

March 15, 1995

Honorable Board of County Commissioners
Franklin County Administration Building
373 South High Street
Columbus, Ohio 43215

Honorable Board:

I have reviewed the petition from the Columbus and Franklin County Metropolitan Park Board, for the vacation of a portion of Biggert Road, Pleasant Township, Franklin County, Ohio, and find that the petition is valid.

Respectfully submitted,

John Circle, P.E., P.S.
Franklin County Engineer

JC:JJG:cmc

RESOLUTION NO. 276-95

March 21, 1995

PETITION FILED FOR VACATION OF A
PORTION OF BIGGERT ROAD, PLEASANT
TOWNSHIP, FRANKLIN COUNTY OHIO -
VIEW - APRIL 11, 1995 AT 10:00 A.M.,
HEARING APRIL 18, 1995
(FRANKLIN COUNTY ENGINEER)

WHEREAS, the Columbus and Franklin County Metropolitan Park Board filed a petition with the Board of County Commissioners, Franklin County, Ohio, requesting said Board to vacate a portion of Biggert Road, Pleasant Township, Franklin County, Ohio, the general route and termini thereof, to be as follows:

Situated in the State of Ohio, County of Franklin, Township of Pleasant, and being part of Virginia Military Survey No. 601 and 1472 and also being located within the right of way of Biggert Road (60 feet in width) as shown and delineated in Road Record 16, Pages 281-288, of record in the Franklin County Engineer's Office, Franklin County, Ohio, whose centerline is more particularly described as follows:

Beginning at a point in the centerline of Biggert Road, said point being on the southern most boundary line of a previous vacation of said road as shown and delineated in Road Record 24, Page 345, of record in the Franklin County Engineer's Office, Franklin County, Ohio, said point being the true place of beginning;

Thence S 02°17'00"W, 21.66 feet;

Thence along a curve to the left whose chord bears S 06°41'30"E, has a radius of 1432.69 feet, a delta of 17°57', and a chord distance of 447.01 feet;

Thence S 15°40'00"E, 189.72 feet;

Thence along a curve to the right whose chord bears S 01°50'00"W, has a radius of 573.69 feet, a delta of 35°00', and a chord distance of 345.02 feet;

Thence S 19°20'00"W, 167.12 feet;

Thence along a curve to the left whose chord bears S 10°34'00"W, has a radius of 1432.69 feet, a delta of 17°32', and a chord distance of 436.72 feet;

Thence S 01°48'00"W, 118.95 feet;

Thence along a curve to the right whose chord bears S 13°33'44"W, has a radius of 1432.69 feet, a delta of 23°31'29", and a chord distance of 584.11 feet to the northeast corner of a 1.154 acre parcel of land conveyed to Edward C. Williams as shown by Official Record 13643-J07, Recorder's Office, Franklin County, Ohio, and the northeast corner of a 10.366 acre parcel of land conveyed to the Board of Park Commissioners of the Columbus and Franklin County Metropolitan Park District as shown by Official Record 5198-E10, Recorder's Office, Franklin County, Ohio, said corner also being on the northerly property line common to both said parcels, said property line being the southern boundary and terminus of this vacation, containing approximately 3.182 acres more or less;

VACATION OF A PORTION OF BIGGERT ROAD, PLEASANT TOWNSHIP, FRANKLIN COUNTY, OHIO

It is the intent of this description to vacate the full width of Biggert Road (60 feet in width).

This description was prepared in the office of the Franklin County Engineer by David L. Pearson, P.S., Ohio Registered Surveyor No. 7298, from available records and not a field survey; now, therefore upon motion of Commissioner Stokes, seconded by Commissioner Teater,

BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

Section 1) That April 11, 1995 at 10:00 a.m., is hereby fixed as the date and hour when the Board of County Commissioners will view the proposed vacation along the general route thereof and April 18, 1995 is hereby fixed as the time and date for the final hearing of said petition and proposed vacation in the office of the Board of County Commissioners, at the Franklin County Administration Building, 373 South High Street, Columbus, Ohio 43215.

Section 2) That notice of the time and place for both such view and hearing will be given by publication once a week for two consecutive weeks in a newspaper published in and having a general circulation in Franklin County, Ohio, where the proposed vacation is located, and that said notice in addition to the date and place of such view and place and time of the final hearing, shall state briefly the character of the proposed vacation.

