

11304
203,780.00
assume, in the first in-
cost and expense over
to be allocated from

installation of utility
f-way shall conform
the Federal Highway
and Procedure Memo-
locations and Adjust-
nt of Transportation's
odation.
ereby agreed that the
pense, make all rear-
ins, service lines, fire
itary sewers, or other
ies and/or any appur-
do not comply with
nsportation's Direc-
inside or outside the
be necessary to con-
it and the rearrange-
ch time as requested
Transportation Engi-
ontrol signals will be
only when recom-
roadway and traffic
ngineer, or when at
ng conditions speci-
l of Uniform Traffic
and the municipality
ace and maintain all
nforming to the Ohio
ffic Control Devices
compliance with the
1.11 and related sec-
1 Code.
hts-of-way provided
all be held in place
ses and signs, post-
lands or other private
itted within the right-

ouncil of the City of
sts the Director of
d with the aforesaid
ector of Public Serv-
enter into a contract
sportation providing
roportion of the cost
ne by the City of
improvement of the
hway, now estimated
0.00.
rk of this Council be
ransmit to the Direc-
ertified copy of this
asons stated in the
hereby made a part
ereby declared to be
nd shall take effect
after its passage and
r ten days after pas-
approves nor vetoes

95
resident of Council
1995
A, Mayor
EY, City Clerk

ORD. No. 2328-95 - To authorize the Director of the Department of Public Service to execute those documents required to sell a portion of the east side of Kenny Road opposite Francisco Road to John W. Messmore, Trustee, for \$16,000.00; and to waive the competitive bidding provisions of Columbus City Code and to declare an emergency.

WHEREAS, the City of Columbus is the owner of that right-of-way known as Kenny Road; and
WHEREAS, John W. Messmore, Trustee, desires to acquire a portion of this right-of-way in the vicinity of Francisco Road and Godown Road; and

WHEREAS, after investigation, it has been determined that the requested portion of this right-of-way is not required by the City of Columbus; and

WHEREAS, the Department of Law, Real Estate Division, has established a value of \$16,000.00 for the requested portion of this right-of-way; and

WHEREAS, the Land Review Commission has voted to recommend the sale of the requested portion of this right-of-way to John W. Messmore, Trustee for the Real Estate Division recommended value of \$16,000.00; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Engineering and Construction, in that it is immediately necessary to authorize the Director of the Department to execute those documents required to transfer an excess right-of-way to John W. Messmore, Trustee, so that he may begin development of this site prior to the onset of winter, 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 Department of Public Service be and hereby is authorized to execute those documents required to transfer the following described excess right-of-way to John W. Messmore, Trustee, for \$16,000.00, to-wit

Situated in the City of Columbus, County of Franklin, State of Ohio, Township of Perry, being in Quarter Township 1, Township 1, Range 19, of The United States Military Lands.

Being more particularly described as follows:

Beginning for reference at an iron pin found on the South line of a 3.0 acre tract in the names of George S. and Richard E. Hatted O.R. 14037 J-12, and the North line of the Grantee herein prior Deed Reference O.R. 03575 D-04;

Thence with said property line N. 85° 04' 19" W. 10.49 feet to a point on the existing right-of-way line being 20.00' measured at right angles to the original centerline of Kenny Road (formerly Kenny Pike);

Thence with said existing right-of-way line S. 22° 32' 30" W. 33.43 feet to a point 15.00 feet Southeast measured perpendicular to the edge of pavement as the same was located in February 1995;

Being the principal place of beginning for the tract herein described;

Thence continuing with the existing right-of-way S. 22° 32' 30" W. 128.72 feet to an angle point;

Thence continuing with the existing right-of-way S. 18° 00' 00" W. 111.73 feet to a point, said point being N. 18° 00' 00" E. 12.96 feet as measured along the existing right-of-way line from the point of intersection with the lands of Storage Equities/P S Partners 111 Mid Ohio 4.348 acre tract O.R. 05940 B-12 and 15.00 measured perpendicular to the edge of pavement as the same was located in February 1995;

