

Review of petition to annex 2.23 +/- acres from Washington Township to the City of Dublin by Jennifer D. Reader. CASE #ANX-MUNI-11-13 (ECONOMIC DEVELOPMENT & PLANNING)

WHEREAS, the Commissioners of Franklin County, State of Ohio, proceeded to journalize the petition that the City of Dublin filed on March 15, 2013 and solicited to and/or been heard by all persons desiring to be reviewed for or against the granting of the Municipal Annexation 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 that the petition meets all the requirements set forth in, and was filed in the manner provided in, section 709.16 of the Revised Code for a Municipal Annexation.

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 Dublin, 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 Dublin, Ohio.

Prepared by: R. Lee Brown

Cc: Economic Development & Planning Department

SIGNATURE SHEET

Resolution No. 0251-13

April 02, 2013

REVIEW OF PETITION TO ANNEX 2.23 +/- ACRES FROM WASHINGTON TOWNSHIP TO THE CITY OF DUBLIN BY JENNIFER D. READLER. CASE #ANX-MUNI-11-13

(Economic Development and Planning)

Upon the motion of Commissioner Paula Brooks, seconded by Commissioner Marilyn Brown:

Voting:

John O'Grady, President	Aye
Paula Brooks	Aye
Marilyn Brown	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.



Shannon Z Cross, Clerk
Board of County Commissioners
Franklin County, Ohio



Commissioner John O'Grady · Commissioner Paula Brooks · Commissioner Marilyn Brown
President

Economic Development & Planning Department
James Schimmer, Director

RESOLUTION SUMMARY

REVIEW OF PETITION TO ANNEX
2.23 +/- ACRES FROM
WASHINGTON TOWNSHIP
TO THE CITY OF DUBLIN
BY JENNIFER D. READLER

Description:

Attached is a resolution to consider the annexation of 2.23-acres, more or less, from Washington Township to the city of Dublin. The petition case number is ANX-MUNI-11-13.

Agent:

Jennifer D. Readler

Site:

Cosgray Road (Cosgray/Shier-Rings Roundabout) Right-of-Way

Analysis:

The applicant has met all statutory requirements outlined in Section 709.16 of the Ohio Revised Code.

Recommendation:

Pending any questions, staff would request your **approval** of this annexation.



Commissioner John O'Grady · Commissioner Paula Brooks · Commissioner Marilyn Brown
President

Economic Development & Planning Department
James Schimmer, Director

MEMO JOURNALIZATION

TO: Shannon Zee Cross, County Clerk
Franklin County Commissioners Office

FROM: R. Lee Brown, Planning Administrator
Franklin County Economic Development & Planning Department

CC: James Schimmer, Director
Franklin County Economic Development & Planning Department

RE: Description of Municipal annexation case to be journalized on the
March 19, 2013 General Session Agenda for a hearing on **April 2, 2013**.

Case #ANX-MUNI-11-13 - A municipal annexation ANX-MUNI-11-13 was filed in our office on March 15, 2013. The petition is requesting to annex 2.232+/- acres from Washington Township to the city of Dublin. The applicant is Jennifer D. Readler, Esq. **Site: Cosgray Road (Cosgray/Shier-Rings Roundabout)**



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 Cosgray Road (Cosgray/Shier-Rings Roundabout)	
Parcel ID(s)	Total Acreage +/- 2.232 Acres
From Township Washington	To Municipality Dublin

Staff Use Only
Case # <i>ANN-MUNI 11-13</i>
Hearing date: <i>4/2/13</i>
Date filed: <i>3/15/13</i>
Fee paid <i>N/A</i>
Receipt #
Date Journalized <i>3/19/13</i>

Municipal Authority
Authorizing Ordinance No. 11-13
Land Ownership (check one) <input checked="" type="checkbox"/> Municipality <input checked="" type="checkbox"/> Franklin County <input type="checkbox"/> State of Ohio

Applicant/Agent Information	
Name Jennifer D. Readler	
Address Attorney/Agent for City of Dublin Ice Miller LLP - 250 West Street, Suite 700 Columbus, OH 43215	
Phone # (614) 462-5027	Fax # (614) 222-3480
Email jennifer.readler@icemiller.com	

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"/> Certified copy of ordinance authorizing this application

