

Department of Law, Real Estate Division, necessary to transfer the following described right-of-way to Park Mill Run Limited Partnership, to-wit:

DESCRIPTION OF A 0.063 ACRE AREA OF LAND LOCATED ON THE NORTHERLY SIDE OF THE INTERSECTION OF MILL RUN DRIVE AND SPRING MILL DRIVE, IN THE CITY OF COLUMBUS, COUNTY OF FRANKLIN, STATE OF OHIO

(PART OF SPRING MILL DRIVE AND MILL RUN DRIVE DEDICATED RIGHT-OF-WAY TO BE RELEASED)

Situated in the State of Ohio, County of Franklin, City of Columbus, being in Virginia Military Survey No. 547 and being a 0.063 acre area of land, more or less, 0.055 acre of said 0.063 acre being a part of the dedicated right-of-way of Mill Run Drive, as said Mill Run Drive is designated and delineated upon the recorded plat of the Vacation of Mill Run Drive and Rededication of Mill Run Drive and Easements, of record in Plat Book 77, Page 18 and 0.008 acre of said 0.063 acre area being a part of Spring Mill Drive, as said Spring Mill Drive is designated and delineated upon the recorded plat of the Vacation of Spring Mill Drive and Rededication of Spring Mill Drive and Easements, of record in Plat Book 76, Page 92, both being of record in the Recorder's Office, Franklin County, Ohio, said 0.063 acre area of land being more particularly described as follows:

Beginning, for reference, at a P. K. nail at the centerline intersection of Spring Mill Run Drive, sixty feet in width, and Mill Run Drive, sixty feet in width, as said intersection is designated and delineated upon the recorded plats of said Vacation of Mill Run Drive and Rededication of Mill Run Drive and Easements and Vacation of Spring Mill Drive and Rededication of Spring Mill Drive and Easements, said intersection also being shown on the recorded plat of the Dedication of Park Mill Run Drive and Easements, of record in Plat Book 78, Pages 87 and 88, Recorder's Office, Franklin County, Ohio; thence

N-82° 16' 51" E, with the centerline of said Spring Mill Drive, a distance of 70.00 feet to a point; thence N-7° 43' 09" W, a distance of 30.00 feet to a 3/4 inch (I.D.) iron pipe at the true point of beginning, the same being a point of curvature in the northerly right-of-way boundary of said Spring Mill Drive;

Thence, from said true point of beginning, S-82° 16' 51" W, with the westerly extension of the northerly right-of-way line of said Spring Mill Drive a distance of 100.00 feet to a 3/4-inch (I.D.) iron pipe in the westerly right-of-way line of said Mill Run Drive at a northeasterly corner of the right-of-way boundary of said Park Mill Run Drive;

Thence N-7° 43' 09" W, with the westerly right-of-way line of said Mill Run Drive, a distance of 40.00 feet to a 3/4-inch (I.D.) iron pipe at the northwesterly right-of-way corner of said Mill Run Drive;

Thence N-82° 16' 51" E, with the northerly right-of-way line of said Mill Run Drive, a distance of 60.00 feet to a 3/4-inch (I.D.) iron pipe at the northeasterly right-of-way corner of said Mill Run Drive, the same being

a point of curvature at a northerly right-of-way corner of said Spring Mill Drive;

Thence southeastwardly, with the north-easterly right-of-way line of said Spring Mill Drive and with the arc of a curve to the left having a radius of 40.00 feet, a central angle of 90° 00' 00" and a chord that bears S 52° 43' 09" E, a chord distance of 56.57 feet to the true point of beginning and being a 0.063 acre area of land, more or less.

We hereby state that the foregoing description was prepared from information obtained from actual surveys conducted by Bauer, Davidson & Merchant, Inc., in May and November of 1993.

All of the survey markers noted in the foregoing description were in place in November of 1993.

The bearings given in the foregoing description correspond to the bearings shown on said recorded plat of the Vacation of Spring Mill Drive and Easements, of record in Plat Book 76, Page 92, Recorder's Office, Franklin County, Ohio.

Bauer, Davidson & Merchant, Inc., Consulting Engineers by Jimmie L. Davis, Professional Surveyor No. 6942.

