

Office of the City Manager

City of Dublin 5200 Emerald Parkway • Dublin, OH 43017-1090 Phone: 614-410-4400 • Fax: 614-410-4490



To: Members of Dublin City Council

From: Dana L. McDaniel, City Managely

Date: May 3, 2018

Initiated By: Jennifer D. Readler, Law Director

Paul Hammersmith, P.E., Director of Engineering/City Engineer

Claudia Husak, AICP, Senior Planner

Re: Resolution 26-18 - Adopting a Statement of Services for a Proposed

Annexation of 12.0 Acres, More or Less, from Washington Township, Franklin County (Petitioners: Chemcote, Inc., The DuRoc Trust, Strait Real Estate LLC

1, LTD, and the City of Dublin)

Summary

On May 1, 2018, Donald T. Plank, Attorney/Agent for Petitioners, Chemcote, Inc., The DuRoc Trust, Strait Real Estate LLC 1, LTD, and the City of Dublin filed an annexation petition with the Franklin County Commissioners. The petition is for 12.0 acres, more or less and includes a strip of land owned by the City of Dublin ("the Property").

The petition was filed pursuant to O.R.C. 709.02, as a "regular/majority owner" annexation. The Franklin County Commissioners must schedule a hearing not less than 60 or more than 90 days after the filing of the petition. The Commission's hearing is currently scheduled for July 10, 2018. For a Regular annexation the City must adopt a Statement of Services, included as Resolution No. 26-18, at least 20 days prior to the Franklin County hearing.

The Commissioners must adopt a resolution either approving or denying the petition within 30 days following the hearing.

Background

Zoning and Community Plan

Upon annexation, properties are typically automatically zoned R, Rural District, under the Zoning Code of the City of Dublin. However, this Property is located in the Innovation District, and pursuant to Code Section 153.004(D), it will automatically be zoned to the appropriate Innovation District (ID-2, Research Flex District) per the adopted Economic Advancement Zone Plan. This would allow office uses, data centers, educational uses, and industrial uses as permitted uses. Currently, the property to be annexed consists of right-of-way and the Chemcote professional paving and roofing business and other landscaping and maintenance businesses. A rezoning application will need to be filed for any development outside of these parameters.

Service Assessment

Police Protection

The City of Dublin has five police districts and deploys a minimum of five cruisers per shift. The Property is located approximately 3.4 driving miles from the Justice Center, the

Division of Police headquarters. The City of Dublin provides 24-hour police and communications services and has mutual aid agreements with other jurisdictions. The Property will be fully served with these services at the same or similar level now being provided to other areas of the City.

• Fire Protection and Emergency Medical Service (EMS)

The Washington Township Fire Department provides fire protection to this area of Dublin. Station 91 at 6255 Shier Rings Road is approximately 2.5 miles from the annexation area. Dublin will ensure that the Property will be provided with fire protection and EMS services at the same or similar level now being provided to other areas of the City.

Solid Waste Collection

The City of Dublin provides residential solid waste collection at no additional fee. However, it appears that the Property contains existing commercial uses; therefore, they will be required to use a hired collection service for their solid waste removal.

Water Distribution

The Property is located within the exclusive annexation area of the Water Service Agreement with City of Columbus. An existing 16-inch water line exists on the east side of Cosgray Road and an 8-inch waterline exists on the north side of Fishel Drive North and Fishel Drive South.

Sanitary Sewer (Wastewater) Collection

The Property is located within the exclusive annexation area within the Sanitary Service Agreement with City of Columbus. This Property is tributary to an existing 21-inch sanitary sewer that is located at the west side of Cosgray Road. This was installed by the City with the improvements serving the land accessed by Crosby Court.

Stormwater Management and Floodplain

The Property is located in the South Fork Indian Run watershed as defined by the Stormwater Master Plan. The property at 7599 Fishel Drive generally drains to the south into the South Fork Indian Run, which runs along the south property line and provides the drainage outlet. The property at 7575 Fishel Drive South generally drains to the northeast into the South Fork Indian Run via the roadside swale of Cosgray Road. These properties do not contain FEMA designated floodplain for South Fork Indian Run.

Roads and Streets

The primary roads serving the Property are Cosgray Road and Fishel Drive North/South. Cosgray Road is classified as a collector road on the Thoroughfare Plan and is required to have 70 feet of right-of-way to the south of Fishel Drive South and 100 feet of right of way from Fishel Drive South to SR 161. Fishel Drive is not classified on the current Dublin Thoroughfare Plan as it is under Franklin County jurisdiction.

Any new roads or streets, within a proposed development, which would be dedicated to the City, would be maintained to the same degree and extent that these public facilities are maintained in areas with similar land use and population.

Memo re. Res. 26-18 – Annexation of 12 Acres from Washington Township May 3, 2018 $\,$ Page 3 of 3 $\,$

Recommendation

This Property is within the proposed annexation areas of the Community Plan and is located in the exclusive Dublin Service Area as defined in the water and sewer agreements with the City of Columbus. Approval of Resolution 26-18 regarding the Statement of Services is recommended. Upon City Council's approval, this approved Resolution will be forwarded to the Franklin County Commissioners for their required hearing.

RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No.

26-18

Passed

. 20

A RESOLUTION ADOPTING A STATEMENT OF SERVICES FOR A PROPOSED ANNEXATION OF 12.0 ACRES, MORE OR LESS, FROM WASHINGTON TOWNSHIP, FRANKLIN COUNTY TO THE CITY OF DUBLIN.

WHEREAS, a Regular Annexation petition for 12.0 acres, more or less, from Washington Township, Franklin County to the City of Dublin was filed in the offices of the Franklin County Commissioners on May 1, 2018, by Donald T. Plank, Attorney/Agent for Petitioners, Chemcote, Inc., The DuRoc Trust, Strait Real Estate LLC 1, LTD, and the City of Dublin ("the Property"); and

WHEREAS, Section 709.03 (D) of the Ohio Revised Code requires that, prior to the hearing of the annexation petition, the Municipal Authority shall adopt a statement indicating what services the Municipal Corporation will provide to the territory proposed for annexation and an approximate date by which it will provide services to the territory proposed for annexation upon annexation; and

WHEREAS, the area proposed for annexation lies within Dublin's Exclusive Water and Sewer Service extension area, as provided under the agreements with the City of Columbus.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Dublin, State of Ohio, ______ of the elected members concurring that:

<u>Section 1.</u> The City of Dublin will provide the following municipal services for the Property (the 12.0 acres, more or less in Washington Township, Franklin County) immediately upon the annexation of the area to the City of Dublin, Ohio, which is expected to be approximately September 1, 2018.

Police Protection

The City of Dublin has five police districts and deploys a minimum of five cruisers per shift. The Property is located approximately 3.4 driving miles from the Justice Center, the Division of Police headquarters. The City of Dublin provides twenty-four hour police and communications services and has mutual aid agreements with other jurisdictions. The Property will be fully served with these services at the same or similar level now being provided to other areas of the City.

Fire Protection and Emergency Medical Service (EMS)

The Washington Township Fire Department provides fire protection to this area of Dublin. Station 91 at 6255 Shier Rings Road is approximately 2.5 miles from the annexation area. Dublin will ensure that the Property will be provided with fire protection and EMS services at the same or similar level now being provided to other areas of the City.

Solid Waste Collection

The City of Dublin provides residential solid waste collection at no additional fee. However, it appears that the Property contains existing commercial uses; therefore, they will be required to use a hired collection service for their solid waste removal.

Water Distribution

The Property is located within the exclusive annexation area of the Water Service Agreement with City of Columbus. An existing 16-inch water line exists on the east side of Cosgray Road and an 8-inch waterline exists on the north side of Fishel Drive North and Fishel Drive South.

Sanitary Sewer (Wastewater) Collection

The Property is located within the exclusive annexation area within the Sanitary Service Agreement with City of Columbus. This Property is tributary to

RECORD OF RESOLUTIONS

Resolution No.	26-18	Passed Page 2 of 2	, 20
Road acces • Stor The	I. This was installed by ssed by Crosby Court. mwater Managemen Property is located in the content of the cont	e South Fork Indian Run watershed as	defined by
to th prop Drive via th	e south into the South erty line and provides the South generally drains	The property at 7599 Fishel Drive gen Fork Indian Run, which runs along the she drainage outlet. The property at 757 to the northeast into the South Fork Insgray Road. These properties do not couth Fork Indian Run.	south '5 Fishel ndian Run
The North Plan South Drive	h/South. Cosgray Road and is required to have h and 100 feet of right	the Property are Cosgray Road and is classified as collector road on the T 70 feet of right-of-way to the south of of way from Fishel Drive South to SR ne current Dublin Thoroughfare Plan a	Thoroughfare Fishel Drive 161. Fishel
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unde in th autor Flex allow perm	n annexation, properties or the Zoning Code of the ne Innovation District, matically be zoned to to District) per the adoptor office uses, data co	s are typically automatically zoned R, R ne City of Dublin. However, the Proper and pursuant to Code Section 153.0 the appropriate Innovation District (ID- ed Economic Advancement Zone Plan. enters, educational uses, and indust- ing application will need to be fil- se parameters.	ty is located 04(D) it will -2, Research This would rial uses as
of Columbus agreements. supply and water distrib	s, and the Property is . Conditioned upon the to provide sufficient sa	d Sanitary Sewer Service Agreements within the Dublin Exclusive Service as ability of the City of Columbus to prinitary sewerage disposal capacity, suffer collection systems exist in this area	area of both rovide water ficient public
	This resolution shall be on 4.04(a) of the Revise	e effective immediately upon passage, d Charter.	as provided
Passed this	day of	, 2018.	
Mayor - Pres	siding Officer		
ATTECT			

Clerk of Council



Commissioners

Economic Development & Planning Department James Schimmer, Director

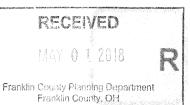
Marilyn Brown, President Paula Brooks John O'Grady

Email

Annexation Petition

Dublin

Application for



Property Information Site Address 7599 Fishel Dr. N., 7575 Fishel Dr. S. and portions of right-of-way Total Acreage Parcel ID(s) 272-000594; 272-000590; 272-000632; Approximately 12.0 Part of 272-000243 and 274-000010

To Municipality

From Township Washington **Property Owner Information** Name See attached Address Phone # Fax#

Attorr	ney/Agent Information	
Name	Donald T. Plank	
Address	Plank Law Firm, LPA	
ti marina Arabin saccinimana a r	411 E. Town St., FL 2	
	Columbus, OH 43215	
Phone #	614-947-8600	Fax# 614-228-1790
Email	dtp@planklaw.com	

gnatures	
At least 51% of property owners must sign	this petition. Attach additional sheet if necessary
Property Owner	Date
Property Owner	Date
Property Owner	Date

Staff Use Only Case #
ANX-11-18
Hearing date (60-90 days):
July 10, 2018
Date filed: May 1, 2018
*350.00
Receipt # 18 - 01375

Applicant E	Deadlines
Notify twp/ municipality:	May 7, Zoil
Notify adjacent owners:	10 days after filing May 11, 2018
File twp/muni notifications with County	10 days after filing May 11,2018
File adj. owners notifications with County	20 days after filing May 21, 2018
File municipal service ord, with County	May 21, 2018
Publish notice in newspaper	July 3, 2018

Do	cument Submission
acc	following documents must ompany this application etter-sized 8 ½" x 11" paper:
Ø	Legal description of property
M	Map/plat of property
X	List of adjacent properties with name, address, parcel ID
Ø	Additional signature page if necessary

MAJORITY-OWNER PETITION FOR ANNEXATION OF 12.0 ACRES, MORE OR LESS. FROM WASHINGTON TOWNSHIP IN FRANKLIN COUNTY TO THE CITY OF DUBLIN, OHIO

(PURSUANT TO R.C. SECTION 709.02 ET. SEO.)

TO: THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO

Now come the undersigned petitioners, being the majority of the owners of certain property as hereinafter described and requests that the territory proposed for annexation be annexed to the City of Dublin, Ohio. The territory proposed for annexation contains approximately 12.0 acres, more or less, in Washington Township, Franklin County and is contiguous to the boundary of the City of Dublin, Ohio.

An accurate description of the perimeter of the territory sought to be annexed is attached hereto and made a part hereof as Exhibit "A". A map or plat of the above-described territory sought to be annexed is attached hereto and made a part hereof as Exhibit "B".

The number of owners in the territory sought to be annexed is five (5) and the number of owners who signed the petition is four (4).

Donald T. Plank, Plank Law Firm, LPA, 411 E. Town Street, Second Floor, Columbus, Ohio 43215, (614) 947-8600, is hereby appointed agent for the undersigned petitioners, as required by R.C. §709.02; and said petitioners' agent is hereby authorized to make any amendments and/or deletions which in his absolute and complete discretion are proper under the circumstances then existing. In addition, the petitioners' agent is authorized to make such amendments and/or deletions in this petition, map, plat or description in order to correct any discrepancy or mistake noted by the county engineer or others in their examination of the petition, map, plat or description. Amendments to correct the map, plat or description may be made by the presentation of an amended map or plat and description to the Franklin County Board of County Commissioners on, before or after the date set for hearing of this petition unless otherwise specified by law.

[Signatures on the following pages]

RECEIVED

Franklin County Planning Department Franklin County, OH

SIGNATURE

ADDRESS

DATE

Chemcote, Inc.

Frank Bucci, President

By:

7599 Fishel Drive North Dublin, OH 43016 Phone: 614-792-2683

Fax: 614-792-0688

E-mail: frankbucci@chemcote.com

[Signatures continue on the following pages]

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MAY 0 1 2018

Franklin County Planning Department Franklin County, OH

NAME

<u>ADDRESS</u>

DATE

The DuRoc Trust

PO Box 357
Williamsport, OH 43164
Phone: GIT 402-4882
Fax:
E-mail: LCIALLE OCCUM-ROD Stable, Con

[Signatures continue on the following pages]

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May 0 1 2010

Franklin County Planning Department Franklin County, OH

NAME	ADDRESS	<u>DATE</u>
Strait Real Estate LLC 1, LTD	269 National Rd Sw	4/4/18
By: Dand & Clay VP	Hebron, Ohio 43025	
Print Name: Davis L. Clay	Phone: 614 562 1823	
Its: VP	Fax: 740 928 7220 E-mail: delay & Stepitand Amp. Com	

[Signatures continue on the following page]

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1341 0 1 2016

Franklin County Planning Department Franklin County, OH

AL)X-11-18

NAME

<u>ADDRESS</u>

City of Dublin

5200 Emerald Parkway

Dublin, Ohio 43017
Phone: 614-24-402
Fax: 614-410-4490
E-mail: 6mcdaniel Odublin on us

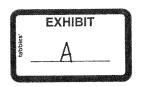
Dana L. McDaniel, City Manager

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HW 0 1 2619

Franklin County Flanning Department Franklin County, OH

ANNEXATION
PLAT & DESCRIPTION
ACCEPTABLE
CORNELL R. ROBERTSON, P.E., P.S.
FRANKLIN COUNTY ENGINEER
By M Date 4/3/16





LEGAL DESCRIPTION

Description of 12.0 ACRES +/- TO BE ANNEXED FROM WASHINGTON TOWNSHIP TO CITY OF DUBLIN

Situated in the State of Ohio, County of Franklin, Township of Washington being in Virginia, Military Survey No. 6748, and being all of Lot 1 of Fishel Industrial Park No. 1 Third amended Subdivision Plat of record in Plat Book 77, Page 79 and conveyed to Strait Real Estate PID 272-000590, of record in OR33276B14, Lot 5 of said Fishel Industrial Park No. 1 Third amended Subdivision Plat as conveyed to Chemcote, Inc. PID 272-000594 of record in OR13100 H-20 and a portion of Cosgray Road as dedicated in Fishel Industrial Park of record in Plat Book 64 Page 11 a portion as dedicated in said Plat Book 77 Page 79, a portion which is currently owned by City of Dublin Ohio PID 272-00632 of record in Instrument Number 201112300171611, a portion which is currently owned by Kelly Byers PID 272000243 of record in Instrument Number 201607260096809 and a portion of which is currently owned by Kevin G Bennington Trustee, Marc A. Palmer Trustee, Larry D. Clark Trustee and Mark A. Bryant Trustee PID 274-000010 of record in Instrument Number 201511160161901 (all deed reference refer to the record of the Records Official Franklin County Ohio) and described as follows:

BEGINNING, at a point in the easterly right of way line of Cosgray Road, at a corner of the existing City of Dublin Corporation Line (Ord. No. 37-81. Official Record 1430DII and P.B.59 pg. 18) in the northerly line of that tract of land as conveyed to the City of Dublin, Ohio of record in Instrument Number 201112300171611;

Thence, Easterly 1063 feet, more or less, along said corporation line and said northerly line, of the City of Dublin, Ohio tract to a corner thereof;

Thence, Southerly 20 feet, more or less, along the easterly line of said City of Dublin, Ohio tract and said corporation line to the northeasterly corner of said Byers tract;

Thence, Westerly 1060 feet, more or less, along the northerly line of said Byers tract to a point on said easterly right of way line of Cosgrav Road,

Thence, Southerly a distance of 101 feet, more or less, with said easterly right of way line of Cosgray Road, to a point in the southerly line of said Byers tract;

Thence, Westerly, a distance of 30 feet more or less, with said southerly line to the southwesterly corner of said Byers tract in the centerline of said Cosqray Road;

Thence, Northerly a distance of 24 feet, more or less, with said centerline to a point in the centerline of said Cosgray Road;

Thence, Westerly a distance of 60 feet more or less partially with the northerly line of reserve E of as conveyed to Columbia Gas of Ohio, of record in Instrument Number 1998801220015077 and the southerly line of said lot 1, to the northwesterly corner of said reserve E:

Thence, Southerly a distance of 25 feet, more or less, with the westerly line of said Reserve E to the southwesterly corner thereof in the northern line of the tract of land as conveyed to Citgo Petroleum Corporation of record in Instrument Number 200312310406225:

Thence, Westerly a distance of 603 feet, more or less, with said northerly line to the southeasterly corner of lot 15 of said Fishel Industrial Park No 1Third amended Subdivision Plat, as conveyed to Holmco Properties LTD of record in OR27445J17;

Thence, Northerly a distance of 360 feet, more or less, with the easterly line of said lot 15 to the northeasterly corner thereof in the southerly right of way line of Fishel Drive south;

Thence, with said southerly right of way line, the following courses:

Easterly a distance of 381 feet, more or less, to a point;

Easterly a distance of 58 feet, more or less, to a point;

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17.AX (2.1, 2018)

Franklin County Planning Department Franklin County, OH

ANX-11-18

Easterly a distance of 135 feet. more or less, to a point in the westerly right of way line of said Cosgray Road;

Thence, Northerly a distance of 390 feet, more or less, with said westerly right of way line, to the southeasterly corner of said lot 5 at the northeasterly corner of lot 2 of said Fishel Industrial Park No. 1 Third amended Subdivision as conveyed to TTG Properties LLC of record in Instrument Number 201212280200124;

Thence, Westerly a distance of 503 feet, more or less, partly with the northerly line of said lot 2 and partly with in the northerly line of lot 16 of said Fishel Industrial Park No. 1 Third amended Subdivision as conveyed to TTG Properties, LLC of record in Instrument Number 201212280200124, to the southeasterly corner of lot 6 of said Fishel Industrial Park No. 1 Third amended Subdivision conveyed to 7627 Fishel LLC of record in Instrument Number 201509140128347;



Thence, Northerly a distance of 360 feet more or less with the easterly line of said lot 6 to the northeasterly corner of said lot 6 the southerly right of way line of Fishel Drive North;

Thence, with said southerly right of way line, the following courses:

Easterly a distance of 211 feet, more or less, to a point;

Easterly a distance of 247 feet, more or less, to a point in the westerly right of way line of said Cosgray road;

Thence northerly a distance of 420 feet more or less to the northeasterly corner of said Fishel Industrial Park No. 1 Third amended Subdivision;

Thence easterly a distance of 70 feet more or less across said Cosgray road to a point in the easterly right of way line of said Cosgray road and said existing city of Dublin corporation line;

Thence, with said easterly right of way line, the following courses:

Southerly a distance of 316 feet, more or less, to a point;

Southerly a distance of 232 feet, more or less, to a point;

Southerly a distance of 876 feet, more or less, to the POINT OF BEGINNING and containing 12.0 acres of land more or less.

