

Review of Petition to Annex 0.506 +/- acres from Prairie Township to the city of Columbus by Rebecca M. Doss

CASE #ANX-EXP2-11-08      **(ECONOMIC DEVELOPMENT & PLANNING)**

WHEREAS, the Commissioners of Franklin County, State of Ohio, proceeded to journalize the petition that Rebecca M. Doss filed on April 29, 2008 and solicited to and/or been heard by all persons desiring to be reviewed for or against the granting of the Expedited 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 #0793-08, passed on May 12, 2008 by the city of Columbus.

Resolution No. 0471-08

June 03, 2008

Review of Petition to Annex 0.506 +/- acres from Prairie Township to the city of Columbus by Rebecca M. Doss

**(ECONOMIC DEVELOPMENT & PLANNING)**

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 PAGE FOLLOWS

**SIGNATURE SHEET**

Resolution No. 0471-08

June 03, 2008

**REVIEW OF PETITION TO ANNEX 0.506+/- ACRES FROM PRAIRIE  
TOWNSHIP TO THE CITY OF COLUMBUS BY REBECCA M. DOSS-CASE #  
ANEX-EXP2-11-08**

**(Economic Development and  
Planning)**

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

**Voting:**

**Marilyn Brown, President**

**Aye**

**Paula Brooks**

**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 adopted 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  
Mary Jo Kilroy  
Paula Brooks

**Economic Development & Planning Department**  
James Schimmer, Director

Application for  
**Annexation  
Petition**

**Expedited Type 2**  
Pursuant to ORC §709.023

RECEIVED  
APR 29 2008



Per *BW*

Property Information	
Site Address <b>937 DOHERTY RD</b>	
Parcel ID(s) <b>PN 241-000072</b>	Total Acreage <b>0.506</b>
From Township <b>PRAIRIE</b>	To Municipality <b>CITY OF COLUMBUS</b>

Property Owner Information	
Name <b>REBECCA M. DOSS</b>	
Address <b>937 DOHERTY RD. GALLOWAY, OHIO 43119</b>	
Phone # <b>614-804-8912</b>	Fax #
Email	

Attorney/Agent Information	
Name	
Address	
Phone #	Fax #
Email	

Staff Use Only
Case # <b>ANX-EXP2-11-08</b>
Hearing date: <b>6/3/08</b>
Date filed: <b>4/29/08</b>
Fee paid <b>\$250.00</b>
Receipt # <b>7607</b>
Notifications deadline: 5 days <b>5/14/08</b>
Svc statement deadline: 20 days <b>5/19/08</b>

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"/> List of adjacent properties

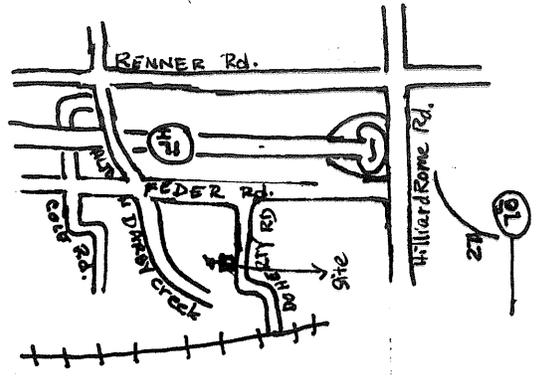
Waiver of Right to Appeal			
<p>WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL IN LAW OR EQUITY FROM THE BOARD OF COUNTY COMMISSIONERS' ENTRY OF ANY RESOLUTION PERTAINING TO THIS SPECIAL ANNEXATION PROCEDURE, ALTHOUGH A WRIT OF MANDAMUS MAY BE SOUGHT TO COMPEL THE BOARD TO PERFORM ITS DUTIES REQUIRED BY LAW FOR THIS SPECIAL ANNEXATION PROCEDURE.</p>			
<i>Rebecca M. Doss</i>	<i>Feb 2008</i>	_____	_____
Property Owner	Date	Property Owner	Date
_____	_____	_____	_____
Property Owner	Date	Property Owner	Date

SCALE  
1" = 100'

**PROPOSED ANNEXATION**  
From: PRAIRIE TOWNSHIP  
To: CITY OF COLUMBUS

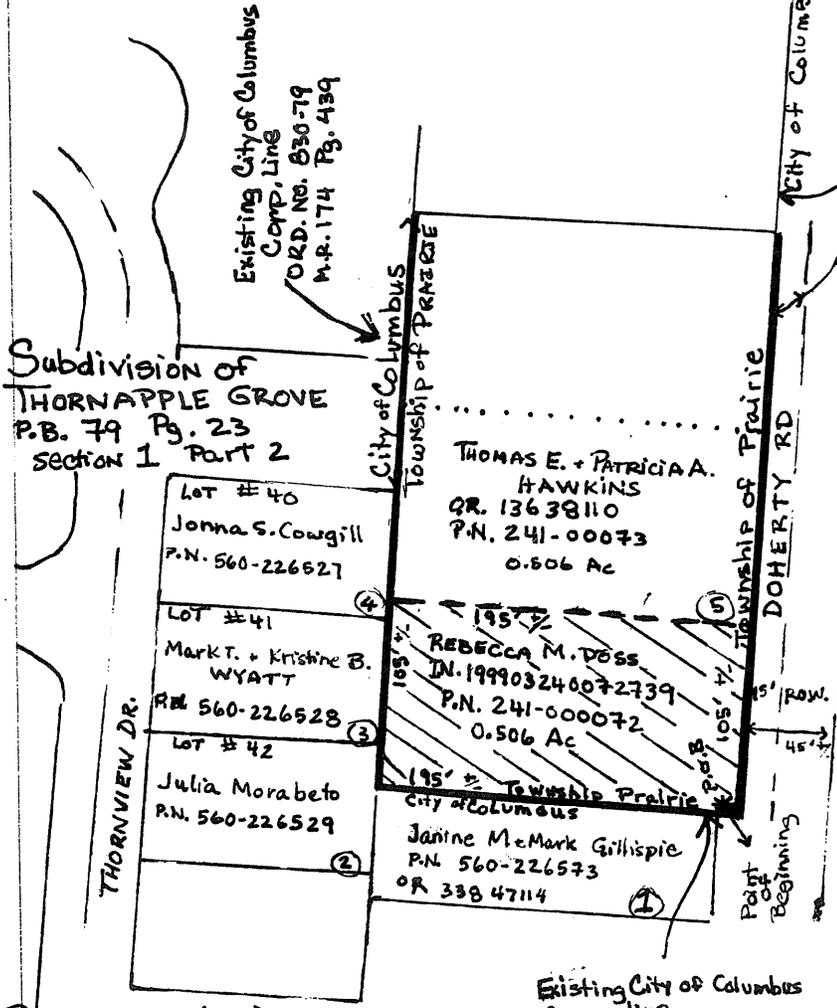
Situated in the State of Ohio  
County of FRANKLIN  
TOWNSHIP OF PRAIRIE  
Being located in the  
VIRGINIA MILITARY SURVEY  
No. 6636

LOCATION MAP (not to scale)  
937 DOHERTY RD (site)



- LEGEND**
- Existing City of Columbus Corp. line
  - Existing Township of Prairie line
  - Proposed Annexation Corp. line
  - Area to be Annexed
- Proposed 0.470 Acres

- Property Owners Adjoining Annexation:
- ① Janine + Mark Gillispie
  - ② Julia Morabeto
  - ③ Mark + Kristine Wyatt
  - ④ Jonna Cowgill
  - ⑤ Thomas + Patricia Hawkins



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

By *FAR* Date *2/22/08*

2002-11-08  
RECEIVED  
APR 29 2008  
Per *fw*

*Rebecca M. Doss*  
Feb 17, 2008

Existing City of Columbus  
Corp. line  
M.R. 174 Pg. 439  
ORD. No. 830-79

500 SHEETS, FULLER, 5 SQUARE  
100 SHEETS, EYE EASER, 5 SQUARE  
100 SHEETS, EYE EASER, 5 SQUARE  
200 SHEETS, EYE EASER, 5 SQUARE  
42,399 200 REVOLVD WHITE 5 SQUARE  
42,399 200 REVOLVD WHITE 5 SQUARE

2402-11-07  
RECEIVED

APR 29 2008

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

**FROM: PRAIRIE Township**  
**TO: The CITY OF COLUMBUS**

Per Jan By DR Date 2/22/08

Situated in the State of Ohio, in the County of Franklin, the Township of Prairie, and bounded and described as follows:

Situated in the Virginia Military Survey No. 6636, Prairie Township, Franklin County, Ohio. Being part of a 0.506 acre tract as conveyed to Rebecca M. Doss by deed as shown of record in Instrument No. 199903240072739, Franklin County Ohio records, and more particularly described as follows:

Beginning at the intersection of the existing Westerly right of way line at Doherty Rd. (being established as a 15 foot right of way easement west of the centerline of said Doherty Rd.) and also being the a westerly line of an existing City of Columbus Corporation line by Ordinance No. 001-2004; Instrument No.200403110053679, and the Southerly line of the aforementioned 0.506 acre Doss tract;

Thence, in a Westerly direction, a distance of approximately 195 feet along the Southern line of the previously mentioned 0.506 acre Doss tract, and the North line of the Janine M. Gillispie and Mark Gilispie tract (P.N. 560-226573 O.R.33847114), being also along a northerly line of an existing City of Columbus Corporation line, as established by Ordinance 830-79 and recorded in the Recorder's Misc. Records Volume 174, Page 439, to the southwest corner of said 0.506 acre tract;

Thence, in a Northerly direction, a distance of approximately 105 feet along the Western line of the said 0.506 Doss tract, and the Easterly line of the lots numbered: Lot # 42, as conveyed to Julia D. Morabeto on May 29, 2003, P.N. 560-226529; Lot # 41, as conveyed to Mark T. Wyatt and Kristine B. Wyatt on December 6, 1995, P.N. 560-226528; Lot # 40, as conveyed to Jonna S. Cowgill on May 3,2006, P.N. 560-226527; of the Thornapple Grove Subdivision Plat, as recorded in the Plat Book 79, Page 23, Section 1, Part 2; and also being a along said City of Columbus Corporation line, to the northwest corner of said 0.506 acre tract;

Thence, in an Easterly direction, a distance of approximately 195 feet along the common line of the previously mentioned 0.506 acre Doss tract and the Southern line of the 0.506 acre tract conveyed to Thomas E. Hawkins and Patricia A. Hawkins, Parcel No. 241-000073, O.R. 13638110, to the existing westerly right of way line of said Doherty Road, and also the said existing City of Columbus Corporation line;

Thence in a Southerly direction, a distance of approximately 105 feet along the Westerly right of way line of Doherty Rd. (Doherty Rd. being approximately 45 feet wide containing a 15 foot easement) and also being along the said existing City of Columbus Corporation line, to the TRUE PLACE OF BEGINNING, containing 0.407 acres, more or less, to be annexed from Prairie Township, to the City of Columbus.

The above description was prepared by Rebecca M. Doss, on February 17<sup>th</sup>, 2008, by using the best available County Records. This information was not derived from an actual field survey. The above description is not valid for the transfer of real property, and is not to be utilized in place of a Boundary Survey as defined by the Ohio Administrative Code in Chapter 4733-37.

This is a request to annex, 0.470 acres of the said 0.506 acre Doss tract, into the City of Columbus from The Township of Prairie for the purpose of connecting to City of Columbus water.

Rebecca M. Doss  
937 Doherty Rd.  
Galloway, Ohio 43119

Tele # 614-804-8912

February 17<sup>th</sup>, 2008

2-17-08  
RECEIVED

APR 29 2008

Per ...*fw*.....



