

COMMITTEE

PUBLIC SERVICE & TRANSPORTATION
INTRODUCED BY

MARYELLEN O'SHAUGHNESSY

DATE OF FIRST READING

MAR 15 1999

COLUMBUS CITY COUNCIL

ORIGINAL

Ordinance No. 581-99

Resolution No. _____

30 Day Emergency _____

I Certify Compliance With Title 39

As Of (Date) _____

Authorized Signature _____

CITY ATTORNEY: This ordinance has been reviewed by the City Attorney's Office as to its form and legality only

By: _____ Date: _____

FLOOR ACTION
(Clerks Office Only)

MAR 22 1999 P 7-0

AUDITOR'S CERTIFICATE

I hereby certify that there is in the treasury, or anticipated to come into the treasury, and not appropriated for any other purpose, the amount of money specified hereon, to pay the within ordinance.

Date: _____ No: _____

Fd No.: _____ Div. No. _____ Ch. _____

By: _____ Amt: _____

City Auditor or Deputy Auditor

2-26-99

EXPLANATION OF LEGISLATION

3349

Background:

The City of Columbus is the owner of that right-of-way identified as the second alley north of Hudson Street east from Hiawatha Street to the west line of the alley east thereof. The Department of Public Service, Division of Engineering and Construction, has received a request from Maurice Collins asking that he be given the opportunity to purchase said alley to allow for site improvements to his adjacent property. The Department of Law, Real Estate Division, determined a value of \$1,000.00 for this right-of-way and the Land Review Commission voted to recommend this alley be sold for said amount. The following legislation authorizes the proposed sale.

Fiscal Impact:

The City shall receive a total of \$1,000.00, to be deposited in the General Roadway Street Improvement project within the General Permanent Improvement Fund, as consideration for the transfer of the requested alley.

Emergency Justification:

N/A

Mary Lu English (5471)

Contact: For Questions - Phone on this Legislation

2/23/99 Robert Smith OMC Approved (Division Head)

3/23/99 Richard M. Wickham Approved (Department Head)

TITLE (BRIEF DESCRIPTION)

To authorize the Director of the Department of Public Service to execute those documents required to sell the second alley north of Hudson Street east from Hiawatha Street to the west line of the alley east thereof; and to waive the competitive bidding provisions of Columbus City Codes.

MAYOR'S ACTION

THOMAS W. RICE 3/23/99
SIGNED DATE

COUNCIL ACTION

MAR 22 1999
DATE PASSED/ADOPTED

PRESIDENT OF COUNCIL

CITY CLERK

VETO

DATE

WHEREAS, the City of Columbus, Department of Public Service, Division of Engineering and Construction, is the owner of that right-of-way identified as the second alley north of Hudson Street east from Hiawatha Street to the west line of the alley east thereof; and

WHEREAS, Maurice Collins desires to acquire this right-of-way to allow for site improvements to his adjacent property; and

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

WHEREAS, the Department of Law, Real Estate Division, has determined a value of \$1,000.00 for this right-of-way; and

WHEREAS, the Land Review Commission voted to recommend this right-of-way be sold for said amount; 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 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 Maurice Collins; to-wit:

Situated in the State of Ohio, County of Franklin, City of Columbus being a \pm 15 foot strip of land located within that platted area known as Plat Almada between Lots 641 and 640, of record in Plat Book 8, Page 4B, Records Office, Franklin County, Ohio, said \pm 15 foot wide strip of land being more particularly described as follows:

Beginning at the southwesterly corner of Lot 641 of said Plat Almada, said point also being the intersection of the northern right of way of a \pm 15 foot wide alley between Lots 641 and 640 and the easterly right of way line of Hiawatha Street (50 foot wide);

Thence, East with the southerly line of Lot 641 also the northern line of said alley, a distance of \pm 117.0' to a point said point being the southeasterly corner of said Lot 641 also the northwesterly corner of the intersection of the aforementioned \pm 15 foot wide alley with a \pm 12 foot wide alley;

Thence, South leaving the southerly line of Lot 641 and through said \pm 15 foot wide alley, a distance of \pm 15.0' to a point on the northeasterly corner of Lot 640, also the southerly right of way line of said \pm 15 foot wide alley;

Thence, West with the northerly line of Lot 640 also being the southerly line of said alley, a distance of \pm 117.0' to a point being the northwesterly corner of Lot 640 also being the intersection of the southerly line of said \pm 15 foot wide alley and the eastern right of way line of Hiawatha Street;

Thence, North leaving the northerly line of said Lot 640 and with the east right of way line of Hiawatha Street, a distance of \pm 15.0' to the Point of Beginning.

This description intends to describe all of that portion of a \pm 15 foot wide alley contained by the southern extension of both the east and west lines of Lot 641 until it reaches the northerly line of Lot 640.

This description is based on the plat of record in Plat Book 8, Page 4B, Records Office, Franklin County, Ohio.

Josué Tirado
Registered Surveyor Number 7254

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 the above described real property be and hereby is retained unto the City of Columbus.

Section 4. That the \$1,000.00 to be received by the City of Columbus as consideration for the transfer of these rights-of-way shall be deposited in the General Permanent Improvement Fund, Fund 748, Engineering and Construction Division 59-03, Project 537650.

Section 5. 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 6. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.