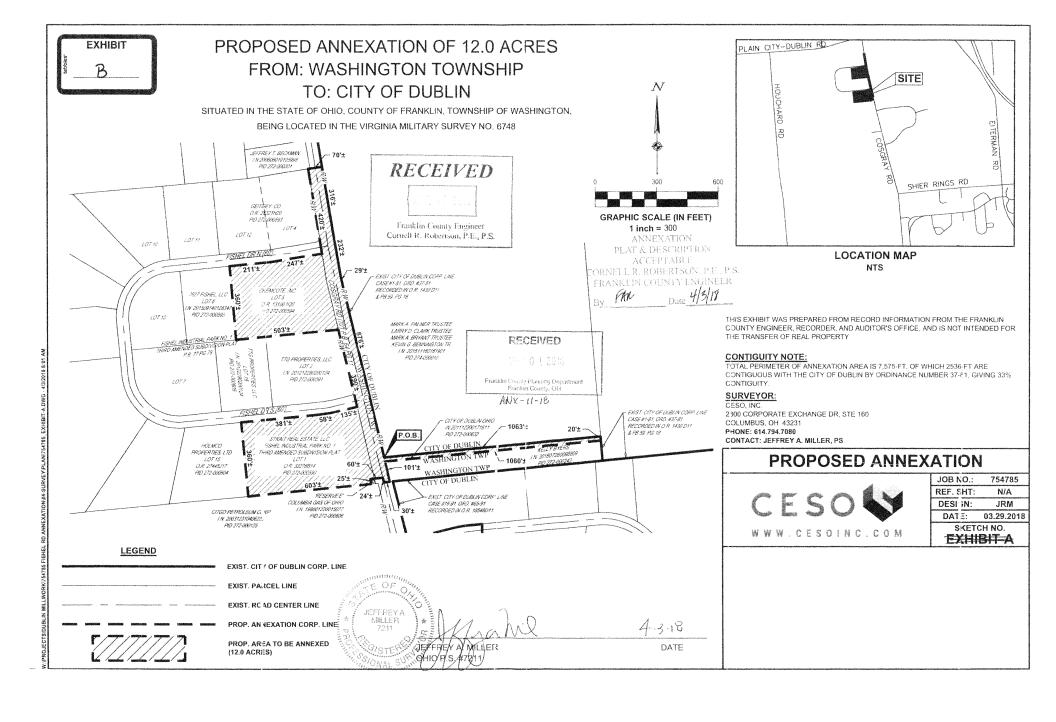
This annexation description of the location of the property to be annexed and is not a boundary survey as defined in O.A.C. Chapter 4733.37. The above description is for annexation purposes only and is not intended for deed transfer purposes. The above annexation contains a perimeter distance of 2,536 feet contiguous with the existing City of Dublin Corporation line and a total perimeter of 7,575 feet to be annexed, and 33% of the perimeter length is contiguous to the City of Dublin Corporation line.

CESO, Inc.

Jeffrey A Miler, PS Registered Surveyor No.

Date





I, Judith R. Beal , Clerk of Council, do hereby certify receipt of an Annexation Petition for 12.0 Acres, More or Less, from Washington Township, Franklin County, to the City of Dublin, Ohio (Site Address: 7599 Fishel Dr. N., 7575 Fishel Dr. S. and portions of right-of-way) (Pursuant to R.C. Section 709.02 ET. Sec.).
on <u>May 1, 2018</u> .

Acting Clerk of Council



CLERK OF COUNCIL CITY OF DUBLIN