Section 2. That a general utility easement in, on, over, across, under and through said 0.063 acre 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 release the following described platted easement area, to-wit:

DESCRIPTION OF A 0.007 ACRE PORTION OF AN EXISTING PLATTED EASEMENT LOCATED ON THE WESTERLY SIDE OF MILL RUN DRIVE AND NORTH OF SPRING MILL DRIVE, IN THE CITY OF COLUMBUS, COUNTY OF FRANKLIN, STATE OF OHIO TO BE RELEASED

Situated in the State of Ohio, County of Franklin, City of Columbus, being in Virginia Military Survey No. 547 and being a 0.007 acre portion of an existing thirty-foot wide easement, as the same is designated and delineated upon the recorded plat of the Vacation of Mill Run Drive and Rededication of Mill Run Drive And Easements, of record in Plat Book 77, Page 18, said 0.007 acre area being in PARCEL I as the same as designated and delineated upon the recorded plat of Mill Run Subdivision and Street & Easement Dedication Plat, of record in Plat Book 64, Pages 17 and 18, said 0.007 acre area also being in that 54.026 acre tract of land described in Exhibit A of the deed to Park Mill Run Limited Partnership, of record in Official Record 21461G11, all being of record in the Recorder's Office, Franklin County, Ohio, said 0.007 acre area of land being more particularly described as follows:

Beginning, for reference, at the centerline intersection of Mill Run Drive and Spring Mill Drive as the same is designated and delineated upon the recorded plat of said Vacation of Mill Run Drive and Rededication of Mill Run Drive, said intersection also being shown on the recorded plat of the Dedication of Park Mill Run Drive and Easements, of record in Plat Book 78, Pages 87 and 88,

Recorder's Office, Franklin County, Ohio; thence N-7° 43' 09" W, with the centerline of said Mill Run Drive, a distance of 70.00 feet to a point in the northerly right-of-way line of said Mill Run Drive, the same being in a southerly line of said 54.026 acre tract; thence S-82° 16' 51" W, with the northerly right-of-way line of said Mill Run Drive and with a southerly line of said 54.026 acre tract, a distance of 30.00 feet to the true point of beginning at the northwesterly right-of-way corner of said Mill Run Drive, the same being a corner of said 54.026 acre tract, said true point of beginning also being the northeasterly corner of said existing thirty-foot wide easement;

Thence, from said true point of beginning, S-7° 43' 09" E, with the westerly right-of-way line of said Mill Run Drive, with an easterly line of said 54.026 acre tract and with the easterly line of said existing thirty-foot wide easement, a distance of 10.00 feet to a point;

Thence S-82° 16' 51" W, parallel with and 30.00 feet northerly from, as measured at right angles, a northerly right-of-way line of said Park Mill Run Drive, crossing said existing thirty-foot wide easement, a distance of 30.00 feet to a point in the westerly line of said existing thirty-foot wide easement;

Thence N-7° 43' 09" W, with the westerly line of said existing thirty-foot wide easement, the same being parallel with and 30.00 feet westerly from, as measured at right angles, both the westerly right-of-way line of said Mill Run Drive and an easterly line of said 54.026 acre tract, a distance of 10.00 feet to the northwesterly corner of said existing thirty-foot wide easement;

Thence N-82° 16' 51" E, with the northerly line of said existing thirty-foot wide easement, a distance of 30.00 feet to the true point of beginning and being a 0.007 acre area of land, more or less.

Bauer, Davidson & Merchant, Inc., Consulting Engineers, by Jimmie L. Davis, Professional Surveyor No. 6942.

Section 4. That the \$500.00 to be received by the City as consideration for these transfers 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 of Columbus to allow these transactions 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 transactions.

Section 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency and shall take effect and be in force from and after passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed April 11, 1994

JOHN P. KENNEDY, President of Council

Approved April 12, 1994

GREGORY LASHUTKA, Mayor

Attest

TIMOTHY McSWEENEY, City Clerk

* **ORD. No. 746-94** - To amend Section 1 of Ordinance 249-94, passed February 14, 1994, to correct errors found in the description of the

property to be transferred to Edward and Russell Sepich, to repeal the existing Section 1 of said ordinance and to declare an emergency.

WHEREAS, Ordinance 249-94, passed the 14th day of February 1994, authorized the sale of a portion of Petzinger Road at Zettler Road to Edward and Russell Sepich; and

WHEREAS, the legal description found in Section 1 of said ordinance has been found to 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 249-94 for the preservation of the 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 of Ordinance 249-94 be and hereby is 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, approved by the Department of Law, Real Estate Division, necessary to transfer the following described property to Edward and Russell Sepich for \$2,650.00, to-wit:

0.337 Acres

Situated in the State of Ohio, County of Franklin, City of Columbus, in Half Section 53, Section 30, Township 12, Range 21, Refugee Lands, being part of a 3.381 Acre tract conveyed to Edward Sepich and Russell Sepich as shown of record in Official Records Volume, 21434 A-16, Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

* Beginning in the south line of said 3.381 Acre tract at the intersection of the south line of Petzinger Road (formerly Courtright Road, 60 feet wide as established by Road Record 6, Pages 238, 239) with the north line of a Conrail Railroad tract (formerly N. Y. C. R. R.);

