

Ordinances Passed

ORD. No. 2105-77—To accept the plat of Cooper Plains.

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

Section 1. That the plat of Cooper Plains, Situated in the State of Ohio, County of Franklin, City of Columbus, located in Lots 2 and 3, Section 3, Township 2, Range 17, United States Military Lands, and containing 13.204 acres of land, more or less, said 13.204 acres being all of that tract of land conveyed to McKinley-Hohl, Inc., by deed of record in Deed Book 3618, Page 585, all references being to those of record in the Recorder's Office, Franklin County, Ohio; the same being located north of Cooper Road and west of Westerville Road, be and the same is hereby accepted.

Section 2. That all or parts of the Court shown thereon and not heretofore dedicated be and the same are hereby dedicated to public use as such; and easements are reserved, where shown on this plat for the construction, operation and maintenance of all public utilities, above and beneath the surface of the ground, and where necessary are for the construction, operation, and maintenance of service connections to all adjacent lots and lands and for storm water drainage.

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

Passed November 21, 1977.

M. D. PORTMAN,

President of Council.

Approved November 21, 1977.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 2106-77—To establish the grades of Macsway Avenue, Kimberly Parkway, Kimberly Parkway East, and Eastpoint Drive, in Kimberly No. 6 and 7.

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 2860, Drawer D, on file in the Office of the City Engineer, Division of Engineering and Construction, which plan and the specifications therefor are hereby approved:

Macsway Avenue, from Kimberly Parkway East to a point 190'± East of Kimberly Parkway East;

Kimberly Parkway, from Kimberly Parkway East to a point 188'± East of Kimberly Parkway East;

Kimberly Parkway East, from a point 297'± South of Macsway Avenue to Eastpoint Drive;

Eastpoint Drive, from Kimberly Parkway East to a point 758'± West of Hamilton Road;

in Kimberly Nos. 6 and 7, revised.

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

Passed November 21, 1977.

M. D. PORTMAN,

President of Council.

Approved November 21, 1977.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 2107-77—To accept the Warranty Deed from Howard R. and Maxine Schoenbaum, dated October 25, 1977; and to name premises so deeded and dedicated Refugee Road.

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

Section 1. That the Warranty Deed of Howard R. and Maxine Schoenbaum, dated October 25, 1977, recorded in Deed Book 3618, Pages 300 through 302, for the hereinafter described real estate, be and the same is hereby accepted and the premises so deeded be and the same are hereby dedicated to public use for road purposes:

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of Section 5, Township 11, Range 21, Mathews Survey of Congress Lands, and being 38.0 feet off the north end of three 1.8695 acre tracts conveyed to Howard

Schoenbaum by deed of record in Deed Book 3332, Page 507, Deed Book 3326, Page 513, Deed Book 3327, Page 177 (Recorder's Office, Franklin County, Ohio), and being more particularly described as follows:

Beginning at the northwest corner of the 1.8695 acre tract, as described in Deed Book 3332, Page 507, said corner being in the south right-of-way of Refugee Road (being 60.0 feet southerly of the centerline of said Refugee Road), said corner also being the southwest corner of a 0.1305 acre tract conveyed to the City of Columbus by deed of record in Deed Book 2861, Page 142.

Thence South 88 degrees, 08 minutes East, along the said southerly right-of-way line of said Refugee Road, along the southerly lines of three 0.1305 acre tracts conveyed to the City of Columbus by deed of record in Deed Book 2861, Page 142, Deed Book 2845, Page 627, Deed Book 2883, Page 353, and along the northerly lines of the said three 1.8695 acre tracts conveyed to Howard Schoenbaum (said line being parallel to and 60.0 feet south of the centerline of said Refugee Road), a distance of 284.25 feet to the southeast corner of the City of Columbus 0.1305 acre tract (Deed Book 2883, Page 353), and the northeast corner of the said Howard Schoenbaum 1.8695 acre tract (Deed Book 3327, Page 177);

Thence South 1 degree, 27 minutes West, along the east line of the said 1.8695 acre tract (Deed Book 3327, Page 177), a distance of 38.0 feet to a point;

Thence North 88 degrees, 08 minutes West, across the said three 1.8695 acre tracts, along a line parallel to and 38.0 feet south of the north line of said tracts (south line of Refugee Road), a distance of 284.25 feet to a point in the west line of the 1.8695 acre tract (Deed Book 3332, Page 507);

Thence North 1 degree, 27 minutes East, along the west line of the said 1.8695 acre tract, a distance of 38.0 feet to the place of beginning, containing 0.2479 acres of land, subject however to all legal highways and easements and restrictions and leases of records and of records in the respective utility offices.