Voting Aye thereon: Dorothy S. Teater and Dewey R. Stokes.

NOTICE OF INTENTION TO VACATE
A PORTION OF BIGGERT ROAD,
PLEASANT TOWNSHIP, FRANKLIN COUNTY, OHIO

NOTICE is hereby given that it is the intention of the Board of County Commissioners of Franklin County, Ohio, to vacate a portion of Biggert Road, Pleasant Township, Franklin County, Ohio the said roadway being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, Township of Pleasant, and being part of Virginia Military Survey No. 601 and 1472 and also being located within the right of way of Biggert Road (60 feet in width) as shown and delineated in Road Record 16, Pages 281-288, of record in the Franklin County Engineer's Office, Franklin County, Ohio, whose centerline is more particularly described as follows:

Beginning at a point in the centerline of Biggert Road, said point being on the southern most boundary line of a previous vacation of said road as shown and delineated in Road Record 24, Page 345, of record in the Franklin County Engineer's Office, Franklin County, Ohio, said point being the true place of beginning;

Thence S 02°17'00"W, 21.66 feet;

Thence along a curve to the left whose chord bears S 06°41'30"E, has a radius of 1432.69 feet, a delta of 17°57', and a chord distance of 447.01 feet;

Thence S 15°40'00"E, 189.72 feet;

Thence along a curve to the right whose chord bears S 01°50'00"W, has a radius of 573.69 feet, a delta of 35°00', and a chord distance of 345.02 feet;

Thence S 19°20'00"W, 167.12 feet;

Thence along a curve to the left whose chord bears S 10°34'00"W, has a radius of 1432.69 feet, a delta of 17°32', and a chord distance of 436.72 feet;

Thence S 01°48'00"W, 118.95 feet;

Thence along a curve to the right whose chord bears S 13°33'44"W, has a radius of 1432.69 feet, a delta of 23°31'29", and a chord distance of 584.11 feet to the northeast corner of a 1.154 acre parcel of land conveyed to Edward C. Williams as shown by Official Record 13643-J07, Recorder's Office, Franklin County, Ohio, and the northeast corner of a 10.366 acre parcel of land conveyed to the Board of Park Commissioners of the Columbus and Franklin County Metropolitan Park District as shown by Official Record 5198-E10, Recorder's Office, Franklin County, Ohio, said corner also being on the northerly property line common to both said parcels, said property line being the southern boundary and terminus of this vacation, containing approximately 3.182 acres more or less;

It is the intent of this description to vacate the full width of Biggert Road (60 feet in width).

This description was prepared in the office of the Franklin County Engineer by David L. Pearson, P.S., Ohio Registered Surveyor No. 7298, from available records and not a field survey;

NOTICE is hereby given that April 11, 1995 at 10:00 a.m. at the place of said proposed vacation was fixed as the time and place for viewing thereof and April 18, 1995 at 9:15 a.m. at the Office of the Board of County Commissioners was fixed as the time and place for final hearing thereon.

By order of the Board of County Commissioners of Franklin County, Ohio.

Sharon Y. Bice, Clerk
Board of County Commissioners

PUBLISHED - Tuesday, March 28, 1995 and April 4, 1995.

RESOLUTION NO. 353-95

April 11, 1995

VACATION OF A PORTION OF BIGGERT ROAD,
PLEASANT TOWNSHIP, FRANKLIN COUNTY, OHIO
VIEWED - ENGINEER TO FILE REPORT BY
APRIL 18, 1995
(FRANKLIN COUNTY ENGINEER)

WHEREAS, a petition was filed with this Board by the Columbus and Franklin County Metropolitan Park Board, praying for the vacation of a portion of Biggert Road, Pleasant Township, Franklin County, Ohio; and

WHEREAS, on the 21st day of March, 1995, said Board of County Commissioners did fix the 11th day of April at 10:00 a.m. on the line of said proposed vacation, as the time and place for viewing thereof and did further fix the 18th day of April, 1995 at 9:15 a.m. at the Office of the Board of County Commissioners of Franklin County, Ohio, as the time and place for the final hearing on said vacation; and

WHEREAS, legal notice of the viewing and final hearing was published in a newspaper of general circulation in said County; and

