

Review of Petition to Annex 0.562 +/- acres from Prairie Township to the city of Columbus by Richard and Cindy Williamson. Case #ANX-EXP2-01-12 (ECONOMIC DEVELOPMENT & PLANNING)

WHEREAS, the Commissioners of Franklin County, State of Ohio, proceeded to journalize the petition that Richard and Cindy Williamson filed on January 9, 2012 and solicited to and/or been heard by all persons desiring to be reviewed for or against the granting of the Expedited Type 2 petition, and having considered all the facts with reference thereto, being fully advised, and

WHEREAS, the Commissioners make the following findings based upon the exhibits and testimony presented at the review of this matter:

1. The petition does meet all the requirements set forth in, and was filed in the manner provided in, section 709.021 of the Revised Code.
2. The persons who signed the petition are owners of the real estate located in the territory proposed for annexation and constitute all of the owners of real estate in that territory.
3. The territory proposed for annexation does not exceed five hundred acres.
4. The territory proposed for annexation shares a contiguous boundary with the municipal corporation to which annexation is proposed for a continuous length of at least five percent of the perimeter of the territory proposed for annexation.
5. The annexation will not create an unincorporated area of the township that is completely surrounded by the territory proposed for annexation.
6. The municipal corporation to which annexation is proposed has agreed to provide to the territory proposed for annexation the services specified in the relevant service ordinance #0072-2012, passed on January 23, 2012 by the city of Columbus.

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

That, in accordance with the findings made in the preamble, which are incorporated herein, the prayer of the Petition be *approved*, and the territory sought to be annexed by the petition filed herein *shall* be annexed to the city of Columbus, Ohio, in accordance with the law; that the orders and proceedings of this board relating to the Petition, and map and description attached thereto, and all papers on file relating to this matter be delivered forthwith to the Clerk of Council, city of Columbus, Ohio.

Prepared by: R. Lee Brown

C: Economic Development & Planning Department

SIGNATURE SHEET

Resolution No. 0135-12

February 14, 2012

**REVIEW OF PETITION TO ANNEX 0.562 +/- ACRES FROM PRAIRIE
TOWNSHIP TO THE CITY OF COLUMBUS BY RICHARD AND CINDY
WILLIAMSON. CASE #ANX-EXP2-01-12**

**(Economic Development and
Planning)**

Upon the motion of Commissioner John O'Grady, seconded by Commissioner Paula Brooks:

Voting:

**Paula Brooks, President
John O'Grady**

**Aye
Aye**

Board of County Commissioners
Franklin County, Ohio

CERTIFICATE OF CLERK

IT IS HEREBY CERTIFIED that the foregoing is a true and correct transcript of a resolution acted upon by the Board of County Commissioners, Franklin County, Ohio on the date noted above.



Debra A Willaman, Clerk
Board of County Commissioners
Franklin County, Ohio



Commissioners
 Marilyn Brown, President
 Paula Brooks
 John O'Grady

Economic Development & Planning Department
 James Schlimmer, Director

Application for Annexation Petition

Expedited Type 2
 Pursuant to ORC §709.023



Property Information	
Site Address 842 DOHERTY ROAD	
Parcel ID(s) 240-000160	Total Acreage 0.562 ACRE
From Township PRAIRIE	To Municipality COLUMBUS

Property Owner Information	
Name Richard Cindy Williamson	
Address 842 DOHERTY ROAD	
Phone # 614-314-6446	Fax #
Email CDM SERVICE @ EXCITE . COM	