Section 2. That the premises so deeded and dedicated be and the same are hereby named Refugee Road.

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

Passed November 21, 1977.

M. D. PORTMAN,

President of Council.

Approved November 21, 1977.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 2108-77—To vacate Bliss Alley, subject to retention of easements for various utilities.

Whereas, petition, signed by owners of all lots and lands abutting upon Bliss Alley, extending from the north line of Quincy Alley to the south line of Madison Avenue, was duly presented to this Council, praying for and consenting to the vacation of said Alley, between the points mentioned; and

Whereas, Council, upon hearing, is satisfied that there is good cause for such vacation as prayed for in said petition, that it 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 Bliss Alley, from the north line of Quincy Alley to the south line of Madison Avenue, be and the same is 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 now existing on or in said street hereby vacated, and shall have the right to enter thereon at any time for the purpose of constructing, installing, 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 November 21, 1977.

M. D. PORTMAN,

President of Council.

Approved November 21, 1977.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 2109-77—To vacate an Unnamed Street in Independence Village, Section 1, described as dedicated right of way, with no reservations for utilities.

Whereas, petition, signed by owners of all lots and lands abutting upon an 0.149 acre tract of land, dedicated right of way, known as an unnamed street in Independence Village, Section 1, was duly presented to this Council, praying for and consenting to the vacation of said street, between the points mentioned; and

Whereas, Council, upon hearing, is satisfied that there is good cause for such vacation as prayed for in said petition, that it 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 an Unnamed Street in Independence Village, Section 1, described as an 0.149 acre tract of dedicated right of way, further described as follows, be and the same is hereby vacated:

Situate in the State of Ohio, County of Franklin, City of Columbus, being located in Section 25, Half Section 44, Township 12, Range 21, Refugee Lands, and being an 0.149 acre tract which is a part of the dedicated right-of-way as dedicated by the plat of INDEPENDENCE VILLAGE, SECTION 1, of record in Plat Book 50, Pages 94 and 95, all references being to records of the Recorder's Office, Franklin County, Ohio, and being more particularly bounded and described as follows:

Beginning at a point on the easterly line of the original 108.385 acre tract conveyed to Refugee Development Company by deed of record in Deed Book 3502, Page 501, said point being 40 feet south of the centerline of Tussing Road;

Thence along the easterly line of said 108.385 acre tract, South 3° 59' 56" West, 257.48 feet to a point;

Thence along the arc of a curve to the right (Radius = 330.0 feet, Delta = 24° 37' 11"), a chord bearing and distance of North 8° 18' 39" East, 140.71 feet to the point of tangency of said curve;

Thence North 3° 59' 56" East, 100.25 feet to the point of curvature of a curve to the left;

Thence along the arc of said curve to the left (Radius = 20.0 feet, Delta = 89° 42' 19"), a chord bearing and distance of North 40° 51' 13" West, 28.21 feet to the point of tangency of said curve;

Thence along the southerly line of said Tussing Road and being 40.0 feet southerly at right angles from and parallel to the centerline of said road, South 85° 42' 23" East, 49.90 feet to the place of beginning, containing 0.149 acre, more or less.

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

Passed November 21, 1977.

M. D. PORTMAN,

President of Council.

Approved November 21, 1977.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 2155-77—To amend the Capital Improvements Program, Ordinance 100-77, as amended, by the amendment of one (1) section within the Division of Sewerage and Drainage; to make the necessary transfers in the Auditor's Project Account records; and to declare an emergency.

Whereas, City Council passed Ordinance Number 100-77 for the purpose of adopting a Capital Improvements Program for the years 1977 through 1981; and

Whereas, it has now become necessary to amend Ordinance 100-77 to provide for changes within the Division of Sewerage and Drainage; and

Whereas, an emergency exists in the daily operation of the Department of Public Service and the Division of Sewerage