

Ordinances

ORD. No. 2114-99 - To authorize and direct the Finance Director to increase an existing purchase order with Van-Dyne Crotty for the purchase of uniforms in accordance with the existing universal term contract, for the Refuse Collection Division, to authorize the expenditure of \$4,000.00 from the General Fund, and to declare an emergency. (\$4,000.00)

WHEREAS, the Refuse Collection Division purchases uniforms for designated employees, in compliance with an agreement between the City of Columbus and AFSCME; and

WHEREAS, the Purchasing Office has established a universal term contract for the purchase of uniforms; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, Public Service Department, Refuse Collection Division in that it is immediately necessary to increase an existing purchase order for the purchase of said uniforms for Refuse Collection Division employees, thereby preserving 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 Finance Director be and hereby is authorized and directed to increase on an existing purchase order with Van Dyne Crotty, in accordance with UTC#17807 to purchase uniforms for the Refuse Collection Division.

Section 2. That to pay the cost of the aforesaid purchase order, the expenditure of \$4,000.00 is hereby authorized from the Refuse Collection Division General Fund 010, Department/Division 59-02, Object Level Three Code 2221 as follows:

OCA Code	Amount
591164	\$1,500.00
593541	100.00
593178	300.00
593137	300.00
591701	1,000.00
591925	800.00
Total	\$4,000.00

Section 3. 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 its passage and

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ORD. No. 2117-99 - To authorize the Director of the Public Service Department to execute those documents required to transfer that right-of-way identified as a portion of

Wall Street and a portion of Red Bird Alley to the Franklin County Convention Facilities Authority; to waive the competitive bidding provisions of Columbus City Codes; and to declare an emergency.

WHEREAS, the City of Columbus, Public Service Department, Division of Engineering and Construction, is the owner of that right-of-way identified as Red Bird Alley and Wall Street; and

WHEREAS, the Franklin County Convention Facilities Authority (FCCFA) desires to acquire portions of said right-of-way; and

WHEREAS, after investigation there are no objections to the transfer of this right-of-way; and

WHEREAS, a general utility easement in, on, over, across, under and through Wall Street must be and shall be retained unto the City of Columbus; and

WHEREAS, the Department of Law, Real Estate Division, has determined a value of \$225,447.19 for this right-of-way; and

WHEREAS, the substantial increase in tax revenue, including but not limited to real property and income taxes, generated by the development of the property to be transferred and the identification of improvements that further the general welfare of the City through significant improvements to the physical environment were identified by the Department of Trade and Development as mitigating circumstances that would reduce the fee to transfer said right-of-way; and

WHEREAS, the Land Review Commission voted to recommend this right-of-way be transferred at no charge; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, in that it is immediately necessary to authorize the transfer of this right-of-way so that construction of the proposed parking facility may proceed without delay, thereby preserving 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 Public Service Department be and is hereby authorized to execute quit claim deeds and other incidental instruments prepared by the Real Estate Division, Department of Law, necessary to transfer the following described right-of-way to the Franklin County Convention Facilities Authority, to-wit:

Situate in the State of Ohio, County of Franklin, City of Columbus, and being part of Half-Section 10, Section 8, Township 5, Range 22 and being further described as follows:

Beginning for reference at the intersection of the easterly right-of-way line of Wall Street (30 feet in width) with the southerly right-of-way line of Vine Street (50 feet in width);

Thence S 08E22'28" E, a distance of 100.67 feet along the said easterly right-of-way line of Wall Street to a point at the common corner to the parcel of land owned by W.C. and M. Donges, of record in Deed Book 3807, Page 344 and Parcel II owned by Nationwide Mutual Insurance Co., of record in Deed Book

3807, Page 344 and being the point of true beginning;

Thence S 08E22'28" E, a distance of 123.24 feet continuing along the said easterly right-of-way line of Wall Street to a point of intersection with the said easterly right-of-way line of Wall Street with the southerly right-of-way line of Red Bird Alley;