Thence, across said 3.381 Acre tract and along said south line of Petzinger Road, South 89 degrees 23 minutes 17 seconds West, 347.51 feet to the intersection of said line with the southerly Limited Access Right-of-Way of James Road (see Ohio Department of Transportation Right-of-Way plans, FRA-40-17.26, Limited Access, sheet 14 of 24), and in the south line of the State of Ohio 10.112 Acre tract (Deed Book 2584, Page 140, Parcel 29A-WL);

Thence, along part of the north line of said 3.381 Acre tract, and said State of Ohio Limited Access Right-of-Way line, North 75 degrees 41 minutes 10 seconds East, 253.30 feet to a found iron pipe at an angle point in said line, (and shown as James Road Station 106 + 66.99; 560.56' Lt on said plans);

Thence, across said 3.381 Acre tract and along the north line of Petzinger Road, North 89 degrees 23 minutes 17 seconds East, 142.34 feet to the intersection of said line with the north line of Zettler Road (40 feet wide, Franklin County Commissioners, Deed Book 562, Page 366);

Thence, across said 3.381 Acre tract, South 33 degrees 41 minutes 04 seconds West, 72.63 feet to the place of beginning **CONTAINING 0.337 ACRES**, subject however, to all legal highways, easements, leases and restrictions of record and of records in the respective utility offices.

The foregoing description was pre-

pared from an actual field survey made by Myers Surveying Company, Inc. in October 1993. Iron pipes set are 30" x 1" O.D. with orange plastic caps inscribed "P.S. 6579" unless otherwise noted. Basis of bearings is the centerline of Petzinger Road held as North 89 degrees 23 minutes 17 seconds East as shown on said plans.

The purpose of the foregoing description is to abandon a portion of Petzinger Road currently existing in said 3.381 Acre tract.

MYERS SURVEYING COMPANY, INC.
Albert J. Myers, P.S. #6579.

Section 2. That the existing Section 1 of Ordinance 249-94, passed February 14, 1994, be and hereby is repealed.

Section 3. 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 passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed April 11, 1994

JOHN P. KENNEDY, President of Council

Approved April 12, 1994

GREGORY LASHUTKA, Mayor

Attest

TIMOTHY McSWEENEY, City Clerk

ORD. No. 747-94 - To accept the plat titled "Amended Plat of Riverside Forest, Section 2", and to declare an emergency.

WHEREAS, the plat titled "Amended Plat of Riverside Forest, Section 2" (hereinafter "Plat") has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, Intrust Land Development Corporation, owner of the platted land, desires to dedicate to the public use all or such parts of the drives and court shown on said plat and not heretofore so dedicated; and

WHEREAS, after examination it has been found to be in the best interest of the City to accept said Plat; 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 necessary to accept this Plat immediately so that the project may proceed without delay, 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 Plat titled "Amended Plat of Riverside Forest, Section 2", on file in the office of the City Engineer, Division of Engineering and Construction, be and the same hereby is accepted.

Section 2. 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 April 11, 1994

JOHN P. KENNEDY, President of Council

Approved April 12, 1994

GREGORY LASHUTKA, Mayor

Attest

TIMOTHY McSWEENEY, City Clerk

ORD. No. 748-94 - To accept the plat titled "Courtney Place II", and to declare an emergency.

WHEREAS, the plat titled "Courtney Place II" (hereinafter "Plat") has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, Morrone-O'Keefe Development Corporation, owner of the platted land, desires to dedicate to the public use all or such parts of the right-of-way shown on said plat and not heretofore so dedicated; and

WHEREAS, after examination it has been found to be in the best interest of the City to accept said Plat; 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 necessary to accept this Plat immediately so that the project may proceed without delay, 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 Plat titled "Courtney Place II", on file in the office of the City Engineer, Division of Engineering and Construction, be and the same hereby is accepted.

Section 2. 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 April 11, 1994

JOHN P. KENNEDY, President of Council

Approved April 12, 1994

GREGORY LASHUTKA, Mayor

Attest

TIMOTHY McSWEENEY, City Clerk

ORD. No. 749-94 - To authorize and direct the Director of Recreation and Parks to submit a grant application to the Ohio Governor's Community Service Advisory Committee in connection with the AmeriCorps Volunteer Program, and to declare an emergency. (\$300,000.00)

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to submit said grant application 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 Recreation and Parks be and he is hereby authorized and directed to submit a grant application to the Ohio Governor's Community Service Advisory Committee in connection with the AmeriCorps Volunteer Program.

Section 2. That this ordinance authorizes an application only, and is not a commitment to expend City funds. A second ordinance to accept the grant is required before the City will obligate its funds.

Section 3. 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 April 11, 1994
JOHN P. KENNEDY
Approved April 12,
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