

feet to a point in the centerline of Cleveland Avenue;

Thence N. 01° 24' E., 56.00 feet along the centerline of Cleveland Avenue to the place of beginning containing 40.05 acres.

To rezone from R-1, Residential District, to AR-12, Apartment Residential District.

Tract 2
Beginning at a point in the centerline of Cleveland Avenue at the intersection of the centerline of Homeacre Drive 50 feet in width;

Thence N. 1° 24' E., along the centerline of Cleveland Avenue a distance of 244.0 feet to the northwesterly corner of the M. J. and A. E. McDowell 2.0 acre tract;

Thence S. 87° 56' E., and along the northerly line of the said M. J. and A. E. McDowell 2.0 acre tract a distance of 345.0 feet to a point;

Thence S. 1° 24' W., and parallel to the centerline of Cleveland Avenue a distance of 244.0 feet to a point;

Thence N. 87° 56' E., and along the centerline of the easterly extension of Homeacre Drive a distance of 345.0 feet to the place of beginning containing 1.932 acres.

To rezone from County Commercial, to C-3, Commercial District.

Tract 3
Beginning at a point in the centerline of Cleveland Avenue at the southwest corner of the Frank C. and Lola C. Riley 9.391 acre tract said point being N. 1° 24' E., a distance of 344.0 feet from the centerline of Homeacre Drive;

Thence N. 1° 24' E., and along the centerline of Cleveland Avenue a distance of 400.00 feet to the southwesterly corner of the Mobile Oil Company 0.493 acre tract;

Thence S. 87° 56' E., and along the southerly line of Mobile Oil Company 0.493 acre tract a distance of 215.0 feet to the southeasterly corner thereof;

Thence N. 1° 24' E., and along the easterly line of the Mobile Oil Company 0.493 acre and 0.49 acre tract a distance of 200.00 feet to the northeasterly corner of the said 0.49 acre tract;

Thence N. 87° 56' W., along the northerly line of the said 0.49 acre tract a distance of 215.0 feet to a point in the centerline of Cleveland Avenue;

Thence N. 1° 24' E., along the centerline of Cleveland Avenue a distance of 200.00 feet to a point at the northerly line of the Albert L. and Ruth Matthews 9.26 acre tract extended westerly;

Thence S. 87° 56' E., and along the northerly line of the said 9.26 acre tract a distance of 871.20 feet to an angle point in the northerly line of the Albert L. and Ruth Matthews 9.26 acre tract;

Thence S. 1° 24' W., a distance of 800.00 feet to the northeasterly corner of the A. C. and J. A. Fograscher 2.0 acre tract;

Thence N. 87° 56' W., and along the northerly line of the said 2.0 acre tract a distance of 871.20 feet to the place of beginning containing 15.012 acres.

To rezone from County Commercial, to C-4, Commercial District.

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the C-3, Commercial, and C-4, Commercial Districts on this property and no building or structure shall be erected to a height in excess of Thirty-five (35) feet.

Section 3. The Development Zoning Administrator of the Division of Zoning be, and he is hereby authorized and directed to make the said change on the said original zoning map in the office of the Division of Building Regulations and the office of the Division of Zoning.

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

Passed November 22, 1971.

WILLIAM P. HOERMLE,

President of Council.

Vetoed November 30, 1971.

Veto overridden December 13, 1971 at 7 P.M.

WILLIAM P. HOERMLE,

President of Council.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 1638-71—To rezone a 4.38 acre tract located on the west side of Kenny Road, north of the westerly terminus of Ackerman Road, From: R-1, Residential, To: C-2, Commercial.

Be it ordained by the Council of the City of Columbus:

Section 1. That the Zoning Map attached to Ordinance No. 33852, passed February 27, 1928, and as subsequently amended be, and the same is hereby revised by changing the zoning of the property as follows:

Being 4.38 acres located on the west side of Kenny Road, north of the westerly terminus of Ackerman, and being more particularly described as follows:

Tract #1

Beginning, for reference, at a point in the centerline of Kenny Road, said reference point of beginning being located 721.55 feet southeasterly from, as measured along the centerline of said Kenny Road, the centerline intersection of said Kenny Road with Shady Hill Drive, as said centerline intersection is shown on the recorded plat of Shady Hill Estates, of record in Plat Book 28, Page 27, Recorder's Office, Franklin County, Ohio; thence, from said reference point of beginning, N 86° 43' 00" W, a distance of 50.86 feet to the true point of beginning;

Thence, from said true point of beginning, N 86° 43' 00" W, a distance of 523.54 feet to a point;

Thence N 2° 40' 00" E, a distance of 150.00 feet to a point;

Thence S 86° 43' 00" E, a distance of 407.32 feet to a point;

Thence S 34° 52' 13" E, a distance of 190.74 feet to the true point of beginning and containing 1.602 acres of land, more or less.

To rezone from an R-1, Residential District, to a C-2, Commercial District.