WHEREAS, the Board of County Commissioners of Franklin County, Ohio, did on the 11th day of April, 1995, meet on the line of said proposed vacation, as described in resolution of the 21st of March, 1995, and heard all of the proof offered by parties interested in the affected thereby, does find that the vacation of a portion of Biggert Road, Pleasant Township, Franklin County, Ohio, is of sufficient importance to require that the Engineer of Franklin County, Ohio, be instructed and directed to make a survey and plat thereof; now, therefore, upon motion of Commissioner Teater, seconded by Commissioner Stokes,

BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY,
OHIO:

Section 1) That the Engineer of Franklin County, Ohio be and hereby is instructed and directed to make a plat and survey of the proposed vacation, an accurate and detailed description of each tract of land which will be necessary to be taken together with the names of each owner, shall set stakes at the termini of each right of way line at all angles between such termini and at such sufficient other points of the right of way lines so that the bounds of the proposed vacation may be discernible to the property owners and on or before the 18th of April, 1995 at 9:15 a.m., said report shall set forth an opinion of the County Engineer either for or against the granting of said vacation, which report together with the plat and survey of the proposed vacation, shall be deposited with the Commissioners.

Voting Aye thereon: Arlene Shoemaker, Dorothy S. Teater and Dewey R. Stokes.

April 12, 1995

Honorable Board of County Commissioners
Franklin County Administration Building
373 South High Street
Columbus, Ohio 43215

Honorable Board:

Pursuant to your order of April 11, 1995, I have made a survey and plat, which I hereby submit for the vacation of a portion of Biggert Road, Pleasant Township, Franklin County, Ohio, showing the proposed vacation of the following:

Situated in the State of Ohio, County of Franklin, Township of Pleasant, and being part of Virginia Military Survey No. 601 and 1472 and also being located within the right of way of Biggert Road (60 feet in width) as shown and delineated in Road Record 16, Pages 281-288, of record in the Franklin County Engineer's Office, Franklin County, Ohio, whose centerline is more particularly described as follows:

Beginning at a point in the centerline of Biggert Road, said point being on the southern most boundary line of a previous vacation of said road as shown and delineated in Road Record 24, Page 345, of record in the Franklin County Engineer's Office, Franklin County, Ohio, said point being the true place of beginning;

Thence S 02°17'00"W, 21.66 feet;

Thence along a curve to the left whose chord bears S 06°41'30"E, has a radius of 1432.69 feet, a delta of 17°57', and a chord distance of 447.01 feet;

Thence S 15°40'00"E, 189.72 feet;

Thence along a curve to the right whose chord bears S 01°50'00"W, has a radius of 573.69 feet, a delta of 35°00', and a chord distance of 345.02 feet;

Thence S 19°20'00"W, 167.12 feet;

Thence along a curve to the left whose chord bears S 10°34'00"W, has a radius of 1432.69 feet, a delta of 17°32', and a chord distance of 436.72 feet;

Thence S 01°48'00"W, 118.95 feet;

Thence along a curve to the right whose chord bears S 13°33'44"W, has a radius of 1432.69 feet, a delta of 23°31'29", and a chord distance of 584.11 feet to the northeast corner of a 1.154 acre parcel of land conveyed to Edward C. Williams as shown by Official Record 13643-J07, Recorder's Office, Franklin County, Ohio, and the northeast corner of a 10.366 acre parcel of land conveyed to the Board of Park Commissioners of the Columbus and Franklin County Metropolitan Park District as shown by Official Record 5198-E10, Recorder's Office, Franklin County, Ohio, said corner also being on the northerly property line common to both said parcels, said property line being the southern boundary and terminus of this vacation, containing approximately 3.182 acres more or less;

It is the intent of this description to vacate the full width of Biggert Road (60 feet in width).

This description was prepared in the office of the Franklin County Engineer by David L. Pearson, P.S., Ohio Registered Surveyor No. 7298, from available records and not a field survey.

The petition praying for the vacation of a portion of Biggert Road, Pleasant Township, Franklin County, Ohio, is on file in your office.

Utilities that are now within this part of the vacation and easements granted by the subdividers for utilities are not to be vacated.

It is my recommendation that a portion of Biggert Road, Pleasant Township, Franklin County, Ohio, be vacated.