Thence N 86E 46'40" W, a distance of 302.50 feet along the said southerly right-of-way line of Red Bird Alley to a point at the southeasterly corner of a parcel of land (Tract B) conveyed to The Battleship Building Condominium of record in O.R. 29315 A01, records of the Recorder's Office, Franklin County, Ohio;

Thence N 03E05'12" E., a distance of 20.00 feet along the westerly right-of-way line of said Red Bird Alley and the easterly line of said Tract B to a point at the northeasterly corner of said Tract B;

Thence S 86E46'40" E, a distance of 267.82 feet along the said northerly right-of-way line of Red Bird Alley to a point of intersection with the northerly right-of-way line of Red Bird Alley and the westerly right-of-way of said Wall Street;

Thence N 08E22'28" W, a distance of 96.67 feet, along the westerly right-of-way line of Wall Street to a point;

Thence N 81E37'32" E, a distance of 30.00 feet, across said Wall Street to the point of true beginning containing 0.207 Ac., more or less.

The bearings shown hereon are based on the bearing of N 86E28'25" W, for the northerly line of the Conrail property of record in D.B. 3714, Pg. 163 as delineated on the State of Ohio, Department of Transportation Plans entitled "Franklin County, FRA-670-1.25-(B-4), Nationwide Boulevard", Sheet 6 of 10.

R.D. ZANDE AND ASSOCIATES, INC.
Larry W. Pennington, P.S. #6096

Section 2. That the above referenced real property shall be considered excess road right-of-way and the public right therein shall terminate upon the Director's execution and delivery of said quit claim deeds to the grantees thereof.

Section 3. That a general utility easement in, on, over, across, under and through that portion of the above referenced real property identified as Wall Street be and hereby is retained unto the City of Columbus.

Section 4. That this Council has determined it is in the best interest of the City of Columbus to allow this property to be sold without requiring competitive bidding and hereby waives the competitive bidding provision of Columbus City Codes (1959) Revised, Section 329.25 with regards to the transfer of this property.

Section 5. 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 its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed September 13, 1999
MICHAEL B. COLEMAN

President of Council
Returned Unsigned by Mayor
September 23, 1999
Attest
TIMOTHY McSWEENEY, City Clerk

ORD No. 2148-99 (Z97-129A) - To amend Ordinance 481-98, passed March 2, 1998, for property located at 121 SOUTH WILSON ROAD (43204), said property being 63.16± acres located on the west side of South Wilson Road, 700± feet south of West Broad Street, by repealing Section 3 and passing revised Section 3, thereby amending the maximum building height restriction from 35 feet to 45 feet, and to declare an emergency.

WHEREAS, Ordinance 481-98, passed March 2, 1998 (Z97-129), addressed as 121 South Wilson Road, rezoned 63.16± acres to the L-1, Limited Institutional District for the purpose of developing a city park and senior citizen housing, and;

WHEREAS, it is necessary to amend the maximum building height from 35 feet to 45 feet, and this amendment will not alter any other conditions of the limitation overlay text, and;

WHEREAS, an emergency exists in the daily operation of the Department of Trade and Development, Building and Development Services Section, in that it is immediately necessary to amend the limitation overlay text of Ordinance 481-98, passed March 2, 1998 (Z97-129) regarding maximum building height, for the preservation of the public health, peace, property, now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That existing Section 3 of Ordinance 481-98, passed March 2, 1998 (Z97-129), be amended by repealing said Section 3 in its entirety and that a new Section 3 is adopted and reading as follows:

Section 3. That the Deputy Director of the Department of Trade and Development be, and is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building and Development Services Section and shall register a copy of the approved L-1, Limited Institutional District and Application among the records of the Building and Development Services Section as required by Section 3370.03 of the Columbus City Codes; said text being titled, "LIMITATION OVERLAY TEXT - 121 SOUTH WILSON ROAD," signed by Alan D. McKnight (Planning Administrator - City of Columbus, Department of Recreation and Parks), Applicant, dated September 1, 1999, and reading as follows:

**LIMITATION OVERLAY TEXT
121 SOUTH WILSON ROAD**

PROPOSED DISTRICT:
L-1, Limited Institutional District
PROPERTY ADDRESS:
121 South Wilson Road
OWNER:
City of Columbus, Department of Recreation & Parks
APPLICANT:
City of Columbus, Department of Recreation & Parks

DATE OF TEXT:
September 1, 1999
APPLICATION NUMBER: Z97 - 129A

1. **INTRODUCTION:** The proposed use of the property is public park and senior citizen housing.

