

Review of petition to annex 3.5 +/- acres from Washington Township to the City of Dublin by Jennifer D. Readler. CASE #ANX-MUNI-24-14 (ECONOMIC DEVELOPMENT & PLANNING)

WHEREAS, the Commissioners of Franklin County, State of Ohio, proceeded to journalize the petition filed on October 7, 2014 by Jennifer D. Readler, on behalf of the City of Dublin, 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:

1. The petition does meet all the requirements set forth in, and was filed in the manner provided in, section 709.16 of the Revised Code.
2. The City of Dublin has authorized the annexation of the described territory under ordinance no. 79-14 passed August 25, 2014.

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: D. Anthony Hray

Cc: Economic Development & Planning Department

SIGNATURE SHEET

Resolution No. 0766-14

October 28, 2014

REVIEW OF PETITION TO ANNEX 3.5 +/- ACRES FROM WASHINGTON TOWNSHIP TO THE CITY OF DUBLIN BY JENNIFER D. READLER. CASE #ANX-MUNI-24-14

(Economic Development and Planning)

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

Voting:

| | |
|---------------------------------|------------|
| Marilyn Brown, President | Aye |
| Paula Brooks | Aye |
| John O'Grady | 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

CERTIFIED TRUE COPY

By: J. A. A. Date: 10.31.14
Franklin County Economic Development
& Planning Department



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

Economic Development & Planning Department
James Schimmer, Director

RESOLUTION SUMMARY

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

Description:

Attached is a resolution to consider the annexation of 3.5-acres, more or less, from Washington Township to the city of Dublin. The petition case number is ANX-MUNI-24-14.

Applicant/Agent:

Jennifer D. Readler

Owner:

City of Dublin

Site:

Dublin Road (270-000187 and 270-000188), including portions of adjacent right-of-way

Analysis:

The applicant *has* met all statutory requirements outlined in Section 709.16 of the Ohio Revised Code. The city of Dublin has authorized the annexation of the described territory under ordinance no. 79-14 passed August 25, 2014.

Recommendation:

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

APPROVED
JENNIFER D. READLER
JENNIFER D. READLER
JENNIFER D. READLER



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

Economic Development & Planning Department
James Schimmer, Director

MEMO JOURNALIZATION

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

FROM: D. Anthony Hray, Planner
Franklin County Economic Development & Planning Department

CC: James Schimmer, Director
Jenny Snapp, Assistant Director
Matthew Brown, Planning Administrator
Franklin County Economic Development & Planning Department

RE: Description of Municipal annexation case to be journalized on the
October 14, 2014 General Session Agenda for a hearing on
October 28, 2014.

Case #ANX-MUNI-24-14 - A municipal annexation ANX-MUNI-24-14 was filed in our office on October 7, 2014. The petition is requesting to annex 3.5+/- acres from Washington Township to the city of Dublin. The applicant is Jennifer D. Readler, Esq. **Site: Dublin Road (270-000187 and 270-000188), including portions of adjacent right-of-way.**



Commissioners
 Marilyn Brown, President
 Paula Brooks
 John O'Grady

Economic Development & Planning Department
 James Schlimmer, Director

Application for Annexation Petition

Municipal
 Pursuant to ORC §70 15

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OCT - 7 2014

M

Franklin County Planning Department
 Franklin County, Ohio

| | |
|--|--------------------------------|
| Property Information | |
| Site Address Dublin Road | |
| Parcel ID(s) 270-00187 + 270-000188 | Total Acreage +/- 3.5 Acres |
| From Township Washington | To Municipality Dublin |

| |
|------------------------------|
| Staff Use Only |
| Case # MUNE 24-14 |
| Hearing date: 10.28.14 |
| Date filed: 10.7.14 |
| Fee paid N/A |
| Receipt # _____ |
| Date Journalized 10.14.14 |

| |
|--|
| Municipal Authority |
| Authorizing Ordinance No. 79-14 |
| Land Ownership (check one) <input checked="" type="checkbox"/> Municipality <input type="checkbox"/> Franklin County <input type="checkbox"/> State of Ohio |

| |
|---|
| 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 type="checkbox"/> Certified copy of ordinance authorizing this application |

| | |
|---|-----------------------|
| Applicant/Agent Information | |
| Name Jennifer D. Ressler | |
| Address Fast Brown Todd 0 West Broad Street, Suite 2300 Columbus, OH 43215 | |
| Phone # 614.559.7253 | Fax # 614.464.1737 |
| Email jressler@fbtlaw.com | |

| | | |
|--|------------------------|---------|
| 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. | | |
| | Assistant Law Director | 9.29.14 |
| Agent or Authorized Representative | Title | Date |
| _____ | _____ | _____ |
| Agent or Authorized Representative | Title | Date |