Attorney/Agent Information	
Name	
Address N/A	
Phone #	Fax #
Email	

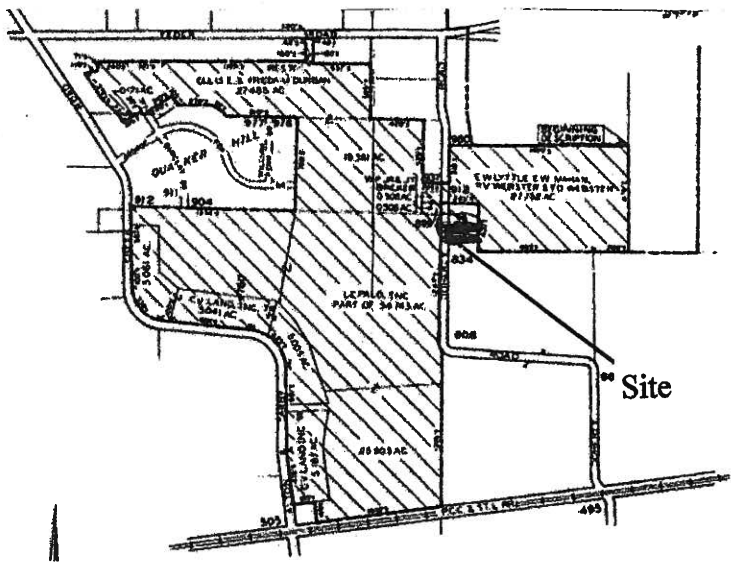
Staff Use Only
Case # ANN-EXP2 01-12
Hearing date: 2/14/12
Date filed: 1/9/12
Fee paid 250.00
Receipt # 456376
Notifications deadline: 5 days 1/13/12
Svc statement deadline: 20 days 1/28/12

Document Submission
The following documents must accompany this application on letter-sized 8 1/2" x 11" paper:
<input checked="" type="checkbox"/> Legal description of property
<input checked="" type="checkbox"/> Map/plot of property
<input checked="" type="checkbox"/> List of adjacent properties

Waiver of Right to Appeal			
<p>WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL IN LAW OR EQUITY FROM THE BOARD OF COUNTY COMMISSIONERS' ENTRY OF ANY RESOLUTION PERTAINING TO THIS SPECIAL ANNEXATION PROCEDURE, ALTHOUGH A WRIT OF MANDAMUS MAY BE SOUGHT TO COMPEL THE BOARD TO PERFORM ITS DUTIES REQUIRED BY LAW FOR THIS SPECIAL ANNEXATION PROCEDURE.</p>			
<u><i>Richard Williamson</i></u> Property Owner	<u>1-5-12</u> Date	<u><i>Cindy Williamson</i></u> Property Owner	<u>1-5-12</u> Date
_____	_____	_____	_____
Property Owner	Date	Property Owner	Date