2. **PERMITTED USES:** The proposed use of the property is public park and senior citizen housing, and other uses permitted in Columbus Code Chapter 3349.

3. **DEVELOPMENT STANDARDS:**

A. Density, Height, Lot and/or Setback commitments.

1. No building shall be constructed closer than 25 feet to any property line.

2. No building shall be over 45 feet in height above grade.

B. Access, Loading, Parking and/or other Traffic related commitments.

1. Owner shall build deceleration and acceleration lanes north and south of the entry to the property as required and approved by the Columbus Division of Traffic Engineering.

2. There shall be only one access point to South Wilson Road.

C. Buffering, Landscaping, Open space and/or Screening commitments.

Enhanced landscaping shall be installed along the western and southwestern sides of the proposed senior citizen housing. Said sides shall be landscaped with mounding consisting of 3 foot high mounds with 3:1 sloped extending for intervals of 50 linear feet, with 25 foot wide interruptions in the mounded areas. Additionally, 5 foot high white pines (at the time of planting) shall be planted on 15 foot centers located both on the mounds and in the open lawn areas, which pines shall be planted with a 5 foot stagger.

D. Building design and/or Interior-Exterior treatment commitments.

Not Applicable

E. Dumpsters, Lighting, Outdoor display areas and/or other environmental commitments.

Not Applicable

F. Graphics and Signage commitments.

Not Applicable

G. Miscellaneous commitments.

Not Applicable

Section 2. That existing Section 3 of Ordinance 481-98, passed March 2, 1998, be and is hereby repealed.

Section 3. 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 its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed September 27, 1999
MICHAEL B. COLEMAN,
President of Council
Approved September 28, 1999
GREGORY LASHUTKA, Mayor
Attest
TIMOTHY McSWEENEY, City Clerk

ORD No. 2149-99 (Z99-028) - To rezone 40 WEST 10TH AVENUE (43201), being 0.31± acres located on the north side of West 10th Avenue, 250± feet west of North High Street, From: AR-4, Apartment Residential District, To: L-UCRPD, Limited University College Research Park District.

WHEREAS, application #Z99-028 is on file with the Building and Development Services Section of The Department of Trade and Development requesting rezoning of 0.31± acres from AR-4, Apartment Residential District, to L-UCRPD, Limited University College Research Park District, and;

WHEREAS, the UCRPD District was designed to be flexible and meet the needs of a large university, thereby being uniquely and specifically created for The Ohio State University, and;

WHEREAS, the Development Commission recommends Approval of said zoning change, and;

WHEREAS, the University Area Commission recommends Approval of said zoning change, and;

WHEREAS, the City Departments recommend Approval of said zoning change because the requested L-UCRPD, Limited University College Research Park District precludes non-residential uses that might be incompatible with the surrounding residential area. Staff can support expansion of the L-UCRPD south of present campus boundary to West 10th Avenue if the established residential use is retained, now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Zoning Map attached to Ordinance No. 1620-77, passed September 19, 1977, and as subsequently amended be, and the same is hereby revised by changing the zoning of the property as follows:

40 WEST 10th AVENUE (43201), being 0.31± acres located on the north side of West 10th Avenue, 250± feet west of North High Street, and being more particularly described as follows:

**LEGAL DESCRIPTION
0.314 ACRES**

Situated in the State of Ohio, County of Franklin, City of Columbus and being all of Lots 22 and 23 of the College Place Addition of record in Plat Book 4, Page 175 and conveyed to the State of Ohio (The Ohio State University) by deed of record in Official Record 17337B15, all references being to those of record in the Recorder's Office, Franklin County, Ohio and more particularly described as follows: