

MEMORANDUM

To: Dublin City Council
Marsha Grigsby, City Manager
Anne Clarke, Clerk of Council

From: Stephen J. Smith, Law Director
Jennifer D. Readler, Assistant Law Director

Date: January 9, 2013

Re: Ordinance 02-14 – Annexation of 3.6 Acres of Land from Washington Township

SUMMARY

As you will recall, the City purchased two parcels of property totaling 4.39 acres from John H. Kilbury late last year. While one parcel of this property is in the Dublin corporate limits, the other parcel lies within the unincorporated “island” of properties along the east side of Dublin Road. The parcel number for this portion of the Kilbury site is 270-000248 and totals 3.6 acres (“the Property”).

The ordinance for your consideration would authorize the Law Director’s office to file an annexation petition with the Franklin County Commissioners and to act as the City’s agent in order to bring the Property into the City of Dublin.

The acquisition of the Property from Mr. Kilbury was significant, as the City is in the process of acquiring property along the Scioto River as part of the Bridge Street District River Corridor planning efforts. This Property will provide valuable parkland that includes all of the scenic Indian Run stream bed located between the Scioto River and Dublin Road as well as Scioto River frontage. Additionally, it appears likely that the site will help address a major challenge associated with providing construction equipment access for the planned Scioto River pedestrian bridge. For these reasons, it is critical that the Property be annexed to Dublin in order to maintain an integrated park system along the Scioto River. The Property is currently located in Washington Township.

As always, please do not hesitate to contact this office if you have any questions or wish to further discuss this matter.

RECOMMENDATION

Staff recommends that Council approve Ordinance 02-14 at the second reading/public hearing on January 27, 2014.

RECORD OF ORDINANCES

Ordinance No. 02-14

Passed _____, 20____

AN ORDINANCE PETITIONING THE COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO FOR ANNEXATION OF APPROXIMATELY 3.6 ACRES OF LAND, LOCATED AT 190 NORTH HIGH STREET, TO THE CITY OF DUBLIN.

WHEREAS, the City of Dublin has an interest in annexing land that is owned by the City; and

WHEREAS, the City currently owns property at 190 North High Street that is located in Washington Township and which the City desires to annex; and

WHEREAS, the land that is proposed to be annexed is adjacent and contiguous to the City of Dublin and further described in the attached Exhibit "A" and depicted in the attached Exhibit "B"; and

WHEREAS, the City desires to implement its Bridge Street District River Corridor planning efforts, which support the use of this property for public park purposes; and

WHEREAS, the municipal annexation procedure must be initiated by petition to the Franklin County Board of Commissioners, pursuant to Ohio Revised Code Sections 709.14 through 709.16; and

WHEREAS, the Franklin County application for a municipal annexation petition is attached hereto.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Dublin, State of Ohio, _____ of the elected members concurring:

Section 1. Council considers it necessary to annex the subject property to the City of Dublin.

Section 2. The Law Director's Office of the City of Dublin is hereby directed to petition the Franklin County Commissioners for annexation of 3.6 acres of land located in Washington Township, Franklin County, Ohio, in accordance with Ohio Revised Code Sections 709.14 through 709.16, and to serve as the City of Dublin's agent in this annexation proceeding.

Section 3. The City Manager is hereby authorized to take any action necessary to further the annexation petition.

Section 4. This ordinance shall be effective upon the earliest date permitted by law.

Passed this _____ day of _____, 2014

Mayor – Presiding Officer

ATTEST:

Clerk of Council

PROPOSED ANNEXATION
3.6 ACRES

FROM: WASHINGTON TOWNSHIP

TO: CITY OF DUBLIN

Situated in the State of Ohio, County of Franklin, City of Dublin, located in Virginia Military Survey Number 2542, being out of that tract conveyed to City of Dublin, Ohio by deed of record in Instrument Number 201311050185838 (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and being described as follows:

BEGINNING at a northwesterly corner of said City of Dublin tract, a southwesterly corner of that tract conveyed to Judith R. Wilson and Enrico Margarili by deed of record in Instrument Number 200307140214294, being the easterly right-of-way line of Dublin Road;

thence Easterly, with the northerly line of said City of Dublin tract, an approximate distance of 512 feet to a point;

thence Southeasterly, with the easterly line of said City of Dublin tract, an approximate distance of 281 feet to a northeasterly corner of that tract conveyed to BFH Rive Building Company, Ltd by deed of record in Instrument Number 199903100060119, being the existing City of Dublin Corporation Line of record in Plat Book 3, Page 199;

thence Southwesterly, with the northerly line of said BFH River Building tract, with said existing City of Dublin Corporation line, an approximate distance of 73 feet to a southeasterly corner of said City of Dublin tract;

thence Westerly, across said City of Dublin tract, with the existing City of Dublin Corporation line, an approximate distance of 510 feet to a point in the easterly right-of-way line of said Dublin Road;

thence Northwesterly, with said easterly right-of-way line, an approximate distance of 235 feet to a point;

thence Northwesterly, continuing with said easterly right-of-way line, an approximate distance of 57 feet to the POINT OF BEGINNING and containing 3.6 acre of land, more or less.

