

Review of petition to annex 0.258 +/- acres from Washington Township to the City of Dublin by Jennifer D. Reader. CASE #ANX-MUNI-13-13 (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. 0296-13

April 16, 2013

REVIEW OF PETITION TO ANNEX 0.258 +/- ACRES FROM WASHINGTON TOWNSHIP TO THE CITY OF DUBLIN BY JENNIFER D. READLER. CASE #ANX-MUNI-13-13

(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
0.258 +/- ACRES FROM
WASHINGTON TOWNSHIP
TO THE CITY OF DUBLIN
BY JENNIFER D. READLER

Description:

Attached is a resolution to consider the annexation of 0.258-acres, more or less, from Washington Township to the city of Dublin. The petition case number is ANX-MUNI-13-13.

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
April 9, 2013 General Session Agenda for a hearing on **April
16, 2013**.

Case #ANX-MUNI-13-13 - A municipal annexation ANX-MUNI-13-13 was filed in our office on March 15, 2013. The petition is requesting to annex 0.258+/- 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

RECEIVED

MAR 15 2013 *RAB*

Franklin County Planning Department
 Franklin County, OH

Property Information	
Site Address Cosgray Road (Cosgray/Shier-Rings Roundabout)	
Parcel ID(s)	Total Acreage +/- 0.258 Acres
From Township Washington	To Municipality Dublin

Municipal Authority	
Authorizing Ordinance No. 13-13	
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 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	

Staff Use Only	
Case # <i>ANK-MUNI-13-13</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>	

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/plat of property
<input checked="" 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. 		
	Attorney/Agent	<i>3.15.13</i>
Agent or Authorized Representative	Title	Date
_____	_____	_____
Agent or Authorized Representative	Title	Date

RECORD OF ORDINANCES

Ordinance No. 13-13 Passed _____, 20____

AN ORDINANCE TO PETITION THE COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO FOR ANNEXATION OF APPROXIMATELY 0.258 ACRES OF LAND, LOCATED ON COSGRAY AND SHIER-RINGS ROADS, 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 on Cosgray and Shier-Rings Roads 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

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 0.258 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. Seckliden
Mayor - Presiding Officer

ATTEST:

Anne C. Clarke
Clerk of Council

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

Anne C. Clarke
Clerk of Council, Dublin, Ohio

RECEIVED

JAN 03 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 DR Date 1/3/13

**0.258 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 Numbers 6953 and 14150-14400, and being 0.258 acres within the existing right-of-way for Cosgray Road, as conveyed in fee to the City of Dublin, Ohio as a 0.681 acre right-of-way parcel described in Instrument Number 201206280092881, 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 west 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 north line of said 0.681 acre right-of-way parcel, being the south line of a 17.331 acre tract conveyed to City of Dublin, Ohio, being on an existing south corporation line for the City of Dublin established by Ordinance Number 105-98, of record in Instrument Number 199906160153555, and being on an existing west corporation line for the City of Dublin as established by Ordinance Number 05-06, of record in Instrument Number 200603240055084;

Thence South **05 degrees 01 minute 43 seconds East**, along the original west right-of-way line for said Cosgray Road, across said 0.681 acre right-of-way parcel, and along the previously described west corporation line, a distance of **224.97 feet** to the existing west right-of-way line for said Cosgray Road as established by said Instrument Number 201206280092881, being an easterly corner of a 33.6 acre tract conveyed to Denise M. Jewett;

Thence North **15 degrees 44 minutes 15 seconds West**, along the existing west right-of-way line for said Cosgray Road, along a southwest line for said 0.681 acre right-of-way parcel, and along a northeast line of said Jewett tract, a distance of **121.65 feet** to an angle point in said existing right-of-way line;

Thence North **59 degrees 26 minutes 24 seconds West**, along the existing west right-of-way line for said Cosgray Road, along a southwest line of said 0.681 acre right-of-way parcel, and along a northeast line of said Jewett tract, a distance of **176.21 feet** to the northwest corner of said 0.681 acre right-of-way parcel, being a northeast corner of said Jewett tract, being on the south line of said 17.331 acre City of Dublin tract, and being on the existing south corporation line for the City of Dublin as established by said Ordinance Number 105-98;

Thence North **83 degrees 58 minutes 17 seconds East**, along the north line of said 0.681 acre right-of-way parcel, along the south line of said 17.331 acre Dublin tract, and along the previously described south corporation line, a distance of **165.93 feet** to the **POINT OF BEGINNING** for this description.


The above described area to be annexed to the City of Dublin contains a total area of **0.258 acres**, located entirely within City of Dublin fee-owned right-of-way for Cosgray Road, adjacent to Franklin County Auditor's parcel numbers: 274-001008 and 272-000195.

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".

0.258 ACRE ANNEXATION DESCRIPTION

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



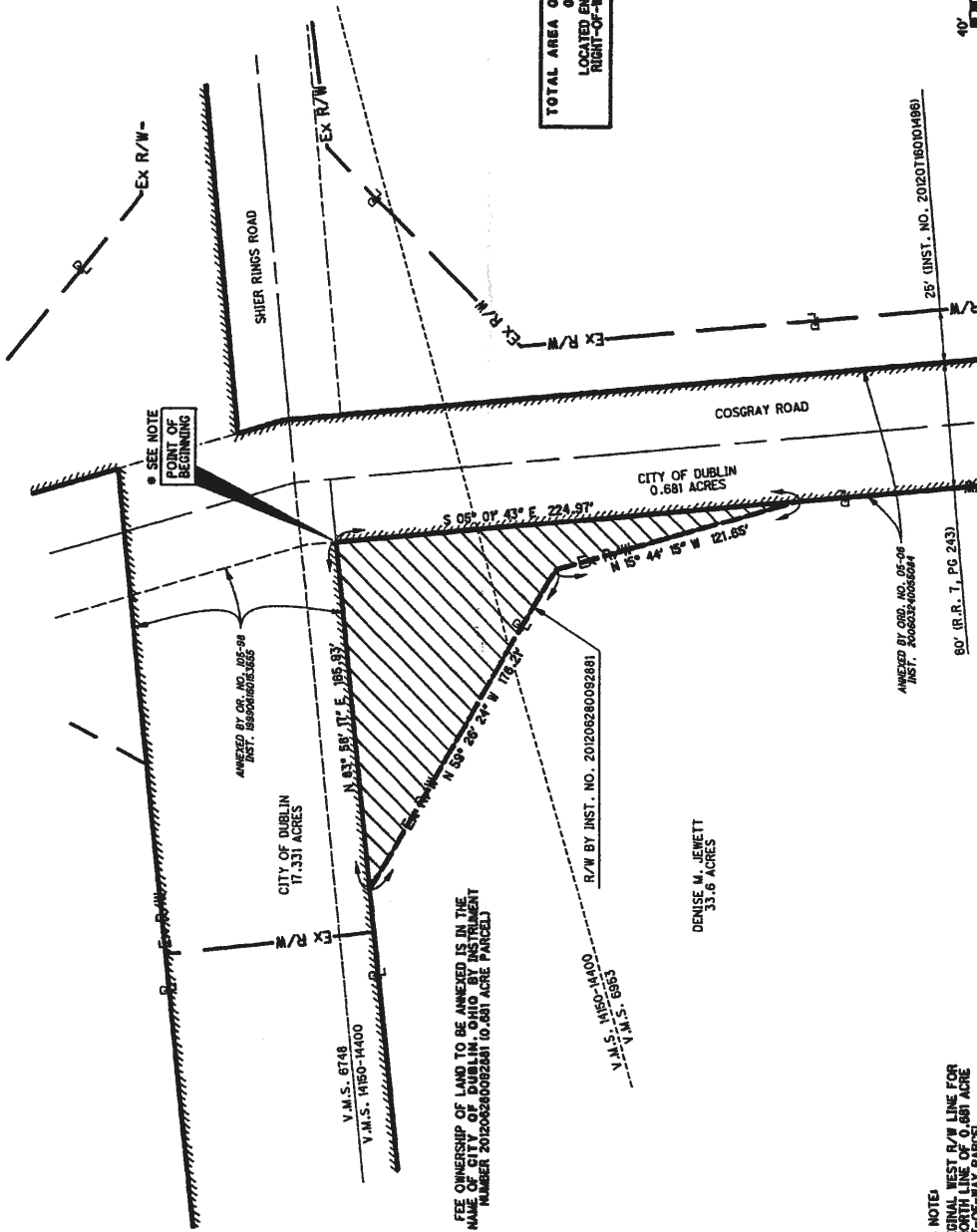
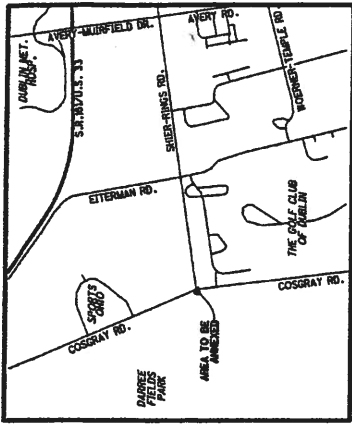
Brian P. Bingham
Registered Professional Surveyor No. 8438



1/2/2013
Date

PROPOSED 0.258 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 NUMBERS 6863 AND 1460-1400.



RECEIVED
 JAN 03 2012
 Frank...
 Dean...
 Fran...

TOTAL AREA OF PROPOSED ANNEXATION 0.258 ACRES LOCATED ENTIRELY WITHIN EXISTING RIGHT-OF-WAY FOR COSGRAY ROAD

ANNEXATION PLAT & DESCRIPTION ACCEPTABLE FOR DEAN C. RINGLER, P.S. FRANKLIN COUNTY ENGINEER
 By: *[Signature]* Date: 1/3/12

BASIS OF BEARINGS
 BEARINGS SHOWN HEREIN ARE BASED ON THE BEARING FOR THE INTERSECTION OF ORIGINAL WEST R/W LINE FOR COSGRAY ROAD AND NORTH LINE OF 0.681 ACRE CITY OF DUBLIN RIGHT-OF-WAY PARCEL, AS ESTABLISHED UTILIZING A GPS SURVEY AND ADJUSTMENT, AND THE NORTH AMERICAN DATUM OF 1983. THE LOCATION OF THE POINT OF BEGINNING ORIGINATING ON FRANKLIN COUNTY INSTRUMENT 2008 00614.



THIS ANNEXATION PLAT WAS PREPARED BY BRIAN P. BINGHAM, P.E. 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
 DATE: 1/3/12

LEGEND

- EXISTING CITY OF DUBLIN CORP. LINE
- PROPOSED CITY OF DUBLIN CORP. LINE
- AREA TO BE ANNEXED INTO THE CITY OF DUBLIN

ANNEX. NO. _____ **ORD. NO.** _____

DRAWING PREPARED BY: **STRUCTUREPOINT INC.**

2580 CORPORATE EXCHANGE DR. SUITE 300 COLUMBUS, OH 43221 TEL: 614.901.2228 FAX: 614.901.2298 www.structurepoint.com

SCALE: 1" = 40' DATE: 9/21/2012 DRAWN BY: BFB JOB NO. 2008.00614

THE OWNERSHIP OF LAND TO BE ANNEXED IS IN THE NAME OF THE CITY OF DUBLIN AND IS IDENTIFIED BY VIRGINIA MILITARY SURVEY NUMBER 20120282881 TO 0.681 ACRE PARCEL.

V.M.S. 6748
 V.M.S. 1460-1400

CITY OF DUBLIN
 17.331 ACRES

DENISE M. JEWETT
 33.6 ACRES

R/W BY INST. NO. 20120282881
 V.M.S. 1460-1400
 V.M.S. 6933

POINT OF BEGINNING NOTE
 INTERSECTION OF ORIGINAL WEST R/W LINE FOR COSGRAY ROAD AND NORTH LINE OF 0.681 ACRE CITY OF DUBLIN RIGHT-OF-WAY PARCEL.