Signatures		
<p>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.</p> <p>The undersigned further acknowledge that the Franklin County Board of Commissioners may take the following actions:</p> <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	_____ Attorney/Agent Title	_____ <i>3.15.13</i> Date
_____ Agent or Authorized Representative	_____ Title	_____ Date

RECEIVED

JAN 03 2013

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

ANNEXATION
PLAT & DESCRIPTION
ACCEPTABLE
DEAN C. RINGLE, P.E., P.S.
FRANKLIN COUNTY ENGINEER
By DR Date 1/3/13

**2.232 ACRE ANNEXATION DESCRIPTION
FROM WASHINGTON TOWNSHIP TO CITY OF DUBLIN**

Situated in the State of Ohio, County of Franklin, Township of Washington, being located in Virginia Military Survey Number 6748, and being 2.232 acres within the existing right-of-way for Cosgray Road, as conveyed in fee to the City of Dublin, Ohio as right-of-way parcels described in the following four (4) instruments of record:

Instrument Number 201206220089839 (1.503 acre parcel),

Instrument Number 201206280092879 (0.786 acre and 0.271 acre parcels),

Instrument Number 201209040129522 (0.110 acre parcel),

and to the Board of County Commissioners of Franklin County, Ohio as dedicated in Plat Book 84, page 5 and by a resolution recorded in Instrument Number 201212210197590, all records reference are on file at the Office of the Recorder for Franklin County, Ohio, and said annexation area being further bounded and described as follows:

BEGINNING at the intersection of the original east right-of-way line for Cosgray Road (established by a 60 foot wide road easement and referenced in Road Record 7, page 243) and the easterly extension of the south line of a 27.612 acre tract conveyed to Denise M. Jewett and the easterly extension of the north line of a 17.331 acre tract conveyed to City of Dublin, Ohio, being within said 1.503 acre City of Dublin right-of-way parcel, being the northeast corner of an existing corporation line for the City of Dublin established by Ordinance Number 05-06, of record in Instrument Number 200603240055084, and being located on an existing west corporation line for the City of Dublin established by Ordinance Number 62-02, of record in Instrument Number 200205290131857;

Thence **South 83 degrees 58 minutes 17 seconds West**, along the easterly extension of the south line of said Jewett tract, along the north line of said 17.331 acre Dublin tract and the easterly extension thereof, across said 1.503 acre right-of-way parcel, along the south line of said 0.786 acre City of Dublin right-of-way parcel, along a north corporation line previously described as established by Ordinance Number 05-06, and along an existing north corporation line for the City of Dublin established by Ordinance Number 105-98, of record in Instrument Number 199906160153555, a distance of **141.53 feet** to the existing west right-of-way line for said Cosgray Road as established by said Instrument Number 201206280092879, being the southwest corner of said 0.786 acre right-of-way parcel, and being the southeast corner of said Jewett tract;

Thence **North 28 degrees 12 minutes 08 seconds East**, along the existing west right-of-way line for said Cosgray Road, along a northwest line of said 0.786 acre right-of-way parcel, along a southeast line of said Jewett tract, a distance of **97.94 feet** to an angle point in the existing west right-of-way line for said Cosgray Road;

Thence **North 12 degrees 05 minutes 58 seconds West**, along the existing west right-of-way line for said Cosgray Road, along a west line of said 0.786 acre right-of-way parcel, along an east line of said Jewett tract, a distance of **139.62 feet** to the original and existing west right-of-way line for said Cosgray Road;

2.232 ACRE ANNEXATION DESCRIPTION

Thence North 16 degrees 23 minutes 37 seconds West, along the original and existing west right-of-way line for said Cosgray Road, along the west line of said 0.786 acre right-of-way parcel, along the east line of said Jewett tract, a distance of 575.29 feet to an angle point in the original and existing west right-of-way line for said Cosgray Road;

Thence North 14 degrees 12 minutes 25 seconds West, along the original and existing west right-of-way line for said Cosgray Road, along the west line of said 0.786 acre tract, along the east line of said Jewett tract, and also along the west line of said 0.110 acre City of Dublin right-of-way parcel, and also along the east line of a 1.00 acre tract conveyed to City of Dublin, Ohio, and also along the west line of said 0.271 acre City of Dublin right-of-way parcel, a distance of 747.97 feet to the northwest corner of said 0.271 acre right-of-way parcel, being a northeast corner of said Jewett tract, being on the south line of a 19.577 acre tract conveyed to City of Dublin, Ohio, and being on an existing south corporation line for the City of Dublin established by Ordinance Number 04-98, of record in Instrument Number 199803030047299;

