve to the right having a radius of 50.00 feet, a central angle of $117^{\circ} 48' 26.5$ seconds, the chord of which bears North $35^{\circ} 52' 45''$ East 85.63 feet to a point of reverse curve in said line;

Thence continuing with the line of the aforesaid Court, along a curve to the left, having a radius of 338.19 feet, a central angle of $11^{\circ} 45' 41''$, the chord of which bears North $88^{\circ} 54' 50''$ East 69.30 feet, to a point at the end of said curve;

Thence North $83^{\circ} 02'$ East 13.14 feet, continuing with the line of the aforesaid Court, to a point in said line and in a easterly line of the Winchester Subdivision Number 2;

Thence South $05^{\circ} 23'$ West 61.24 feet, with the aforesaid subdivision line, crossing Winchester Court, to the place of beginning;

To contain 10,511.5 square feet or 0.241 acre, be the same more or less and subject to all easements, restrictions and conditions, as the same may be of record.

SECTION 2. That the \$3,600.00, to be received by the City of Columbus for this property be deposited in Fund 07-448, Project 448650, Index 051367.

SECTION 3. That this Council finds it is in the best interest of the City of Columbus to sell said property to Dennis Bain without competitive bidding and does hereby waive the competitive bidding provisions of Chapter 329 Columbus City Code (1959) Revised.

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.