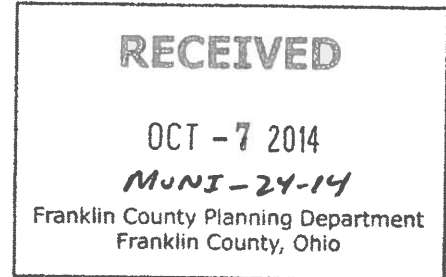
MEMORANDUM

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

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

Date: August 7, 2014

Re: Ordinance 79-14—Annexation of 3.5 Acres of Land from Washington Township



SUMMARY

The City purchased these parcels from the Estate of Patricia Grimm Schumann (Mike Murphy, Trustee) in 2003. Both of the parcels are located entirely in Washington Township. The parcel numbers for the sites are 270-00187 and 270-000188. The 3.5 acres also contains a portion of Dublin Road, which fronts both parcels and connects City boundaries. The two parcels and roadway total 3.5 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 Schumann parcels was partially funded through a Clean Ohio Conservation Fund grant. The opportunity to purchase the property arose during the land acquisition for the Emerald Parkway Bridge. The City acquired the land because it afforded the City the opportunity to increase the ability to protect water resources and preserve the wildlife habitat in this sensitive riparian habitat. The Property provides additional park acreage adjacent to other City-owned parcels. The Property also provides river access.

Franklin County requested the City include the portion of Dublin Road along the frontage in the annexation so that eventually Dublin Road will be in the City. The City already maintains/plows this section of roadway.

For these reasons, it is critical that the property be annexed to Dublin in order to maintain an integrated park system and Dublin Road continuity. As always, please do not hesitate to contact this office if you have any questions or wish to discuss this matter further.

RECOMMENDATION

Staff recommends that Council approve Ordinance 79-14 at the second reading/public hearing on August 25, 2014.

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OCT 7 2014

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

PROPOSED ANNEXATION
3.5 ACRES

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

By BB Date 5/16/14

FROM: WASHINGTON TOWNSHIP
TO: CITY OF DUBLIN

Situated in the State of Ohio, County of Franklin, Township of Washington, located in Virginia Military Survey Number 2542, being all of Lots 22 and 23 of that subdivision entitled "Luther Mitchell's Scioto Shores" of record in Plat Book 18, Page 37 as conveyed to City of Dublin, Ohio by deed of record in Instrument Number 200310020316534 and being part of the right-of-way of Dublin Road (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and being described as follows:

BEGINNING on the westerly bank of the Scioto River, at a northeasterly corner of said Lot 22, the southeasterly corner of Lot 21 of said "Luther Mitchell's Scioto Shores", as conveyed to Cardinal Health Inc. by deed of record in Instrument Number 199909210237897, being on the southerly line of the existing City of Dublin Corporation Line as established by Ordinance Number 112-98 and recorded in Instrument Number 199811100288726;

thence Southerly, with the easterly line of said Lot 22 and said westerly bank of the Scioto River, an approximate distance of 103 feet to a point;

thence Southerly, with the easterly line of said Lot 23 and said westerly bank of the Scioto River, an approximate distance of 97 feet to the northeasterly corner of Lot 24 of said "Luther Mitchell's Scioto Shores" as conveyed to Jeffrey Weingarten and Virginia M. Acosta by deed of record in Instrument Number 199811300306543;

thence Westerly, with the northerly line of said Lot 24, the southerly line of said Lot 23, an approximate distance of 610 feet to a point on the easterly right-of-way line of said Dublin Road;

thence Southerly, with said easterly right-of-way line, an approximate distance of 300 feet to a point;