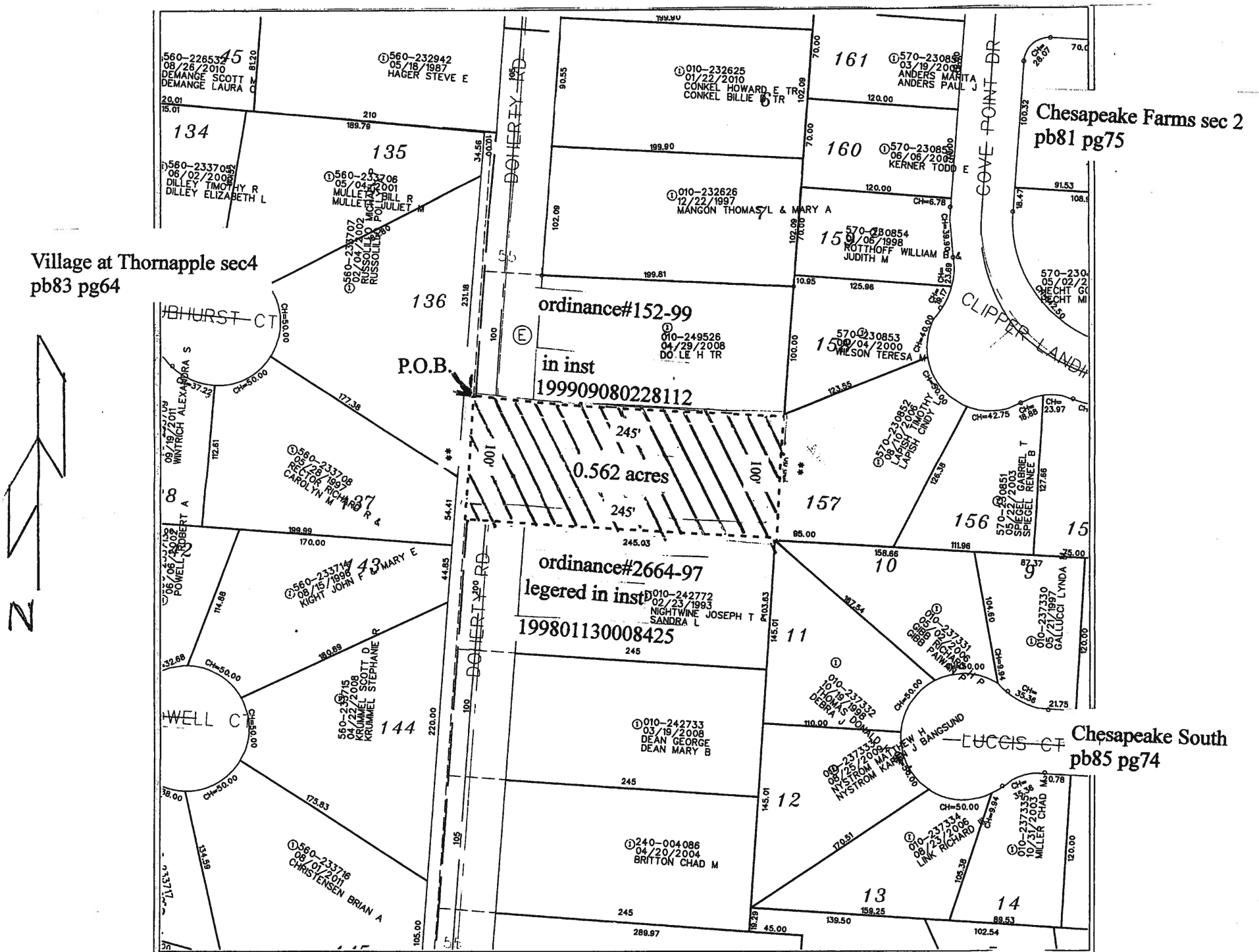
RECEIVED

JAN - 9 2012 *RJD*



Proposed 0.562 acre annexation
 From Prairie twp to the city of Columbus
 situate in v.m.s. No7326, Prairie, twp, Franklin county Ohio.

ANNEXATION
 PLAT & DESCRIPTION
 ACCEPTABLE
 DEAN C. RINGLE, P.E., P.S.
 FRANKLIN COUNTY ENGINEER
 By BB Date 10/31/11



Village at Thornapple sec4
 pb83 pg64

Chesapeake Farms sec 2
 pb81 pg75

Chesapeake South
 pb85 pg74

LEGEND

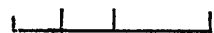
EXISTING CITY OF COLUMBUS CORP. LINE

** Ordinance #830-79 and recorded in Misc.Rec.174, Page 439

AREA TO
 BE ANNEXED



1 25' 50' 100'

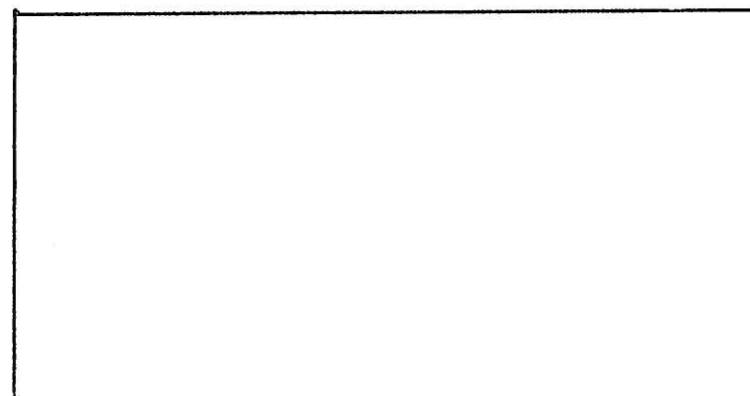


1" = 100'