Thence North 84 degrees 04 minutes 37 seconds East, along the north line of said 0.271 acre right-of-way parcel, along the south line of said 19.577 acre Dublin tract and the easterly extension thereof, along the north line of said 0.271 acre right-of-way parcel and across the said right-of-way dedicated to Franklin County, and along the corporation line previously described, a distance of 60.63 feet to the original east right-of-way line for said Cosgray Road, being on the west line of a strip of right-of-way dedicated to City of Dublin, Ohio by the Northwest Dublin Commercial Park Phase II plat, of record in Plat Book 84, page 5, and being on an existing west corporation line for the City of Dublin as established by Ordinance Number 65-91, of record in Official Record 18548, page D11;

Thence South 14 degrees 12 minutes 25 seconds East, along the original east right-of-way line for said Cosgray Road, along the west line of said strip of dedicated right-of-way, and along the corporation line previously described, a distance of 743.14 feet to the southwest corner of said strip of dedicated right-of-way, being on the north line of said 1.503 acre City of Dublin right-of-way parcel and being a southwest corner of the corporation line previously described;

Thence North 84 degrees 16 minutes 53 seconds East, along the south line of said strip of dedicated right-of-way, along the north line of said 1.503 acre right-of-way parcel, and along the south corporation line previously described, a distance of 0.20 feet to the original and existing east right-of-way line for said Cosgray Road, being the northeast corner of said 1.503 acre right-of-way parcel, being the northwest corner of a 64.219 acre tract conveyed to SR Associates, and being the northwest corner of an existing corporation line for the City of Dublin as established by said Ordinance Number 62-02, of record in Instrument Number 200205290131857;

Thence South 16 degrees 23 minutes 37 seconds East, along the original and existing east right-of-way line for said Cosgray Road, along the east line of and across said 1.503 acre right-of-way parcel, along the west line of said SR Associates tract, and along the west corporation line previously described, a distance of 803.51 feet to the POINT OF BEGINNING for this description.

2.232 ACRE ANNEXATION DESCRIPTION

The above described area to be annexed to the City of Dublin contains a total area of 2.232 acres, located entirely within the existing right-of-way for Cosgray Road, adjacent to the following Franklin County Auditor's parcel numbers: 274-000660, 274-001008, 272-000085, 272-000586, 274-001006, and 274-000150.

Bearings shown herein are based on the bearing for the centerline of Shier-Rings Road (N 84°26'31" E), which is referenced to the Ohio State Plane Coordinate System (South Zone) and the North American Datum of 1983 (1986 Adjustment), as established utilizing a GPS survey and a traditional field traverse originating on Franklin County monument "FCGS 5536".

This description was prepared by Brian P. Bingham, PS based on an actual field survey performed by American Structurepoint, Inc. and from record documents on file with the Franklin County Engineer and Recorder. The above description is intended for annexation purposes only and is not intended for conveyance of property.

American Structurepoint, Inc.
2550 Corporate Exchange Drive, Suite 300
Columbus, Ohio 43231

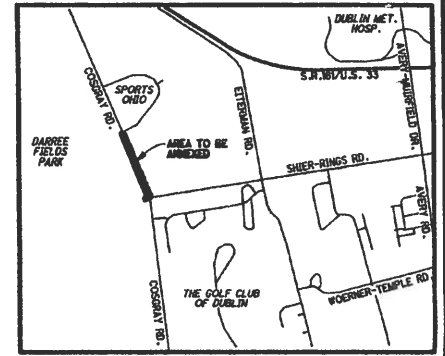


Brian P. Bingham
Registered Professional Surveyor No. 8438



1/2/2013
Date

**PROPOSED 2.232 ACRE ANNEXATION
FROM WASHINGTON TOWNSHIP TO CITY OF DUBLIN**
SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN, TOWNSHIP OF WASHINGTON,
AND BEING LOCATED IN VIRGINIA MILITARY SURVEY NUMBER 6748.