THIS DESCRIPTION IS FOR ANNEXATION PURPOSES ONLY, AND IS NOT TO BE USED FOR DEED TRANSFER.

EVANS, MECHWART, HAMBLETON & TILTON, INC.



Timothy A. Beck 12-9-13
Timothy A. Beck
Registered Surveyor No. 8612

TAB:tb
3_6 ac. 20130140-VS-ANNX

ANNEXATION
PLAT & DESCRIPTION
ACCEPTABLE
DEAN C. RINGLE, P.E., P.S.
FRANKLIN COUNTY ENGINEER

By *DR/jar* Date *12/9/2013*

RECEIVED

DEC 09 2013

Franklin County Engineer
Dean C. Ringle, P.E., P.S.



Commissioners
 Marilyn Brown, President
 Paula Brooks
 John O'Grady

Economic Development & Planning Department
 James Schimmer, Director

Application for Annexation Petition

Municipal
 Pursuant to ORC §709.15



Property Information	
Site Address 190 North High Street	
Parcel ID(s) 270-000248	Total Acreage 3.6 +/-
From Township Washington	To Municipality Dublin

Municipal Authority
Authorizing Ordinance No.
Land Ownership (check one) <input checked="" type="checkbox"/> Municipality <input type="checkbox"/> Franklin County <input type="checkbox"/> State of Ohio

Applicant/Agent Information	
Name Jennifer D. Readler	
Address One Columbus, Suite 2300 10 West Broad Street Columbus, Ohio 43215	
Phone # 614-559-7253	Fax # 614-464-1737
Email jreadler@FBTlaw.com	

Staff Use Only
Case #
Hearing date:
Date filed:
Fee paid
Receipt #
Date Journalized

Document Submission
The following documents must accompany this application on letter-sized 8 1/2" x 11" paper:
<input type="checkbox"/> Legal description of property
<input type="checkbox"/> Map/plat of property
<input type="checkbox"/> Certified copy of ordinance authorizing this application

Signatures		
The undersigned, petitioners in the premises, and being authorized to act on behalf of the municipality listed above, do hereby pray that the territory listed above be annexed to said municipality.		
The undersigned further acknowledge that the Franklin County Board of Commissioners may take the following actions:		
<ul style="list-style-type: none"> For land owned by the municipality, the Board must grant the petition For land owned by a County, the Board may grant or deny the petition For land owned by the State of Ohio, if the Director of Administrative Services has filed written consent, the Board must grant the petition. 		
_____	_____	_____
Agent or Authorized Representative	Title	Date
_____	_____	_____
Agent or Authorized Representative	Title	Date

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EVANS, MECHWART, HAMBLETON & TILTON, INC.



Timothy A. Beck 12-9-13
Timothy A. Beck
Registered Surveyor No. 8612

TAB:tb
3_6 ac. 20130140-VS-ANNX

ANNEXATION
PLAT & DESCRIPTION
ACCEPTABLE
DEAN C. RINGLE, P.E., P.S.
FRANKLIN COUNTY ENGINEER

By *DRB/PAW* Date 12/9/2013

RECEIVED

DEC 09 2013

Franklin County Engineer
Dean C. Ringle, P.E., P.S.