# City of Columbus Legislation Report

Franklin County Economic Development  
& Planning Department

280 East Broad Street - Rm 600  
Columbus, Ohio 43215-6900

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

RECEIVED

File Number: 0793-2008

MAY 15 2008

## Emergency

File Number: 0793-2008

File Type: Ordinance

Status: *Per DAM* Passed

Version: 1

Controlling Body: Development Committee

File Name: AN08-006 Annexation Service Ordinance, .47 acres, Prairie Township

Introduced: 5/1/2008

Requester: Dev Drafter

Cost:

Final Action: 5/15/2008

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.: Kevin Wheeler 645-6057

Floor Action (Clerk's Office Only)

I hereby certify that the above or attached is a true and correct copy of Ordinance No. 0793-08 passed by The Council of The City of Columbus, Ohio 5-12, 20 08, as shown by the records now on file in this office.

Seal *Andrea Blevins*  
City Clerk

Mayor's Action

Council Action

_____	_____	_____	_____
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 (AN08-006) of .47± acres in Prairie Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.

### Sponsors:

### Indexes:

Attachments: ORD0793-2008 AN08-006 Legal Description.doc, ORD0793-2008 AN08-006 Map.doc

## History of Legislative File

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Dev Drafter	5/1/08	Sent for Approval	DEVELOPMENT DIRECTOR			
	<b>Action Note:</b>	Planning Division					
1	DEVELOPMENT DIRECTOR	5/1/08	Reviewed and Approved	Dev Drafter			
	<b>Action Note:</b>	nmb					
1	Dev Drafter	5/1/08	Sent to Clerk's Office for Council	City Clerk Inbox			
1	Columbus City Council	5/12/08	Approved				Pass
1	COUNCIL PRESIDENT	5/12/08	Signed				
1	MAYOR	5/14/08	Signed				
1	CITY CLERK	5/15/08	Attest				

**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

## AN08-006

**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 as enacted by the General Assembly of the State of Ohio. Notice of the annexation request was received from Franklin County. The ordinance must be passed before the annexation meeting takes place before the Board of County Commissioners of Franklin County. Information to determine the municipal services that would be available was compiled following the receipt of the notice. This process takes a minimum of two weeks to complete. Preparation of the ordinance and submission to the City Clerk in order to have a timely hearing before City Council requires a minimum additional time of two weeks. All of the above creates the necessity for emergency legislation in order to meet the hearing deadline.

**FISCAL IMPACT:** The statement of municipal services and zoning conditions for a proposed annexation area has no fiscal impact. However, provision of the stated services does represent cost to the city. The 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 (AN08-006) of .47± 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 by Rebecca Doss on April 29, 2008; and

**WHEREAS**, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin County on June 3, 2008; 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 to adopt an ordinance stating zoning buffering conditions; and

**WHEREAS**, properties proposed for annexation are included within the Columbus Comprehensive Plan study area, the West Columbus Interim Development Concept Planning Area, and the Big Darby Accord Planning Area; and

**WHEREAS**, upon annexation, properties will have uniform access to City services as they become available; 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 .47 ± 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:** Residential refuse collection services will be available upon annexation of the property.

**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 subject site shall receive water service from the Division of Power and Water through an existing 12" water main located in Doherty Road

**Sewer:**

Sanitary Sewer:

The subject site can be served by an existing 8-inch sanitary sewer situated along the rear property line in an easement.

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/developers at their own cost and expense with no cost to the city.