**TOTAL AREA OF PROPOSED ANNEXATION
2.232 ACRES**
LOCATED ENTIRELY WITHIN EXISTING RIGHT-OF-WAY
FOR COSGRAY ROAD

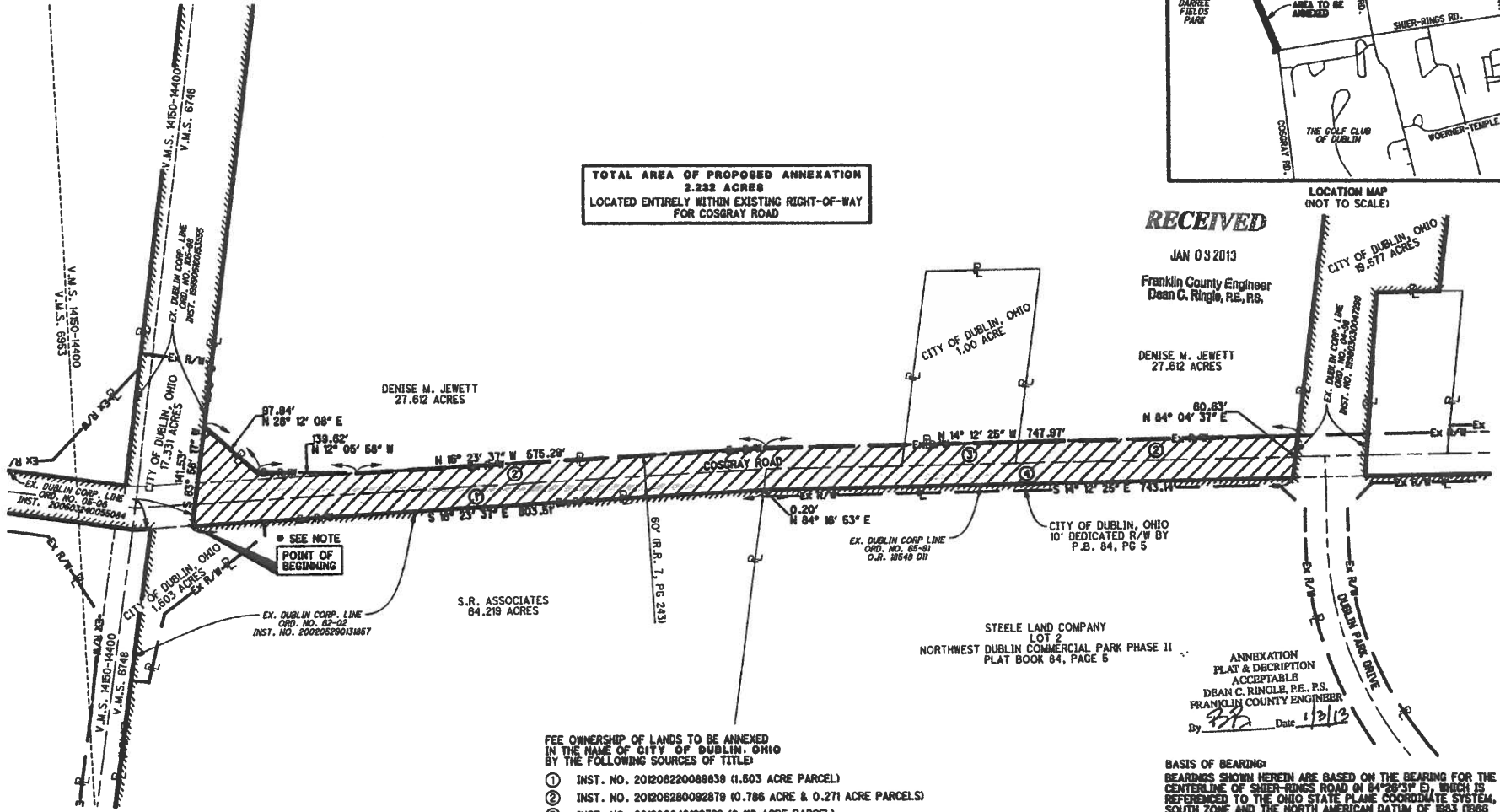
RECEIVED

JAN 03 2013

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

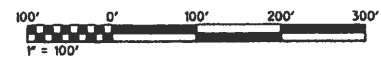
DENISE W. JEWETT
27.612 ACRES

LOCATION MAP
(NOT TO SCALE)



