

Review of Petition to Annex 0.83 +/- acres from Prairie Township to the city of Columbus by James and Rhoda Long

CASE #ANX-EXP2-27-08 **(ECONOMIC DEVELOPMENT & PLANNING)**

WHEREAS, the Commissioners of Franklin County, State of Ohio, proceeded to journalize the petition that James and Rhoda Long filed on August 26, 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 #1405-2008, passed on September 8, 2008 by the city of Columbus.

Resolution No. 0850-08

October 07, 2008

Review of Petition to Annex 0.83 +/- acres from Prairie Township to the city of Columbus by James and Rhoda Long

(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. 0850-08

October 07, 2008

**REVIEW OF PETITION TO ANNEX 0.83 +/- ACRES FROM PRAIRIE
TOWNSHIP TO THE CITY OF COLUMBUS BY JAMES AND RHODA LONG -
ANNEXATION CASE #ANX-EXP2-27-08**

**(Economic Development and
Planning)**

Upon the motion of Commissioner Paula Brooks, seconded by Commissioner Mary Jo Kilroy:

Voting:

Marilyn Brown, President	Aye
Mary Jo Kilroy	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

AUG 26 2008

2

Franklin County Planning Department
Franklin County, Ohio

Property Information	
Site Address <u>996 Doherty Rd.</u>	
Parcel ID(s) <u>240-005735</u>	Total Acreage <u>.083</u>
From Township <u>PRAIRIE</u>	To Municipality <u>City of Columbus</u>

Property Owner Information	
Name <u>James T. Long & Rhoda J. Long</u>	
Address <u>996 Doherty Rd</u> <u>Galloway, Ohio 43119</u>	
Phone # <u>614-878-0562</u>	Fax #
Email <u>longjimdolly@aol.com</u>	

Attorney/Agent Information	
Name	
Address	
Phone #	Fax #
Email	

Staff Use Only
Case # <u>ANX-EXPII</u> <u>27-08</u>
Hearing date: <u>10-7-08</u>
Date filed: <u>8-26-08</u>
Fee paid <u>250.00</u>
Receipt # <u>7796</u>
Notifications deadline: 5 days <u>8-30-08</u>
Svc statement deadline: 20 days <u>9-14-08</u>

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>			
<u>James T. Long</u>	<u>8-26-08</u>	Property Owner	Date
Property Owner	Date	Property Owner	Date
<u>Rhoda J. Long</u>	<u>8-26-08</u>	Property Owner	Date
Property Owner	Date	Property Owner	Date

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JUL 03 2008

ANNEXATION PLAT OF 0.83 ACRES

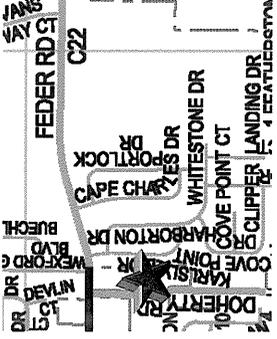
ANNEXATION
PLAT & DESCRIPTION
ACCEPTABLE
DEAN C. RINGLE, P.E., P.S.
FRANKLIN COUNTY ENGINEER