ANNEXED BY ORD. NO. 05-08 INST. 2008024006004

80' (R. T. PG. 243)

25' (INST. NO. 2012016010486)

RECEIVED

JAN 03 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 DR Date 1/3/13

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0.258 ACRE ANNEXATION DESCRIPTION

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



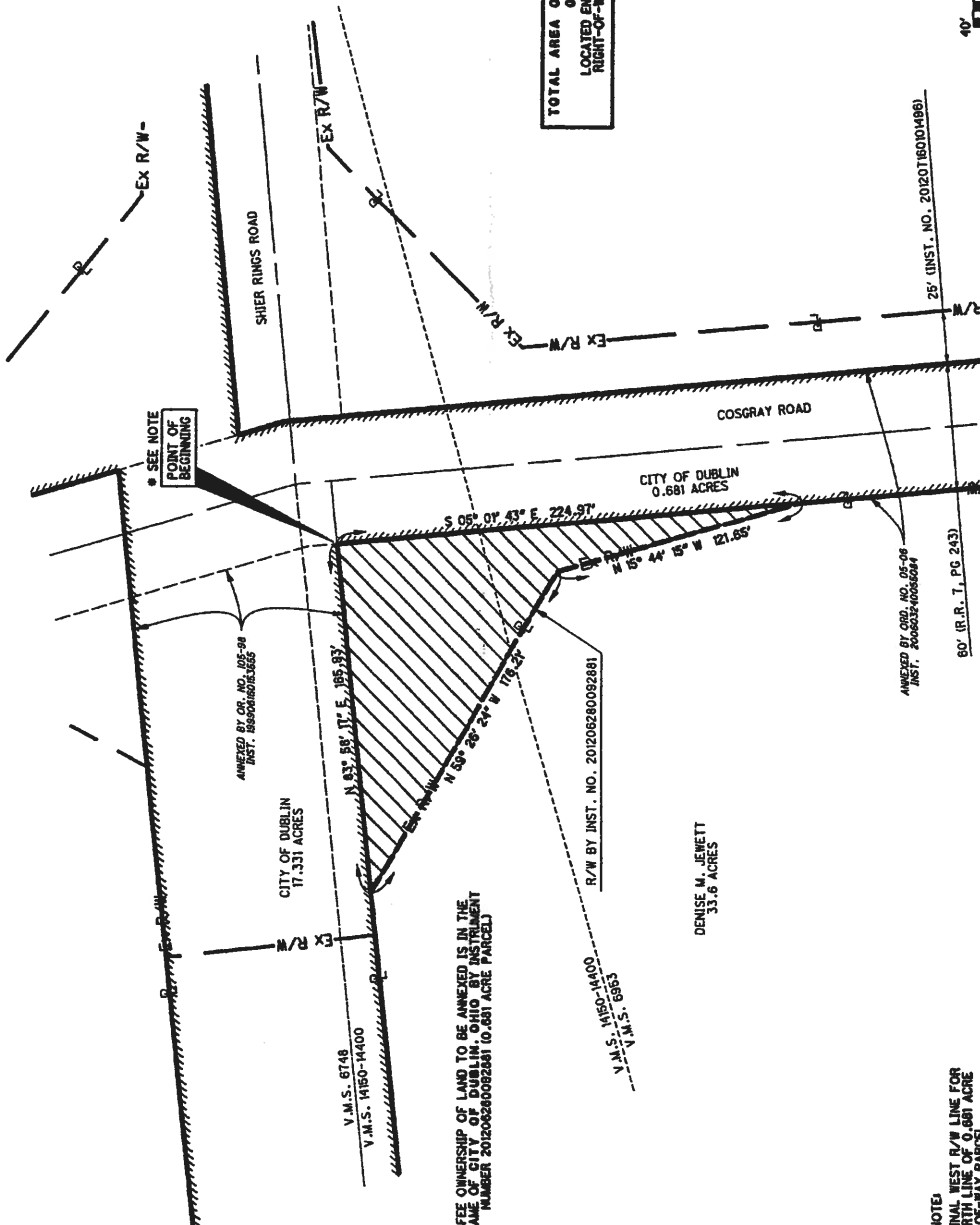
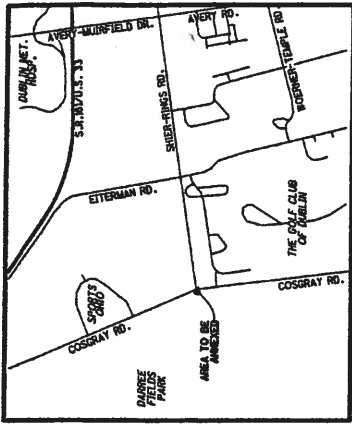
Brian P. Bingham
Registered Professional Surveyor No. 8438