**Section 2.** If this .47 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 AN08-006  
.47 Acres in Prairie Township  
Rebecca Doss**

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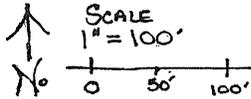
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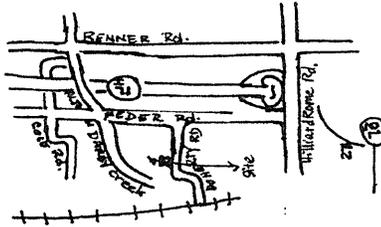
**MAP**  
**ANNEXATION AN08-006**  
**.47 Acres in Prairie Township**  
**Rebecca Doss**



**PROPOSED ANNEXATION**  
**From: PRAIRIE TOWNSHIP**  
**To: CITY OF COLUMBUS**

Situated in the State of Ohio  
 COUNTY OF FRANKLIN  
 TOWNSHIP OF PRAIRIE  
 Being located in the  
 VIRGINIA MILITARY SURVEY  
 No. 6636

LOCATION MAP (Not to Scale)  
 937 DOHERTY RD # (site)

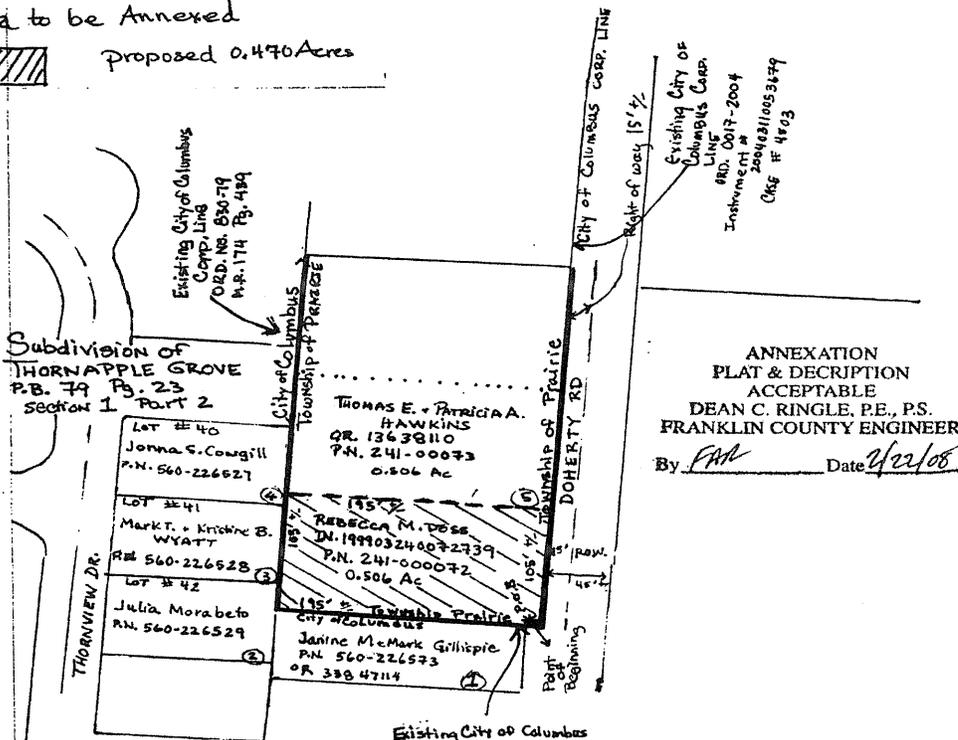


**LEGEND**

- Existing City of Columbus Corp. line
- Existing Township of Prairie line
- Proposed Annexation Corp. line
- Area to be Annexed
- proposed 0.470 Acres

**Property Owners Adjoining Annexation:**

- ① Janine + Mark Gillespie
- ② Julia Morabeto
- ③ Mark + Kristine Wyatt
- ④ Jonna Cowgill
- ⑤ Thomas + Patricia Hawkins



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

By *FAR* Date *2/22/08*

*Rebecca M. Doss*  
 Feb 17, 2008

Existing City of Columbus  
 Corp. line  
 M.R. 174 P. 439  
 ORD. No. 830-79

FRANKLIN COUNTY ENGINEER  
 DEAN C. RINGLE, P.E., P.S.  
 1000 W. MAIN ST., SUITE 200  
 COLUMBUS, OHIO 43260  
 (614) 461-1234  
 FAX (614) 461-1235  
 www.franklincountyengineer.com