From: Township of Prairie
To: City of Columbus

By: DR Date: 7/3/08

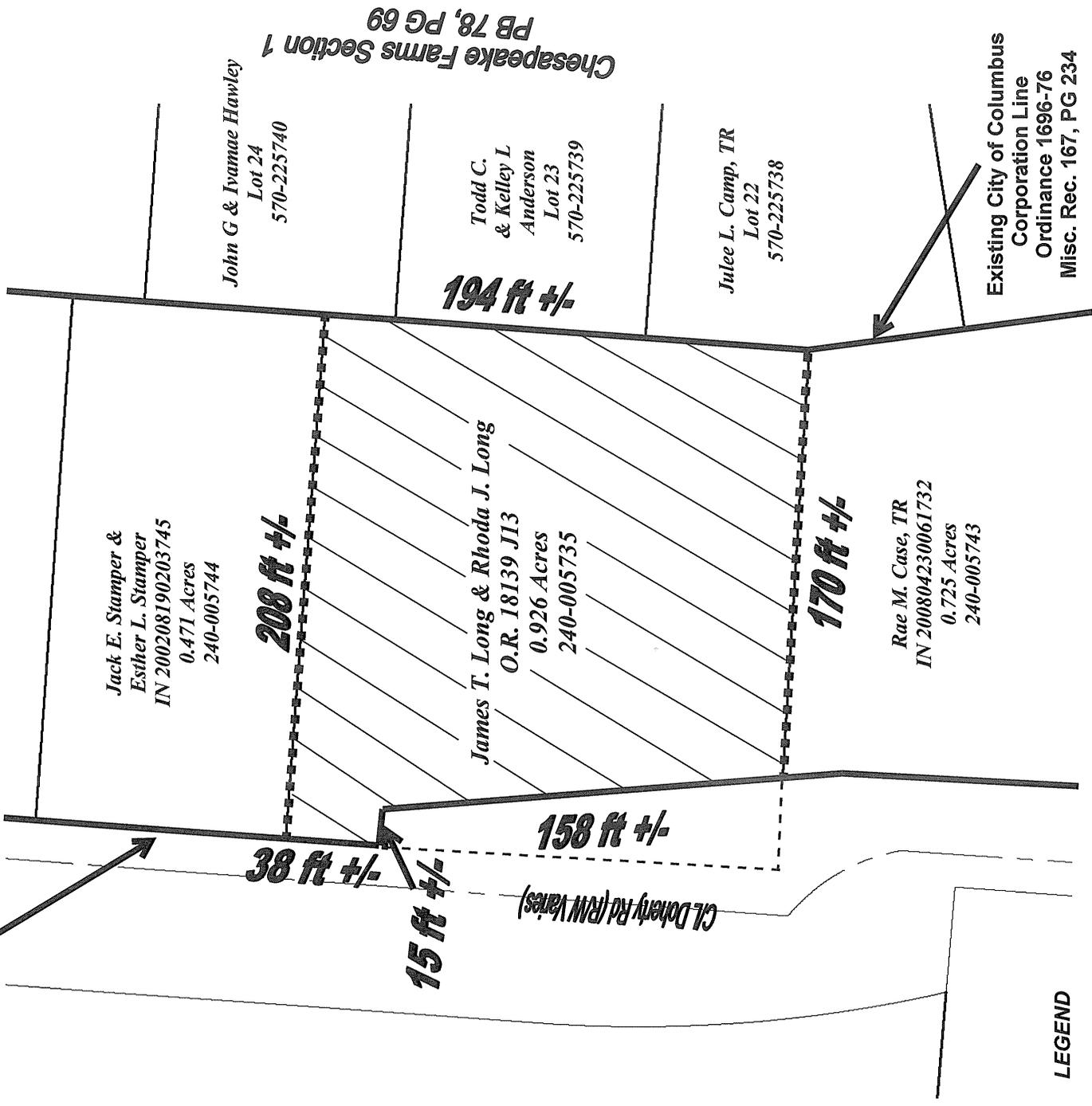
Franklin County Engineer
Dean C. Ringle, P.E., P.S.

Situate in the State of Ohio, County of Franklin, Township of Prairie, being a tract of land lying East of Doherty Road and South of Feder Road, being in the Northwest part of Virginia Military Survey 7326, and being part of a 0.926 acre tract conveyed to James T. Long and Rhoda J. Long of record in Official Record 18139 J13, Franklin County Recorder's Office.



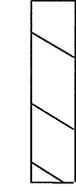
Existing City of Columbus
Corporation Line
Ordinance 0017-04
IN 200403110053679

NORTH
SCALE: 1" = 60'



LEGEND

- EXISTING CITY OF COLUMBUS CORPORATION LINE
- - - - - PROPOSED CITY OF COLUMBUS CORPORATION LINE
- ▨ AREA TO BE ANNEXED



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Plat and Legal Description Prepared By:

James T. Long
James T. Long

AUG 26 2008

Franklin County Planning Department
Franklin County, Ohio

Chesapeake Farms Section 1
PB 78, PG 69

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JUL 03 2008

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

ANNEXATION DESCRIPTION

From: Township of Prairie
To: City of Columbus

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

By BR Date 7/3/08

Situate in the State of Ohio, County of Franklin, Township of Prairie, being a tract of land lying East of Doherty Road and South of Feder Road, being in the Northwest part of Virginia Military Survey 7326, and being part of a 0.926 acre tract conveyed to James T. Long and Rhoda J. Long of record in Official Record 18139 J13, Franklin County Recorder's Office, Franklin County Auditor's Parcel 240-005735, and being more particularly described as follows:

BEGINNING at the Northwest corner of said 0.926 Acre Tract, being the Southwest corner of a 0.471 acre tract as conveyed to Jack E. Stamper & Esther L. Stamper by Instrument No. 200208190203745, also being the easterly R/W line of Doherty Road, and also being the easterly line of an existing City of Columbus Corporation Line as established by Ordinance 0017-04 and recorded in Instrument No. 200403110053679;