RECEIVED

OCT 31 2011

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 BR Date 10/31/11

Situated in the state of Ohio, County of Franklin, Township of Prairie, in Virginia Military Survey No. 7326, being all of a 0.562 acre tract conveyed to Richard & Cindy Williamson instrument # 201108150101433 all records being of the Recorder's Office, Franklin County, Ohio, and being more particularly described as followed:

Beginning at the northwest corner of said Williamson 0.562 acre tract and the Le H. Do, 0.562 acre tract, also being in the city of Columbus Corporation Line as established by Ordinance No. 830-79 and as shown of record in Miscellaneous Record 174, Page 439, and ordinance # 152-99 as shown recorded in instrument # 199909080228112 and also being on the east line of the Villiage at Thornapple Section 4, as is numbered and delineated upon the recored plat thereof, of record in Plat Book 83, Page 64 and also being in the Original West right-of-way line of Doherty Road (30 feet Wide);

Thence easterly, along the north line of said Williamson 0.562 acre tract and the south line of said Le H Do 0.562 acre tract, along said corporation line cord 152-99 approximately 245 feet to a point at the northeast corner of the City of Columbus Corporation Line as established by Ordinance No. 830-79 and as said point also being the northeast corner of Williamson 0.562 acre tract, and the southeast corner of said Do acre tract, said point also being the northwest corner of Lot 157 of Chesapeake Farms Section 2 as is numbered and delincated upon the recorded plat thereof, of record in plat book 81, Page 75.

Thence southerly, along the east line of said Williamson 0.562 acre tract and along part of the west line of said Lot 157 of said Chesapeake Farms Section 2 , and along said City of Columbus Corporation Line established by ordinance No. 830-79 approximately 100 feet to the southeast corner of said Williamson 0.562 acre tract, and the northeast corner of the Joseph T. & Sandra L. Nightwine 0.573 acre tract;

Thence westerly, along the north line of said Nightwine 0.573 acre tract and the south line of said Williamson 0.562 acre tract, and along an existing City of Columbus Corporation Line as established by Ordinance 2664-99 and as shown in Instrument # 199801130008425 approximately 245 feet to a point in said City of Columbus Corporation Line as established by said Ordinance No. 830-79, also being a point in the east line of said The Village at Thornapple Section 4 in the Original west right-of-way of Dorherty Road and also being the northwest corner of said Nightwine 0.573 acre tract, and the southwest corner of said Williamson 0.562 acre tract;

Thence northerly, along the west line of said Williamson 0.562 acre tract and the original west right-of-way line of Doherty Road and along said City of Columbus Corporation Line as established by Ordinance No. 830-79 and also being part of the east line of said The Villiage at Thronapple Section 4 approximately 100 feet to the place of beinning CONTAINING 0.573 ACRES of land, more or less.

This Description was prepared from documents of record, recorded in the Franklin County Recorder's Office, and in the Franklin County Engineers Office for the purpose of Annexation only and is not intended for use as an actual field survey, By Richard Williamson on 10/17/2011

RECEIVED

OCT 31 2011

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

RECEIVED

JAN - 9 2012 *RSB*

Franklin County Planning Department
Franklin County, OH



City of Columbus Legislation Report

Office of City Clerk
90 West Broad Street
Columbus OH 43215-9015
columbuscitycouncil.org

'12 JAN 27 AM 9:23

File Number: 0072-2012

ORIGINAL

Emergency

File ID: 0072-2012

Type: Ordinance

Status: ~~Consent~~ *Passed*

Version: 1

*Committee: Development Committee

1/26-Ransom

File Name: Annexation Service AN11-011: .562 Acres, Prairie Township

File Created: 01/10/2012

1/27/12

Cost:

Final Action:

Auditor Cert #:

Auditor: When assigned an Auditor Certificate Number I, the City Auditor, hereby certify that there is in the treasury, or anticipate to come into the treasury, and not appropriated for any other purpose, the amount of money specified hereon, to pay the within Ordinance.

Contact Name/No.: Lori Baudro 645-6986

Floor Action (Clerk's Office Only)

JAN 23 2012 Passed 7-0

Mayor's Action

JAN 25 2012

Council Action

JAN 23 2012

Mayor

Date

Date Passed/ Adopted

President of Council

Veto

Date

City Clerk

Title: To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN11-011) of .562 + acres in Prairie Township to the City of Columbus as required by the Ohio Revised Code; and to declare an emergency.

Sponsors:

Indexes:

Attachments: ORD0072-2012 AN11-011 Legal Description,
ORD0072-2012 AN11-011 Map (Doherty Road.562 acres)

Approval History

Version	Date	Approver	Action
1	01/10/2012	Nichole Brandon	Approved
1	01/10/2012	ATTORNEY APPROVER	Approved
Notes	jsg		

History of Legislative File

Ver.	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
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EBOCO: Following review and approval, when required, the Equal Business Opportunity Commission Office certifies compliance with Title 39 as of date listed.

City Attorney: Following review and approval, when required, this ordinance has been reviewed by the City Attorney's Office as to its form and legality only.

Explanation
AN11-011

BACKGROUND: This ordinance is being submitted to set forth the municipal services and zoning conditions the city of Columbus will provide upon annexation of a territory located in Prairie Township. This ordinance is required by the Ohio Revised Code (ORC) as enacted by the General Assembly of the State of Ohio. An annexation petition has been filed with Franklin County for this property. A service ordinance must be passed before the annexation meeting takes place before the Board of County Commissioners of Franklin County. Information regarding municipal services that would be available, should the subject site be annexed, has been compiled and is reflected in this ordinance. If the petition is approved by the County Commissioners, a second City ordinance accepting the annexation will be necessary to complete the process. The time frames specified in the ORC require that this legislation be filed as emergency.

FISCAL IMPACT: The statement of municipal services and zoning conditions for a proposed annexation area has no fiscal impact. While provision of the stated services does represent cost to the city, annexation of land also has the potential to create revenue to the city.

Title

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN11-011) of .562 ± acres in Prairie Township to the City of Columbus as required by the Ohio Revised Code; and to declare an emergency.

Body

WHEREAS, a petition for the annexation of certain territory in Prairie Township was duly filed on behalf of the Richard and Cindy Williamson on January 9, 2012; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin County on February 14, 2012; and

WHEREAS, the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

WHEREAS, the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority adopt an ordinance stating zoning buffering conditions; and

WHEREAS, the parcel is located within the boundaries of the adopted Big Darby Watershed Action Plan, which recommends suburban residential for this area; and

WHEREAS, upon annexation, properties will have uniform access to City services as they become available; and

WHEREAS, due to well failure, the Director of the Department of Utilities has granted an administrative waiver to grant the applicants access to City water; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; **now, therefore,**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City of Columbus will provide the following municipal services for .562 ± acres in Prairie Township upon the annexation of said area to the city of Columbus:

Public Safety: The City of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

Sanitation: Single family homes would qualify for city provided 90-gallon front curb refuse collection service. Any other development would require compliance with Title 13 requirements; Commercial/business uses are required to provide their own refuse collection.

