



Instrument Number: 201610260147730
Recorded Date: 10/26/2016 4:09:17 PM



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Transaction Number: T20160069988
Document Type: VACATION OF EASEMENT
Document Page Count: 3

Submitted By (Walk-In):
 CITY OF HILLIARD

Walk-In

Return To (Hold at Counter):
 HAC

Hold at Counter

First Grantor:
 HILLIARD CITY OF

First Grantee:
 HILLIARD CITY OF

Fees:

Document Recording Fee:	\$28.00
Additional Pages Fee:	\$8.00
Total Fees:	\$36.00
Amount Paid:	\$36.00
Amount Due:	\$0.00

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OFFICIAL RECORDING COVER PAGE

DO NOT DETACH

THIS PAGE IS NOW PART OF THIS RECORDED DOCUMENT

NOTE: If the document data differs from this cover sheet, the document data always supersedes the cover page.
 COVER PAGE DOES NOT INCLUDE ALL DATA, PLEASE SEE INDEX AND DOCUMENT FOR ANY ADDITIONAL INFORMATION.



TRANSFER NOT NECESSARY

OCT 26 2016

CLARENCE E. MINGO II AUDITOR FRANKLIN COUNTY, OHIO

Ordinance: 16-38 Page: 1 of 2

CONVEYANCE TAX EXEMPT stamp with handwritten 'P' and 'conf' and signature of Clarence E. Mingo II, Franklin County Auditor.

Passed: October 24, 2016 Effective: October 24, 2016

VACATING RIGHT OF WAY AND EASEMENTS LOCATED AT 4200 PARKWAY COURT; AND DECLARING AN EMERGENCY.

WHEREAS, in Ordinance No. 87-53, passed July 27, 1987, Hilliard City Council accepted the plat of Reserve "A" Freeway Business Park Court & Easement Vacation and Dedication (the "Plat"), attached hereto as Exhibit "A"; and

WHEREAS, the Plat vacated right-of-way and easements and relying on this, the City issued building and occupancy permits for 4200 Parkway Court (the "Property"); and

WHEREAS, the Property is in the process of being transferred and it was discovered in a title search conducted by the transferee that the Plat was not placed of record with the Franklin County Recorder and that the original executed Plat cannot be located, therefore the right-of-way and easements were never officially vacated; and

WHEREAS, a structure was constructed and currently resides on the presumed vacated right-of-way and easements; and

WHEREAS, for the health, safety, and welfare of the City's residents, the City requests that this Ordinance be passed by emergency measure so that the right-of-way and easements are vacated expeditiously in order to facilitate the transfer of the Property for economic development purposes.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Hilliard, Ohio that:

Handwritten notes: 0-63-AB, 50/50, Vacation, Adj. to (050), 3221

SECTION 1. In support of conveying the Property located at 4200 Parkway Court in Hilliard to a new owner, this Council finds that right of way on Parkway Court extending west from westerly lines of Lots 5 and 6 of the Freeway Business Park, Plat Book 60, Page 94, to the terminus of said right-of-way, as depicted on Exhibit "A", attached hereto and incorporated herein, is hereby vacated.

SECTION 2. In support of conveying the Property located at 4200 Parkway Court in Hilliard, the adjoining 7.5 foot easement on the southerly right-of-way of Parkway Court and adjoining 25 foot easement extending from the westerly terminus of Parkway Court to the railroad right-of-way on the westerly line of Reserve "A" in said Freeway Business Park, as depicted on the attached Exhibit "A", is hereby vacated.

DESCRIPTION VERIFIED stamp by Dean C. Ringle, P.E., P.S., dated 26 Oct 16, with Franklin County Engineer seal.


SECTION 3. The City 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, if any, now existing on or in said street hereby vacated, and the City and owner of the public utility shall have the right to enter thereon at any time for the purpose of replacing, operating, and maintaining the same.

SECTION 4. The Clerk of Council is directed to record this Ordinance and Exhibit "A" in the Office of the Recorder of Franklin County, Ohio.

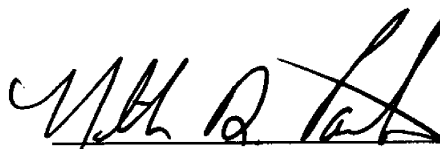
SECTION 5. This Ordinance is declared to be an emergency measure for the general health, safety and welfare of the City and its residents so that the right-of-way and easements can be vacated expeditiously in order to facilitate the transfer of the Property for economic development purposes. Therefore, this Ordinance shall be effective immediately upon passage.

ATTEST:

SIGNED:



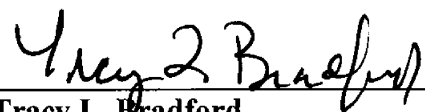
Lynn M. Fasone
Clerk of Council



Nathan D. Painter
President of Council

APPROVED AS TO FORM:

APPROVED:



Tracy L. Bradford
Director of Law

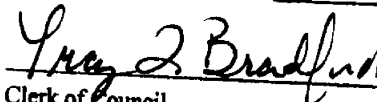


Donald J. Schonhardt
Mayor

Ordinance 16-38

VOTE:	Yea	Nay	Abstain
Baker	✓		
Carrier	✓		
Erb	✓		
Iosue	✓		
McGivern	✓		
Painter	✓		
Uttley	✓		
TALLY	7	0	0

I, Tracy L. Bradford Acting Clerk of Council
hereby certify that the foregoing is a true copy
of 16-38 duly adopted
by the Council of the City of Hilliard
the 24th day of October 2016.



Acting Clerk of Council
City of Hilliard

06-5