Respectfully submitted,

John Circle, P.E., P.S.
Franklin County Engineer

JC:JG:cmc

April 18, 1995

PRAYER OF PETITION TO VACATE A PORTION OF BIGGERT ROAD, PLEASANT TOWNSHIP, FRANKLIN COUNTY, OHIO - GRANTED (FRANKLIN COUNTY ENGINEER)

WHEREAS, the Columbus and Franklin County Metropolitan park Board has petitioned for the vacation of a portion of Biggert Road, Pleasant Township, Franklin County, Ohio; and

WHEREAS, on April 11, 1995, the Board of County Commissioners of Franklin County, Ohio, by resolution duly adopted direct the Engineer of Franklin County, Ohio, to make a report in writing to this Board on or before the 18th day of April, 1995, relative to the petition for the vacation of a portion of Biggert Road, Pleasant Township, Franklin County, Ohio, said report to be made in manner and form set forth and required by Section 5553.04 of the Ohio Revised Code; and

WHEREAS, John Circle, County Engineer, did on April 18, 1995, report thereon in writing which report contained the following recommendation, to-wit:

Situated in the State of Ohio, County of Franklin, Township of Pleasant, and being part of Virginia Military Survey No. 601 and 1472 and also being located within the right of way of Biggert Road (60 feet in width) as shown and delineated in Road Record 16, Pages 281-288, of record in the Franklin County Engineer's Office, Franklin County, Ohio, whose centerline is more particularly described as follows:

Beginning at a point in the centerline of Biggert Road, said point being on the southern most boundary line of a previous vacation of said road as shown and delineated in Road Record 24, Page 345, of record in the Franklin County Engineer's Office, Franklin County, Ohio, said point being the true place of beginning;

Thence S 02°17'00"W, 21.66 feet;

Thence along a curve to the left whose chord bears S 06°41'30"E, has a radius of 1432.69 feet, a delta of 17°57', and a chord distance of 447.01 feet;

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Thence along a curve to the right whose chord bears S 01°50'00"W, has a radius of 573.69 feet, a delta of 35°00', and a chord distance of 345.02 feet;

Thence S 19°20'00"W, 167.12 feet;

Thence along a curve to the left whose chord bears S 10°34'00"W, has a radius of 1432.69 feet, a delta of 17°32', and a chord distance of 436.72 feet;

Thence S 01°48'00"W, 118.95 feet;

Thence along a curve to the right whose chord bears S 13°33'44"W, has a radius of 1432.69 feet, a delta of 23°31'29", and a chord distance of 584.11 feet to the northeast corner of a 1.154 acre parcel of land conveyed to Edward C. Williams as shown by Official Record 13643-J07, Recorder's Office, Franklin County, Ohio, and the northeast corner of a 10.366 acre parcel of land conveyed to the Board of Park Commissioners of the Columbus and Franklin County Metropolitan Park District as shown by Official Record 5198-E10, Recorder's Office, Franklin County, Ohio, said corner also being on the northerly property line common to both said parcels, said property line being the southern boundary and terminus of this vacation, containing approximately 3.182 acres more or less;

It is the intent of this description to vacate the full width of Biggert Road (60 feet in width). This description was prepared in the office of the Franklin County Engineer by David L. Pearson, P.S., Ohio Registered Surveyor No. 7298, from available records and not a field survey. Respectfully submitted, John Circle, P.E., P.S., Franklin County Engineer; and

WHEREAS, no objections to the vacation of a portion of Biggert Road, Pleasant Township, Franklin County, Ohio was filed, no claims for compensation or damages on account thereof was filed; and

WHEREAS, the Board of County Commissioners of Franklin County, Ohio, finds that the utilities are now within the said vacation, and the easements granted by the subdividers for utilities are not to be vacated through the area sought to be vacated; now, therefore, upon motion of Commissioner Teater, seconded by Commissioner Stokes,

BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

Section 1) That the vacation of a portion of Biggert Road, Pleasant Township, Franklin County, Ohio as recommended by the County Engineer to be vacated and as described in his report and shown on the submitted plat, be and the same is hereby declared vacated, excepting however, the utilities that are now within the said portion of the above mentioned vacation and the easement granted by the owners, present or past for utilities. Voting Aye thereon: Arlene Shoemaker, Dorothy S. Teater and Dewey R. Stokes.

