

Passed as amended February 25, 1980.

M. D. PORTMAN,

President of Council.

Approved as amended February 25, 1980.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 349-80—To rezone a 0.4± acre tract located on the east side of Cleveland Avenue, 584± feet north of S.R. 161 (5706 Cleveland Avenue), From: R-1, Residential, To: C-4, Commercial, as recommended by the Development Commission.

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:

Being a 0.4± acre tract located on the east side of Cleveland Avenue, 584± feet north of S.R. 161 (5706 Cleveland Avenue), and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, Township of Blendon, being a part of Quarter Township 3, Township 2, Range 17, United States Military Lands and being 0.442 acres of land out of that 103 acre tract of land conveyed to Joseph E. Stephenson and Laura E. Stephenson by deed of record in Deed Book 1380, Page 519, Recorder's Office, Franklin County, Ohio said 0.442 acre tract being more particularly described as follows:

Beginning, for reference, at the centerline intersection of Dublin-Granville Road (State Route 161) and Cleveland Avenue, the southwesterly corner of said 103 acre tract; thence N 4°31' E, with a westerly line of said 103 acre tract, the centerline of said Cleveland Avenue, a distance of 584.80 feet to the true point of beginning;

Thence N 4°31' E, continuing with the centerline of said Cleveland Avenue, a distance of 100.00 feet to a point;

Thence N 65°32' E, a distance of 220.00 feet to a point;

Thence S 4°31' W, parallel to the centerline of said Cleveland Avenue, the westerly line of said 103 acre tract, a distance of 100.00 feet to a point;

Thence S 65°32' W, parallel to the northerly line of the herein described tract, a distance of 220.00 feet to the true place of beginning, containing 0.442 acres of land, more or less.

To rezone From: R-1, Residential District, To: C-4, Commercial District.

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the C-4, Commercial District 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 Planning Administrator of the Division of Planning 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 Planning.

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

Passed February 25, 1980.

M. D. PORTMAN,

President of Council.

Approved February 25, 1980.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 350-80—To grant a variance from the provisions of Section 3337.01 (R-2F, Residential District) to Thomas M. Major to permit the continuation of a coin and stamp business at 306 East Beck Street.

Whereas, Thomas M. Major is requesting a Council Variance to permit the continuation of a coin and stamp business which has grown since 1972 into a mail order and retail operation utilizing the services of two outside employees at 306 East Beck Street, and

Whereas, Section 3337.01 (R-1F, Residential District) prohibits the continuation of said business at said location, and

Whereas, the German Village Commission recommends the approval of said variance, and

Whereas, said variance will not adversely affect the surrounding property of surrounding neighborhood; and

Whereas, the granting of said variance will not impair an adequate supply of light and air to adjacent properties or unreasonably increase the congestion of public streets or increase the danger of fires or endanger the public safety, or unreasonably diminish or impair established property values within the surrounding area, or otherwise impair the public health, safety, comfort, morals, or welfare of the inhabitants of the City of Columbus, and

Whereas, the granting of said variance will alleviate the difficulty encountered by Thomas M. Major in using said property as he desires; now, therefore;

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

Section 1. That Thomas M. Major be, and is, hereby granted a variance from the provisions of Section 3337.01 (R-1F, Residential District) of the Columbus City Codes, insofar as said section prohibits the continuation of a coin and stamp business at 306 East Beck Street, said property being more particularly described as follows:

Situated in the County of Franklin, State of Ohio and being part of half section 27, Township 5, Range 22, Refugee Lands; being part of Lot Number Three (3), of a subdivision of the west half of three acres of the east side of a ten acre tract in said Half Section, as said Lot No. 3 in numbered and delineated on the plat thereof, in certain proceedings in Partition, in the case of John H. Briggamon vs. Mary Ann Briggamon, et al., Complete Record 31, Page 58, et. seq., Common Pleas Court, Franklin County, Ohio; said parcel being 33½ feet in width by 150 feet in depth off of south end of said Lot No. 3.

Section 2. That this ordinance is conditioned upon and shall remain in effect only for so long as said property is owned and used by Thomas M. Major for a coin and stamp business, as recommended by the German Village Commission, Certificate of Appropriateness No. 79-11-10;

a. which is limited to the first floor of the existing building and

b. which utilizes the services of not more than two full-time outside employees, or those uses permitted in an R-2F, Residential District.

Section 3. That the variance granted by this ordinance shall become void one (1) year after this ordinance becomes effective by law unless prior thereto an affirmative act of the applicant has commenced which makes use of said Council Variance.

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

Passed February 25, 1980.

M. D. PORTMAN,

President of Council.

Approved February 25, 1980.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 351-80—To vacate a portion of Johnstown Road, subject to retention of utility easement.

Whereas, a petition has been presented to the City Engineer, duly signed by abutting owners, requesting the vacation of this portion of Johnstown Road; and

Whereas, after investigation, it has been determined that this request will have no detrimental effects on the general public and should be granted; now, therefore,

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

Section 1. That JOHNSTOWN ROAD, from a point perpendicular to the southwest corner of Parkview Boulevard and Johnstown Road, westerly to the east right-of-way line of U.S. Route #62, 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 road hereby vacated; and it 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 February 25, 1980.

M. D. PORTMAN,

President of Council.

Approved February 25, 1980.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 352-80—To vacate the alley east of 17th Street, between specified limits, subject to reservations for various utilities.

Whereas, a petition has been presented to the City Engineer, duly signed by abutting owners, requesting the vacation of this alley; and

Whereas, after investigation, it has been determined that this request will have no detrimental effects on the general public and should be granted; now, therefore,

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

Section 1. That the alley east of 17th Street, from the north line of Lot #121 as shown on recorded plat of the Amended Livingston Park Addition, to the southern terminus, 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 land hereby vacated; and it 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 February 25, 1980.

M. D. PORTMAN,

President of Council.

Approved February 25, 1980.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 353-80—To release a 12 foot easement on the east side of Lot #87 of Scotland Addition, subject to retention of utility easement.

Whereas, a petition has been presented to the City Engineer, duly signed by abutting owners, requesting the release of this 12' easement; and

Whereas, after investigation, it has been determined that this request will have no detrimental effects on the general public and should be granted; now, therefore,

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

Section 1. That a 12 foot easement on the east side of Lot #87, Scotland, from the south line of Taymouth Street to a point 5 feet north of the south line of Lot #87, be and the same is hereby released.

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 easement hereby vacated; and it 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 February 25, 1980.

M. D. PORTMAN,

President of Council.

Approved February 25, 1980.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 354-80—To accept the Quit-Claim deed from Don F. Marsh, and to name premises so deeded and dedicated Sawmill Road and Billingsley Road; and to accept a deed from Nationwide Mutual Insurance