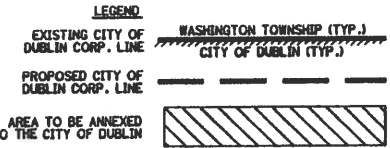
ANNEXATION
PLAT & DESCRIPTION
ACCEPTABLE
DEAN C. RINGLE, P.E., P.S.
FRANKLIN COUNTY ENGINEER
By *[Signature]* Date 1/3/13

BASIS OF BEARING:
BEARINGS SHOWN HEREIN ARE BASED ON THE BEARING FOR THE CENTERLINE OF SHER-RINGS ROAD (N 42° 25' 31" E), WHICH IS REFERENCED TO THE OHIO STATE PLANE COORDINATE SYSTEM, SOUTH ZONE AND THE NORTH AMERICAN DATUM OF 1983 (1988 ADJUSTMENT), AS ESTABLISHED UTILIZING A GPS SURVEY AND A TRADITIONAL FIELD TRAVERSE ORIGINATING ON FRANKLIN COUNTY MONUMENT *CGS 6536*.



***POINT OF BEGINNING NOTE:**
SOUTH LINE OF 27.612 ACRE TRACT & NORTH LINE OF 17.331 ACRE TRACT EXTENDED EAST TO THE ORIGINAL EAST R/W LINE FOR COSGRAY ROAD.

- FEE OWNERSHIP OF LANDS TO BE ANNEXED IN THE NAME OF CITY OF DUBLIN, OHIO BY THE FOLLOWING SOURCES OF TITLE:**
- ① INST. NO. 201206220088839 (1.503 ACRE PARCEL)
 - ② INST. NO. 201206280092879 (0.786 ACRE & 0.271 ACRE PARCELS)
 - ③ INST. NO. 201208040129522 (0.110 ACRE PARCEL)
- FEE OWNERSHIP OF LANDS TO BE ANNEXED IN THE NAME OF BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO BY THE FOLLOWING SOURCE OF TITLE:**
- ④ 30' R/W DEDICATED BY P.B. 84, PG 5 AND BY RESOLUTION RECORDED IN INST. NO. 20121210197590



THIS ANNEXATION PLAT WAS PREPARED BY BRIAN P. BINGHAM, PS AND IS BASED ON AN ACTUAL FIELD SURVEY PERFORMED BY AMERICAN STRUCTUREPOINT, INC AND FROM RECORD DOCUMENTS ON FILE WITH THE FRANKLIN COUNTY ENGINEER AND AUDITOR.

[Signature]
BRIAN P. BINGHAM
REGISTERED PROFESSIONAL SURVEYOR NO. 8438

1/2/2013
DATE



ANNEX. NO.	ORD. NO.
DRAWING PREPARED BY: AMERICAN STRUCTUREPOINT INC.	
2560 CORPORATE EXCHANGE DR. SUITE 339 COLUMBUS, OH 43231 TEL 614.801.2235 FAX 614.801.2235 www.structurepoint.com	
SCALE: 1" = 100'	DATE: 8/20/2012
DRAWN BY: BPH	JOB NO. 2008.00614

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 11-13 Passed _____, 20____

AN ORDINANCE TO PETITION THE COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO FOR ANNEXATION OF APPROXIMATELY 2.232 ACRES OF LAND, LOCATED ON COSGRAY ROAD, 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 right-of-way on Cosgray Road 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 land is located entirely in presently existing right-of-way owned by Dublin and Franklin County; and

WHEREAS, the Franklin County Engineer's Office supports the annexation of the county-owned land in order to maintain consistent service levels; 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.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Dublin, State of Ohio, 6 of the elected members concurring, that:

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 2.232 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 effect the annexation petition.

Section 4. This Ordinance shall be in full force and effect on the earliest date permitted by law.

Passed this 25th day of February, 2013.

Timothy A. Lechider
Mayor - Presiding Officer

ATTEST:

Anne C. Clarke
Clerk of Council

Anne C. Clarke
Clerk of Council, Dublin, Ohio
I, Anne C. Clarke, Clerk of Council, hereby certify that the foregoing is a true copy of Ordinance/Resolution No. 11-13 duly adopted by the Council of the City of Dublin, Ohio, on the 25th Day of February, 2013.