

328.03 (the Land Review Commission requirements) and Section 329.25 (the competitive bidding requirements) of Columbus City Codes (1959) Revised, to the extent they might be applicable to this sale due to the fact this sale is to another governmental agency with the power of eminent domain and that the State has an immediate need for this property, and hereby does so waive said sections of code.

Section 4. 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 March 7, 1994

JOHN P. KENNEDY, President of Council

Approved March 9, 1994

GREGORY LASHUTKA, Mayor

Attest

TIMOTHY McSWEENEY, City Clerk

(P.B. 5, Pg. 95), said 20' alley being further described as follows:

Beginning at a point in the east line of Fletcher Street (50' wide) at the S.W. corner of Lot 52 of said subdivisions;

Thence easterly, with the south line of the said Lot 52 and the north line of a 20' alley, a distance of 128.00' to a point in the west line of another 20' alley;

Thence northerly, with the west line of said 20' alley, a distance of 278.00' to the north line of Lot 44 of said subdivision.

Thence easterly, crossing said 20' alley, a distance of 20.00' to a point in the east line of said alley;

Thence southerly, with the east line of said 20' alley, a distance of 298.00' to a point in the north line of Lot 30 of said subdivision and the south line of a 20' alley;

Thence westerly, with the south line of said 20' alley, a distance of 148.00' to a point in the east line of Fletcher Street;

Thence northerly, with the east line of Fletcher Street, a distance of 20.00' to the point of beginning and containing 8520 square feet.

Subject to all road records and easements of record.

Roger J. Madison, P. S. 5090.

Section 2. That a general utility easement in, on, over, across, under and through the above described area be and hereby is reserved unto the City of Columbus.

Section 3. That the Director of the Department of Public Service be and hereby is authorized to execute those documents, prepared by the Department of Law, Real Estate Division, necessary to sell the following described excess right-of-way to C & W Properties, to-wit:

A DESCRIPTION OF PART OF A 20' ALLEY SOUTH OF DUBLIN AVENUE AND EAST OF FLETCHER STREET

Being situated in the State of Ohio, County of Franklin, City of Columbus and being all of a 20' alley as shown on the recorded subdivision plat of William A. Neil's Scioto Addition (P.B. 5, Pg. 95), said 20' alley beginning at the east line of Fletcher Street (50' wide) and terminating at the east line of a 20' alley east of Fletcher Street and containing 2960 square feet.

Subject to all road records and easements of record.

Roger J. Madison, P.S. 5090.

Section 4. That the \$20,000.00 to be received by the City as consideration for these sales be deposited in Fund 07-248, Project 248650, Index Code 642678.

Section 5. That this Council has determined it is in the best interest of the City to allow these sales to proceed without requiring competitive bidding and hereby waives the competitive bidding provisions of Columbus City Codes (1959) Revised, Section 329.25, with regard to these sales.

Section 6. 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 March 7, 1994

JOHN P. KENNEDY, President of Council

Approved March 9, 1994

GREGORY LASHUTKA, Mayor

Attest

TIMOTHY McSWEENEY, City Clerk

ORD. No. 412-94 - To amend Section 1 and Section 2 of Ordinance 2343-93, passed November 8, 1993, to correct mistakes in the legal descriptions, to repeal the existing Section 1 and Section 2 of said ordinance and to declare an emergency.

WHEREAS, Ordinance 2343-93 passed the 8th of November, 1993, authorized the sale of a 15' alley west of Hess Street, from the south line of King Avenue to the terminus of said alley to the adjoining land owners; and

WHEREAS, the property descriptions in Section 1 and Section 2 of said ordinance contain errors; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to amend Ordinance 2343-93 for the preservation of public health, peace, property, safety and welfare; now, therefore,

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

Section 1. That Section 1 and Section 2 of Ordinance 2343-93 be and hereby are amended to read as follows:

"Section 1. That the Director of the Department of Public Service be and hereby is authorized to execute those documents prepared by the Department of Law, Real Estate Division, necessary to transfer the following described excess right-of-way to Carole Baker Douglass and Constance Baker Lacaillade, co-trustees under the Baker Family Irrevocable Trust Agreement dated December 16, 1987, for \$935.00, to-wit:

A DESCRIPTION OF A PART OF A 15' ALLEY TO BE CONVEYED TO CAROLE B.

DOUGLASS AND CONSTANCE B. LACAILLADE, CO-TRUSTEES

Being situated in the State of Ohio, County of Franklin, City of Columbus and being a part of a 15' alley, as shown on the recorded subdivision plat of Gerrard Estate (Deed Volume 289, Page 2), said 15' beginning at a point on the north line of a part of the 15' alley as conveyed by the City of Columbus by Ordinance 1114-90, dated 4-23-90, and terminating at a point 26.50' northerly therefrom and containing 397.5 square feet. Subject to all road records and easements of record.

Roger J. Madison, P.S. 5090

Section 2. That the Director of the Department of Public Service be and hereby is authorized to execute those documents, prepared by the Department of Law, Real Estate Division, necessary to transfer the following described excess right-of-way to the Cott Index Company for \$9,200.00, to-wit:

A DESCRIPTION OF A PART OF A 15' ALLEY TO BE CONVEYED TO COTT INDEX COMPANY

Being situated in the State of Ohio, County of Franklin, City of Columbus, and being all of a 15' alley, as shown on the recorded subdivision plat of Gerrard Estate (Deed Volume 289, Page 2), beginning at the south line of King Avenue (60' wide) and terminat-

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ORD. No. 411-94 - To authorize the Director of the Department of Public Service to execute those documents necessary to sell 3 alleys east of Fletcher Street, south of Dublin Avenue, to New Venture Investments and C & W Properties for \$20,000.00, to waive the competitive bidding provisions of Columbus City Codes (1959) Revised and to declare an emergency.

WHEREAS, the City of Columbus is the owner of various alleys in the vicinity of Fletcher Street, Spring Street and Dublin Avenue more fully described in Section 1 and Section 3 of this ordinance; and

WHEREAS, New Venture Investments and C & W Properties desire to acquire these alleys; and

WHEREAS, after investigation, it has been determined these are excess right-of-way which the City will sell; and

WHEREAS, the Department of Law, Real Estate Division, has established a value of \$20,000.00 for these alleys; and

WHEREAS, Land Review Commission has voted to recommend the sale of said alleys to New Venture Investments and C & W Properties for the Real Estate Division's suggested value; 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 of Public Service to execute those documents necessary to sell said alleys for the preservation of 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, prepared by the Department of Law, Real Estate Division, necessary to sell the following described excess rights-of-way to New Venture Investments, to-wit:

A DESCRIPTION OF A 20' ALLEY EAST OF FLETCHER STREET AND SOUTH OF DUBLIN STREET TO BE CONVEYED TO NEW VENTURE INVESTMENTS

Being situated in the State of Ohio, County of Franklin, City of Columbus and being a 20' alley as shown on the recorded subdivision plat of William A. Neil's Scioto Addition