thence Westerly, across the right-of-way of said Dublin Road, an approximate distance of 60 feet to a point on the existing City of Dublin Corporation Line as established in Ordinance Number 13-65 and recorded in Miscellaneous Record 139, Page 282;

thence Northerly, across the right-of-way of said Dublin Road and with said existing City of Dublin Corporation Line, an approximate distance of 299 feet to a point;

thence Northerly, continuing across the right-of-way of said Dublin Road and with said existing City of Dublin Corporation Line, an approximate distance of 205 feet to a point on said City of Dublin Corporation Line;

thence Easterly, across said right-of-way line, with the northerly line of said Lot 22 and with said existing City of Dublin Corporation Line, an approximate distance of 644 feet to the POINT OF BEGINNING, and containing approximately 3.5 acres of land.

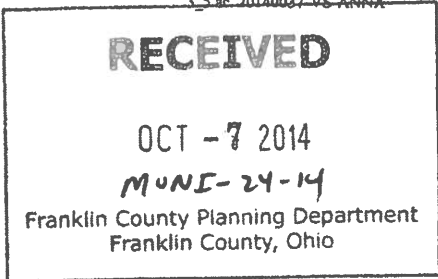
THIS DESCRIPTION IS FOR ANNEXATION PURPOSES ONLY, AND IS NOT TO BE USED FOR DEED TRANSFER.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

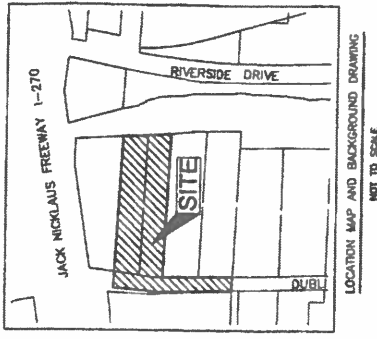
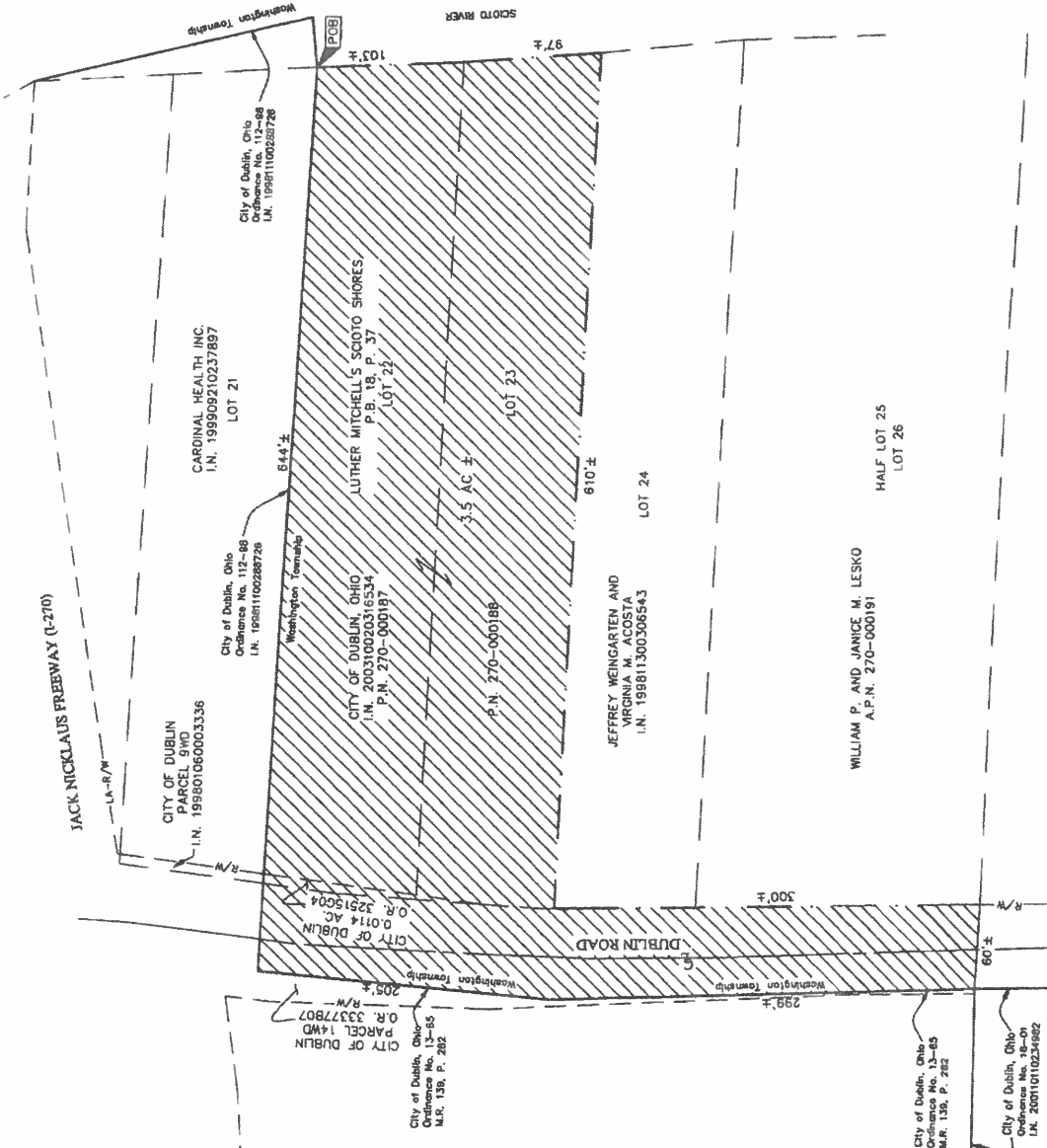
Edward J. Miller
Registered Surveyor No. 8250