Thence, EASTERLY, a distance of 208 ft. +/-, along the northerly line of said 0.926 acre tract and the southerly line of said 0.471 acre tract, to the Northeast corner of said 0.926 acre tract and the Southeast corner of said 0.471 acre tract, and being in the westerly line of "Chesapeake Farms Section 1" Subdivision as shown in Plat Book 78, Page 69, said westerly line being an existing City of Columbus Corporation Line as established by Ordinance 1696-76 and recorded in Misc. Rec. 167, Page 234;

Thence, SOUTHERLY, a distance of 194 ft. +/-, along the easterly line of said 0.926 acre tract, the westerly line of said "Chesapeake Farms Section 1" Subdivision, and also along said existing City of Columbus Corporation Line, to the Southeasterly corner of said 0.926 Acre Tract, the Northeast corner of a 0.725 acre tract as conveyed to Rae M. Case, TR by Instrument #200804230061732;

Thence, WESTERLY, a distance of 170 ft. +/-, along the southerly line of said 0.926 acre tract and the northerly line of said 0.725 acre tract, to the easterly R/W line of Doherty Road, said easterly R/W line being a said existing easterly City of Columbus Corporation Line;

Thence NORTHERLY, a distance of 158 ft. +/-, through said 0.926 acre tract, along the said easterly R/W line of said Doherty Road and said existing City of Columbus Corporation Line;

Thence, WESTERLY, a distance of 15 ft. +/-, through said 0.926 acre tract, along the said easterly R/W line of said Doherty Road and said existing City of Columbus Corporation Line;

Thence, NORTHERLY, a distance of 38 ft. +/-, through said 0.926 acre tract, along the said easterly R/W line of said Doherty Road and said existing City of Columbus Corporation Line, to the PLACE OF BEGINNING, containing 0.83 acres, more or less.

This description was prepared from records only and not from an actual field survey for "Annexation - Purposes Only" and is not intended for the fee transfer of lands.

This description was prepared by James T. Long in May of 2008.

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AUG 26 2008

Franklin County Planning Department
Franklin County, Ohio



RECEIVED

SEP 12 2008

Per CSR

City of Columbus
Legislation Report

File Number: 1405-2008

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

ORIGINAL

Emergency

File Number: 1405-2008

File Type: Ordinance

Status: Second Reading

Version: 1

Controlling Body: Development Committee

File Name: Annexation Service AN08-015: .83 acres, Prairie Township, James T. and Rhoda J. Long

Introduced: 8/27/2008

Requester: Dev Drafter

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.: Kevin Wheeler 645-6057

I hereby certify that the above or attached is a true and correct copy of Ordinance No. 1405-08 passed by The Council of the City of Columbus, Ohio 9-5-08 as shown by the records now on file in this office.

Floor Action (Clerk's Office Only)

SEP 08 2008 passed 7-0

Seal Andrea Blewins City Clerk

Mayor's Action

[Signature]

SEP 09 2008

Mayor

Date

Council Action

SEP 08 2008

Date Passed/ Adopted

[Signature]

President of Council

[Signature]

City Clerk

Veto

Date

Title:

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN08-015) of .83± acres in Prairie Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.

Sponsors:

Indexes:

Attachments: ORD1405-2008 AN08-015 Legal Description.doc, ORD1405-2008 AN08-015 Map.doc

History of Legislative File

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Dev Drafter	8/28/08	Sent for Approval	DEVELOPMENT DIRECTOR			
	Action Note: Planning Division						
1	DEVELOPMENT DIRECTOR	8/28/08	Reviewed and Approved	Dev Drafter			
1	Dev Drafter	8/28/08	Sent to Clerk's Office for Council	City Clerk Inbox			

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

AN08-015

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 (AN08-015) of .83± 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 James and Rhoda Long on August 26, 2008; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin County on October 7, 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 and within the West Columbus Interim Development Concept and 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 for .83 ± 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: Site can be served by an existing 12" water line in Doherty Road.

Sewer:

Sanitary Sewer:

This site can be served by an existing 8-inch sanitary sewer located along the eastern property line.