1/2/2013
Date

**PROPOSED 0.258 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 NUMBERS 6863 AND 1460-1400.



RECEIVED
JAN 03 2012
Franklin County Engineer
Dean C. Ringler, P.E.

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

ANNEXATION
PLAT & DESCRIPTION
ACCEPTABLE
DEAN C. RINGLER, P.E.
FRANKLIN COUNTY ENGINEER
By: *[Signature]* Date: 1/3/12

BASIS OF BEARINGS
BEARINGS SHOWN HEREIN ARE BASED ON THE BEARING FOR THE
CORNER OF THE INTERSECTION OF THE NORTH LINE OF THE
SOUTH ZONE AND THE NORTH AMERICAN DATUM OF 1983
ADJUSTMENT, AS ESTABLISHED UTILIZING A GPS SURVEY AND
ADJUSTMENT, A FIELD MEASUREMENTS ORIGINATING ON FRANKLIN
COUNTY BENCHMARK TCS 6863.



THIS ANNEXATION PLAT WAS PREPARED BY BRIAN P. BINGHAM, P.S.
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
DATE: 1/3/12

LEGEND
EXISTING CITY OF DUBLIN CORP. LINE
PROPOSED CITY OF DUBLIN CORP. LINE
AREA TO BE ANNEXED INTO THE CITY OF DUBLIN

ANNEX. NO.
ORD. NO.
DRAWING PREPARED BY:
STRUCTUREPOINT INC.
2580 CORPORATE EXCHANGE DR.
SUITE 300
COLUMBUS, OH 43221
TEL 614.901.2228 FAX 614.901.2298
www.structurepoint.com
SCALE: 1" = 40' DATE: 9/21/2012 DRAWN BY: BFB JOB NO. 2009.00614

THE OWNERSHIP OF LAND TO BE ANNEXED IS IN THE
NAME OF THE CITY OF DUBLIN AND IS IDENTIFIED
BY VIRGINIA MILITARY SURVEY NUMBER 2012028022881 TO 0.481 ACRE PARCELS

V.M.S. 6748
V.M.S. 1460-1400

CITY OF DUBLIN
17.331 ACRES

DENISE M. JEWETT
33.6 ACRES

R/W BY INST. NO. 2012028022881
V.M.S. 1460-1400
V.M.S. 6863

POINT OF BEGINNING NOTE
INTERSECTION OF ORIGINAL WEST R/W LINE FOR
COSGRAY ROAD AND NORTH LINE OF 0.481 ACRE
CITY OF DUBLIN RIGHT-OF-WAY PARCEL.

RECORD OF ORDINANCES

Ordinance No. 13-13 Passed _____, 20____

AN ORDINANCE TO PETITION THE COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO FOR ANNEXATION OF APPROXIMATELY 0.258 ACRES OF LAND, LOCATED ON COSGRAY AND SHIER-RINGS ROADS, 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 on Cosgray and Shier-Rings Roads 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

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 0.258 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. Seckliden
Mayor - Presiding Officer

ATTEST:

Anne C. Clarke
Clerk of Council

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

Anne C. Clarke
Clerk of Council, Dublin, Ohio