Thence with the proposed right-of-way line N. 04° 26' 14" E. 85.33 feet to a point 15.00 feet East measured perpendicular to the edge of pavement as the same was located in February 1995;

Thence continuing with the proposed right-of-way line N. 04° 10' 03" E. 62.08 feet to a point 15.00 feet East measured perpendicular to the edge of pavement as the same was located in February 1995;

Thence continuing with the proposed right-of-way line N. 16° 20' 21" E. 26.36 feet to a point 15.00 feet East Southeast measured perpendicular to the edge of pavement as the same was located in February 1995;

Thence continuing with the proposed right-of-way line N. 44° 33' 33" E. 53.58 feet to a point 15.00 feet Southeast measured perpendicular to the edge of pavement as the same was located in February 1995;

Thence continuing with the proposed right-of-way line N. 62° 07' 02" E. 31.41 feet to the place of beginning containing 0.120 acres more or less:

Basis of Bearings: Bearing of Kenny Road being N. 18° 00' 00" E. as recorded in O.R. 03575 D-04.

The above description is based on a survey performed by Columbus Engineering Consultants, Inc. in February 1995 calculated and written by Richard D. Marang, Registered Surveyor No. P.S. 5882.

Section 2. That the \$16,000.00, to be received by the City of Columbus as consideration for this transfer, shall be deposited in Fund 07-248, Project 248650, Index Code 642678.

Section 3. That this Council has determined that it is in the best interest of the City of Columbus to allow this sale to proceed without requiring competitive bidding and hereby waives the competitive bidding requirements of Columbus City Code (1959) Revised, Section 329.25, with regards to this transfer.

Section 4. That for 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 October 16, 1995
JOHN P. KENNEDY, President of Council
Approved October 17, 1995
GREGORY LASHUTKA, Mayor
Attest
TIMOTHY McSWEENEY, City Clerk

ORD. No. 2329-95 - To authorize the Director of the Department of Public Service to execute

those documents necessary to grant a perpetual aviation easement over the 25th Avenue Maintenance Facility located at 1850 East Twenty-Fifth Avenue to the Columbus Municipal Airport Authority and to declare an emergency.

WHEREAS, the Department of Public Service, Division of Engineering and Construction, desires to install three above ground fuel storage tanks at their 25th Avenue Maintenance Facility; and

WHEREAS, this facility, located at 1850 East Twenty-Fifth Avenue, is within flight paths established by the Columbus Municipal Airport Authority ("Port Authority"); and

WHEREAS, the City of Columbus and the Port Authority have entered into an agreement whereby the City has agreed to request an aviation easement from any entity requesting a permit to proceed with any improvement on property located within established flight paths; and

WHEREAS, the Department of Public Service has been asked to grant such an easement to the Port Authority; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize the Director of the Department to execute those documents required to grant an aviation easement over that property located at 1850 East Twenty-Fifth Avenue so that a permit to allow for the installation of three above ground fuel storage tanks at this site will be issued, 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 Department of Public Service be and hereby is authorized to execute those documents approved by the Department of Law, Real Estate Division, necessary to grant a perpetual aviation easement over that property located at 1850 East Twenty-Fifth Avenue, known as the Engineering and Construction 25th Avenue Maintenance Facility, to the Columbus Municipal Airport Authority.

Section 2. That for 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 October 16, 1995
JOHN P. KENNEDY, President of Council
Approved October 17, 1995
GREGORY LASHUTKA, Mayor
Attest
TIMOTHY McSWEENEY, City Clerk

ORD. No. 2330-95 - To authorize the Director of the Department of Public Service to execute those documents necessary to release a portion of the platted sewer easement in Lot 26 of the West Woods Village, Section One, Subdivision and to declare an emergency.

WHEREAS, the Department of Public Utilities, Division of Sewerage and Drainage, has received a request from James Gibbs asking that a portion of a platted sewer utility easement in Lot 26 of the West Woods Village, Section One, Subdivision be released; and