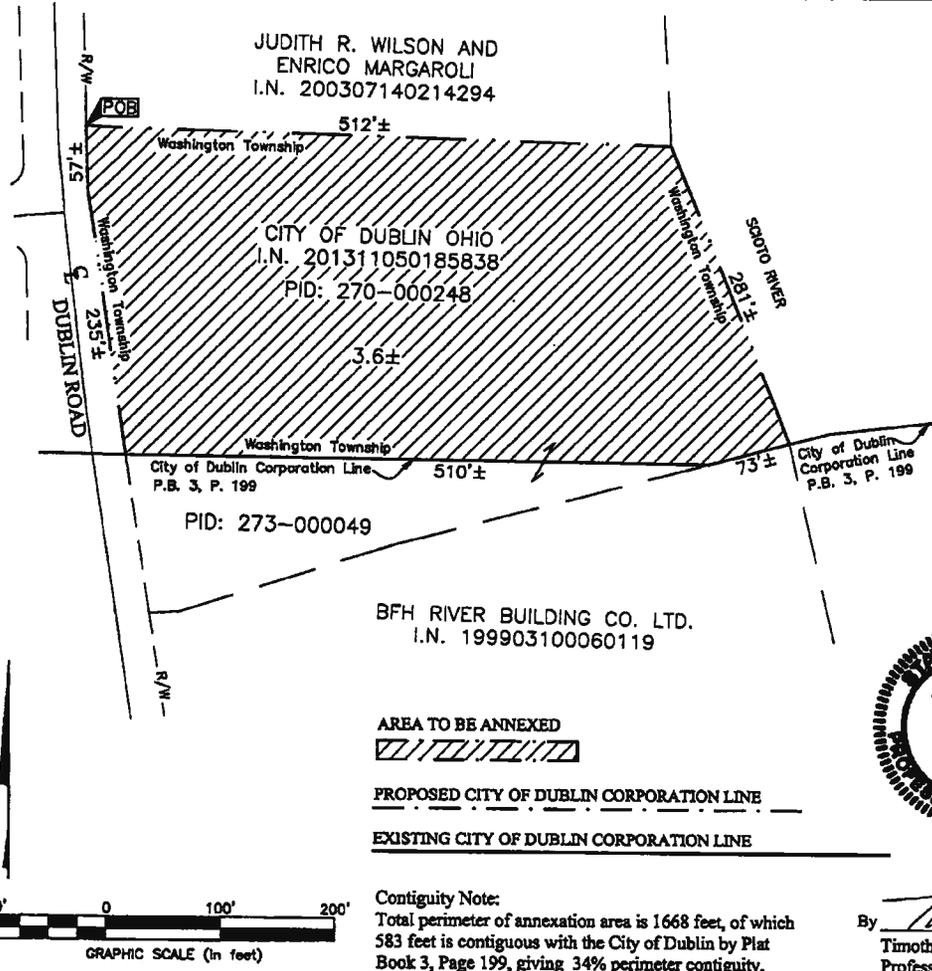
Evans, Mechwart, Hambleton & Tilton, Inc.
 Engineers • Surveyors • Planners • Scientists
 5500 New Albany Road, Columbus, OH 43054
 Phone: 614.773.4500 Toll Free: 888.775.3446
 emht.com

ANNEXATION OF 3.6± ACRES TO THE CITY OF DUBLIN FROM WASHINGTON TOWNSHIP VIRGINIA MILITARY SURVEY NO. 2542 TOWNSHIP OF WASHINGTON, COUNTY OF FRANKLIN, STATE OF OHIO

Date: November 8, 2013

Scale: 1" = 100'

Job No: 2013-0140



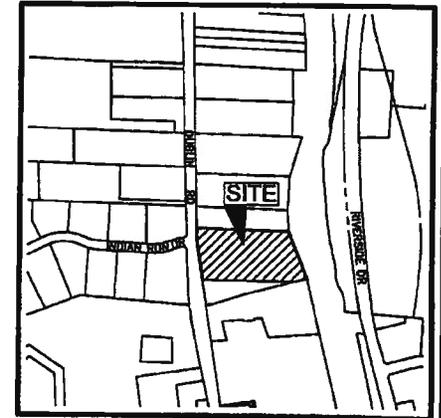
Note:
 This annexation does not create islands of unincorporated areas within the limits of the area to be annexed.

RECEIVED

DEC 09 2013

Franklin County Engineer
 Dean C. Ringle, P.E., P.S.

ANNEXATION
 PLAT & DESCRIPTION
 ACCEPTABLE
 DEAN C. RINGLE, P.E., P.S.
 FRANKLIN COUNTY ENGINEER
 By *b. b. p. m.* Date *12/12/2013*



LOCATION MAP AND BACKGROUND DRAWING
 NOT TO SCALE

EMHT Evans, Mechwart, Hambleton & Tilton, Inc. Engineers • Surveyors • Planners • Scientists 5500 New Albany Road, Columbus, OH 43054 Phone: 614.773.4500 Toll Free: 888.775.3446 emht.com		Date: November 8, 2013
		Scale: 1" = 100'
		Job No: 2013-0140
		Sheet: 1 of 1
REVISIONS		
MARK	DATE	DESCRIPTION



Contiguity Note:
 Total perimeter of annexation area is 1668 feet, of which 583 feet is contiguous with the City of Dublin by Plat Book 3, Page 199, giving 34% perimeter contiguity.

By *Timothy A. Beck* *12-9-13*
 Timothy A. Beck Date
 Professional Surveyor No. 8612