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 .83 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 AN08-015
0.83 acres in Prairie Township
James and Rhoda Long

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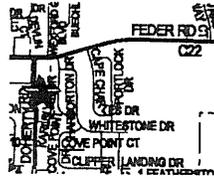
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**ANNEXATION AN08-015
.83 acres in Prairie Township
James and Rhoda Long**

ANNEXATION PLAT OF 0.83 ACRES

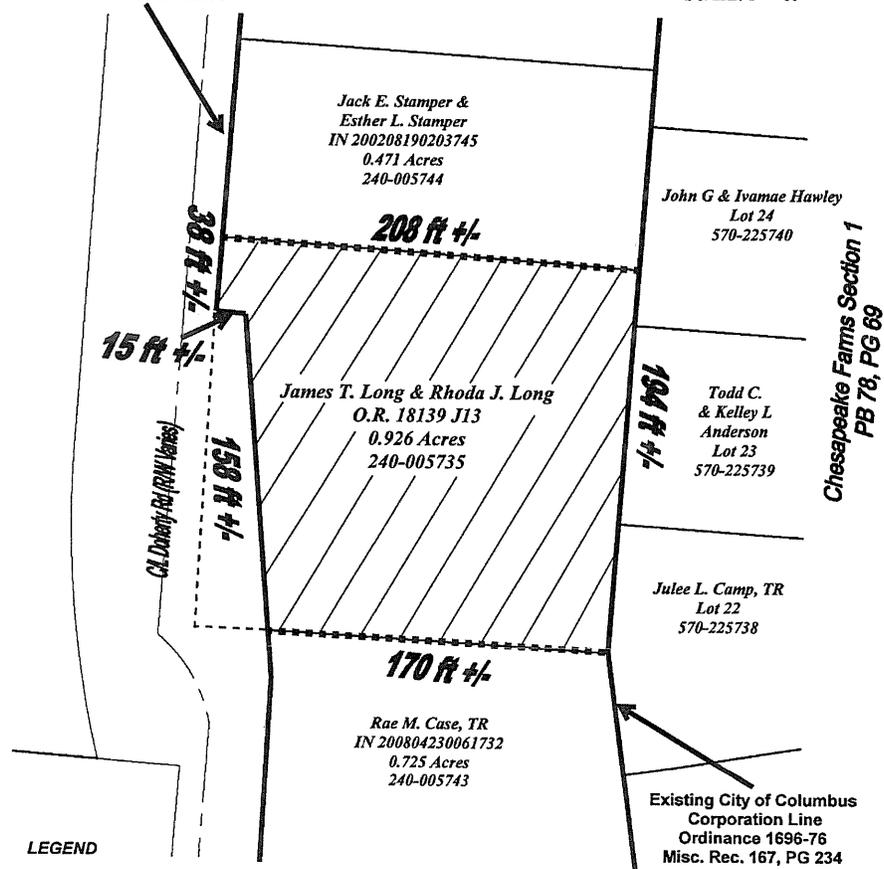
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NORTH
SCALE: 1" = 60'

Existing City of Columbus
Corporation Line
Ordinance 0017-04
IN 200403110053679



LEGEND

- EXISTING CITY OF COLUMBUS CORPORATION LINE
- PROPOSED CITY OF COLUMBUS CORPORATION LINE
- AREA TO BE ANNEXED

Plat and Legal Description Prepared By:

James T. Long

Chesapeake Farms Section 1
PB 78, PG 69

LIST OF ALL TRACTS, LOTS OR PARCELS INSIDE AND ADJACENT TO
AND/OR ACROSS THE ROAD FROM THE TERRITORY TO BE ANNEXED

In Re: Annexation of .083 Acres from Prairie Township to the City of Columbus

RECEIVED

Jack E. Stamper &
Esther L. Stamper
1008 Doherty Road
Galloway, Ohio 43119
PIN: 240-005744

Mark A. Guyton &
Paula K. Guyton
1011 Doherty Road
Galloway, Ohio 43119
PIN: 241-000078

AUG 26 2008

Franklin County Planning Department
Franklin County, Ohio

John G. Hawley &
Ivamae S. Hawley
989 Karlslyle Drive
Columbus, Ohio 43228
PIN: 570-225740

Todd G. Anderson
981 Karlslyle Drive
Columbus, Ohio 43228
PIN: 570-225739

Julee L Camp
973 Karlslyle Drive
Columbus, Ohio 43228
PIN: 570-225738

Rae M. Case
988 Doherty Road
Galloway, Ohio 43119
PIN: 240-005743

Dolores Pritts
993 Doherty Road
Galloway, Ohio 43119
PIN: 241-000079

Church of Latter Day Saints
1001 Doherty Rd
Galloway, Ohio 43119
PIN: 200403110053679