DAN:td
3.5 ac 20140027 VS ANNEX



ANNEXATION OF 3.5± ACRES TO THE CITY OF DUBLIN FROM WASHINGTON TOWNSHIP VIRGINIA MILITARY SURVEY NO. 2542 TOWNSHIP OF WASHINGTON, COUNTY OF FRANKLIN, STATE OF OHIO



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APR 11 2014
 Flemish County Engineer
 Dean C. Ringler, P.E., P.S.

AREA TO BE ANNEXED

PROPOSED CITY OF DUBLIN CORPORATION LINE
 EXISTING CITY OF NEW DUBLIN CORPORATION LINE

Contiguity Note:
 Total perimeter of annexation area is 2318 feet, of which
 148 feet is contiguous with the City of Dublin by
 Ordinance Number 13-85 and Ordinance Number
 112-88, giving 65% perimeter contiguity.

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

ANNEXATION
 PLAN & DESCRIPTION
 PREPARED BY
 DEAN C. RINGLER, P.E., P.S.
 FRANKLIN COUNTY ENGINEER
 By: *[Signature]* Date: 5/14/14

| | | |
|---|--|---------------------|
| EMHIT | | Date: April 4, 2014 |
| Survey, Mapping, Photogrammetry & Planning Engineers • Surveyors • Planners • Architects 5300 New Albany Road, Columbus, OH 43204 Phone: 614.773.6800 emhit.com | | Scale: 1" = 80' |
| MARK DATE DESCRIPTION REVISIONS | | Job No: 2014-0037 |
| | | Sheet: 1 of 1 |



By: *[Signature]*
 Edward J. Miller
 Professional Surveyor No. 8250



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Franklin County Planning Department
 Franklin County, Ohio

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 79-14

Passed _____, 20____

AN ORDINANCE PETITIONING THE COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO FOR ANNEXATION OF APPROXIMATELY 3.5 ACRES OF LAND, LOCATED ON DUBLIN ROAD NEAR INTERSTATE 270, 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 Dublin Road near Interstate I-270 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 acquisition of the land was partially funded through a Clean Ohio Conservation grant to afford the City the opportunity to protect water resources, preserve the wildlife habitat for public park purposes and to provide river access; 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, 7 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 3.5 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.

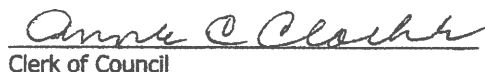
Section 4. This ordinance shall be effective upon the earliest date permitted by law.

Passed this 25th day of August, 2014



Mayor - Presiding Officer

ATTEST:


Clerk of Council


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. 79-14 duly adopted by the Council of the City of Dublin, Ohio, on the 25th Day of August, 2014.

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Franklin County Planning Department
Franklin County, Ohio