Tract #2

Beginning, for reference, at a point in the centerline of Kenny Road, said reference point of beginning being located 721.55 feet southeasterly from, as measured along the centerline of said Kenny Road, the centerline intersection of said Kenny Road with Shady Hill Drive, as said centerline intersection is shown on the recorded plat of Shady Hill Estates, of record in Plat Book 28, Page 27, Recorder's Office, Franklin County, Ohio; thence, from said reference point of beginning, N 86° 43' 00" W, a distance of 57.22 feet to the true point of beginning;

Thence, from said true point of beginning, S 34° 52' 13" E, a distance of 259.07 feet to a point;

Thence N 86° 41' 01" W, a distance of 675.04 feet to a point;

Thence N 20° 40' 00" E, a distance of 203.35 feet to a point;

Thence S 86° 43' 00" E, a distance of 517.18 feet to the true point of beginning and containing 2.785 acres of land.

To rezone from an R-1, Residential District, to a C-2, Commercial District.

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the C-2, Commercial District on these properties and no buildings or structure shall be erected to a height in excess of Thirty-five (35) feet.

Section 3. That the Development Zoning Administrator of the Division of Zoning be, and he is hereby authorized and directed to make the said change on the said original zoning map in the office of the Division of Building Regulations and the office of the Division of Zoning.

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

Passed December 13, 1971 at 7 P.M.

WILLIAM P. HOERMLE,

President of Council.

Approved December 13, 1971 at 7 P.M.

M. E. SENSENBRENNER, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 1735-71—To vacate portions of Naghten Street, the alley east of Washington Avenue and a strip of land off the west side of Eleventh Street, between specified limits.

Whereas, petition, signed by the owners of all lots and lands abutting upon Naghten Street, and the alley east of Washington Avenue, and a strip of land off the west side of Eleventh Street was duly presented to this Council, praying for and consenting to the vacation of said portions of street, alley and strip of land, between specified limits, and

Whereas, Council, upon hearing, is satisfied that there is good cause for such vacations as prayed for in said petition, that they will not be detrimental to the general interests and ought to be made; now, therefore,

Be it ordained by the Council of the City of Columbus:

Section 1. That Naghten Street, extending from the east line of Washington Avenue eastwardly to the west line of Eleventh Street;

the alley east of Washington Avenue, extending from the south line of Naghten Street southwardly to the present north right-of-way line of Spring Street, a distance of 84 feet; and

a strip of land 23.00 feet in width off the west side of Eleventh Street, extending from the north line of Naghten Street southwardly to the north line of Spring Street, a distance of 107.0 feet,

be and the same are hereby vacated.

Section 2. That the City of Columbus reserves the right to operate and maintain any and all sewers, water lines and any other public utilities owned by the City, and that the right is reserved to operate and maintain any other public utilities, if any, now existing on or in said portions of street, alley and strip of land hereby vacated, and shall have the right to enter thereon at any time for the purpose of replacing, operating and maintaining the same.

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

Passed December 13, 1971 at 4 P.M.

WILLIAM P. HOERMLE,

President of Council.

Approved December 13, 1971 at 4 P.M.

M. E. SENSENBRENNER, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 1736-71—To establish the grades of Macsway Avenue and Frankway Street, between specified limits in Rainier Park, Section 1, in connection with the private improvement of the streets; and to approve plan and specifications therefor.

Be it ordained by the Council of the City of Columbus:

Section 1. That the grades of the following streets, between the limits specified, be and the same are hereby established as of record and shown on Plan 2421, Drawer D, on file in the Office of the City Engineer, Division of Engineering and Construction, which plan and specifications therefor are hereby approved:

Macsway Avenue, from a point 11'± west of Frankway Street to Hamilton Road;

Frankway Street, from a point 75'± south of Macsway Avenue to Macsway Avenue.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed December 13, 1971 at 4 P.M.

WILLIAM P. HOERMLE,

President of Council.

Approved December 13, 1971 at 4 P.M.

M. E. SENSENBRENNER, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 1737-71—To establish the grade of Slade Avenue, between specified limits, in The Gables West, Phase I, in connection with the private improvement of the street; and to approve plan and specifications therefor.

Be it ordained by the Council of the City of Columbus:

Section 1. That the grade of Slade Avenue, from a point 185'± south of Hollister Street to Godown Road, as shown on Plan 2469, Drawer D, on file in the Office of the City Engineer, Division of Engineering and Construction, be and the same is hereby established, which plan and specifications therefor are hereby approved.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed December 13, 1971 at 4 P.M.

WILLIAM P. HOERMLE,

President of Council.

Approved December 13, 1971 at 4 P.M.

M. E. SENSENBRENNER, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 1738-71—To accept the plat of Dedication of McNaughten Road and Yorkland Road and Easements.

Be it ordained by the Council of the City of Columbus:

Section 1. That the plat of Dedication of McNaughten Road and Yorkland Road and Easements, situated in the State of