

004738

1987 MAR 31 PM 2:44

DEPARTMENTAL AUTHORIZATION

OMB Approval Stamp: _____
OMB Staff Contact: _____
Phone: _____

OMB COMPLIANCE
With Affirmative Action Code

Office of Contract Compliance

CONFORMANCE

This is to certify that the attached ordinance is in conformance with the adopted Capital Improvements Budget as amended, of the City of Columbus, Ohio.

Department of OMB

Date

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

RONALD J. O'BRIEN
CITY ATTORNEY

By: _____

RJOB

REFERENCE NUMBER AND TIME

ORIGINAL
COLUMBUS CITY COUNCIL
c/o Legislative Research Office

Ordinance No. **688 - 87**

Resolution No. _____

30 Day _____ Emergency **X**

FLOOR ACTION

(Clerks Office Only)

APR 6 1987 **P6-0**
Copy absent

COMMITTEE

JUDICIARY

INTRODUCED BY

CYNTHIA CECIL LAZARUS

DATE OF FIRST READING

APR 6 1987

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. _____

Fund No. _____ Dept. No. _____ Approp. Code _____

Entered By: _____ Amount _____

City Auditor or Deputy Auditor

Explanation of Legislation

March 30, 1987

Columbus City Council
City Hall
Columbus, Ohio 43215

Honorable Members of Council:

The City of Columbus has received a request from COTA to purchase excess right of way more fully described in the body of this legislation. It is the policy of the City to sell excess right of way when asked. The following legislation authorizes the City of Columbus to sell to COTA land which has been declared to be excess right of way, subject to certain conditions.

Kessler - 7712

Contact: For Questions - Phone
on this Legislation

Donald Clark

Approved (Division Head)

Ronald J. O'Brien

Approved (Department Head)

Title (Brief Description)

To authorize the sale of excess right of way to COTA for \$1,572.00, to waive the provisions of Section 329.11 of the Columbus City Codes and to declare an emergency.

MAYOR'S ACTION

SIGNED

DATE

COUNCIL ACTION

PASSED

DATE

RETURNED UNSIGNED

DATE

ADOPTED

DATE

VETO

DATE

PRESIDENT OF COUNCIL

DATE

CITY CLERK

DATE

R

WHEREAS, the City of Columbus is the owner of the first alley west of Ninth Street from the north line of East First Avenue to the south line of the alley north of East First Avenue; also the alley north of East First Avenue from the west line of the first alley west of Ninth Street to the west line of Ninth Street (hereinafter "Property"); and,

WHEREAS, Central Ohio Transit Authority ("COTA") desires to acquire said property; and,

WHEREAS, after investigation it has been determined that the sale of said property will have no detrimental affect on the general interest of the City of Columbus or to surrounding properties; and,

WHEREAS, Columbus and Southern Ohio Electric Company has facilities in the area, and easement rights in, over, across and through said property for these facilities, must be retained; and,

WHEREAS, the City has determined \$1,572.00 to be a fair fee for COTA to pay to the City for the purchase of said property; and,

WHEREAS, the Land Review Commission approved such sale at their April 2, 1987 meeting; and,

WHEREAS, an emergency exists in that it is immediately necessary to authorize the City of Columbus to sell said property in order to preserve the public health, peace, property and safety; now therefore,

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

Section 1. That, subject to a retained general utility easement in, over, across and through the herein described property in favor of the Columbus and Southern Ohio Electric Company, the first alley west of Ninth Street from the north line of East First Avenue to the south line of the alley north of East First Avenue, also the alley north of East First Avenue from the west line of the first alley west of Ninth Street to the west line of Ninth Street be and hereby is sold to Central Ohio Transit Authority for \$1,572.00.

Section 2. That the Real Estate Division of the City Attorney's Office be and hereby is authorized to execute and deliver those documents, including but not limited to a Quit Claim Deed, necessary to transfer to COTA the aforesaid real property.

Section 3. That this Council finds that it would be in the best interest of the City to waive the requirements of Section 329.11 of the Columbus City Codes to the extent necessary to permit the Real Estate Division to sell said property without bids and does hereby waive said requirements.

Section 4. That for the reasons stated in the preamble hereto which is hereby made a part hereof, this ordinance is 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.