Transportation: Maintenance will be available for any additional right-of-way that may be included in this annexation request. If this annexation contains existing signalized intersections, those intersections and signals are subject to Transportation Division Policy, which appeared in the December 6, 2003 Columbus City Bulletin, and any subsequent updates thereto.

Water: The annexation site is currently being served by a twelve (12") water main located in Doherty Road.

Sanitary Sewer: Department of Utility records indicate that the property can obtain sewer service by tapping

an existing 8-inch sanitary sewer situated within an easement adjacent to the eastern/rear property line. Any mainline extension is to be designed and constructed at the property owner's expense.

Storm Sewer: All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development. All sanitary and storm sewers required shall be constructed privately by the owners and developers at their own cost and expense with no cost to the City.

Section 2. If this .562 ± acre site is annexed, and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Prairie Township, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Prairie Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

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.

LEGAL DESCRIPTION
ANNEXATION AN11-011
.562± Acres in Prairie Township
842 Doherty Road

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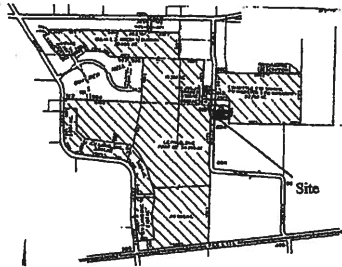
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ANNEXATION AN11-011

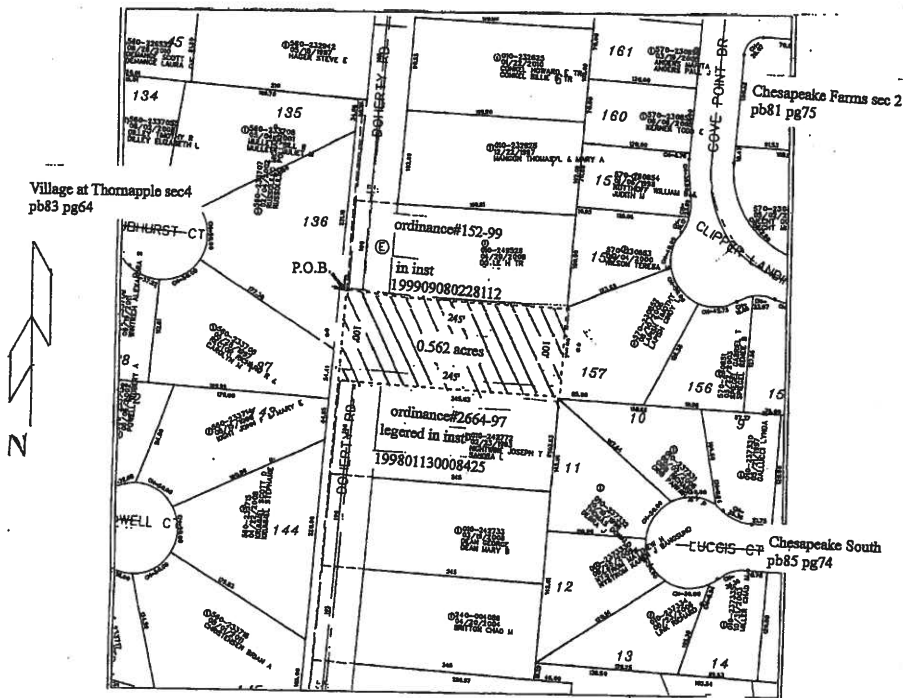
± .562 Acres in Prairie Township

842 Doherty Road



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ANNEXATION
 PLAT & DESCRIPTION
 ACCEPTABLE
 DEAN C. RINGLE, P.E., P.S.
 FRANKLIN COUNTY ENGINEER
 By BR Date 10/31/11



LEGEND

 EXISTING CITY OF COLUMBUS CORP. LINE

 Ordinance #830-79 and recorded in Misc. Rec. 174, Page 439
 AREA TO BE ANNEXED

1" = 25' 50' 100'

 1" = 100'

RECEIVED

OCT 31 2011

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

