

Review of Petition to Annex 4.1 +/- acres from Washington Township to the city of Columbus by Hayden Enterprise Baptist Church.

CASE #ANX-EXP2-17-08      **(ECONOMIC DEVELOPMENT & PLANNING)**

WHEREAS, the Commissioners of Franklin County, State of Ohio, proceeded to journalize the petition that Catherine A. Cunningham, Esq. filed on May 27, 2008 on behalf of Hayden Enterprise Baptist Church 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 #0929-08, passed on June 9, 2008 by the city of Columbus.

Review of Petition to Annex 4.1 +/- acres from Washington Township to the city of Columbus by Hayden Enterprise Baptist Church.

**(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 SHEET**

Resolution No. 0553-08

July 01, 2008

**REVIEW OF PETITION TO ANNEX 4.1 +/- ACRES FROM WASHINGTON TOWNSHIP TO THE CITY OF COLUMBUS BY HAYDEN ENTERPRISE BAPTIST CHURCH. ANX-EXP2-17-08**

**(Economic Development and Planning)**

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

**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**  
Mary Jo Kilroy, President  
Paula Brooks  
Marilyn Brown

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

FRANKLIN COUNTY DEVELOPMENT DEPT  
280 EAST BROAD STREET - ROOM #202  
COLUMBUS OH 43215-6314

Application for

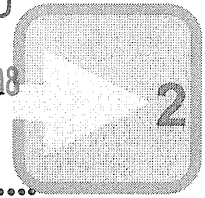
# Annexation Petition

Expedited Type 2  
Pursuant to ORC §709.023

RECEIVED

MAY 27 2008

Per DAH.....



| Property Information |                        |
|----------------------|------------------------|
| Site Address         | 6729 Hayden Run Road   |
| Parcel ID(s)         | 272-000238; 272-000239 |
| Total Acreage        | 4.1 acres              |
| From Township        | Washington             |
| To Municipality      | Columbus               |

| Property Owner Information |                                  |
|----------------------------|----------------------------------|
| Name                       | Hayden Enterprise Baptist Church |
| Address                    | 6729 Hayden Run Road             |
|                            | Hilliard, OH 43026               |
| Phone #                    | (614) 876-4885                   |
| Fax #                      | N/A                              |
| Email                      | N/A                              |

| Attorney/Agent Information |   |
|----------------------------|---|
| Name                       | Catherine A. Cunningham, Agent            |
| Address                    | Plank & Brahm                             |
|                            | 145 E. Rich Street, 4 <sup>th</sup> Floor |
|                            | Columbus, OH 43215                        |
| Phone #                    | (614) 228-4546                            |
| Fax #                      | (614) 228-1472                            |
| Email                      | ccunningham@plankbrahm.com                |

| Staff Use Only                                |
|---|
| Case #<br>ANX-EXPI-<br>17-08                  |
| Hearing date:<br>7-1-08?                      |
| Date filed:<br>5-27-08                        |
| Fee paid<br>250.00                            |
| Receipt #<br>7646                             |
| Notifications deadline:<br>5 days<br>6-2-08   |
| Svc statement deadline:<br>20 days<br>6-16-08 |

| 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"/> 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>Eddie J. Hicks</u>  | <u>3-16-08</u> | Property Owner | Date |
| By: <u>EDDIE J. HICKS</u>  |                | Property Owner | Date |
| Its: <u>DECON/TRUSTEE</u>  |                | Property Owner | Date |

**PETITION FOR ANNEXATION**  
**OF 4.1 ACRES, MORE OR LESS,**  
**IN WASHINGTON TOWNSHIP, FRANKLIN COUNTY, OHIO**  
**TO THE CITY OF COLUMBUS, OHIO**  
**UTILIZING THE SPECIAL PROCEDURE OF R.C. SECTION 709.023 ET SEQ.**

**TO: THE BOARD OF COUNTY COMMISSIONERS OF  
FRANKLIN COUNTY, OHIO**

Now comes the undersigned petitioner, being one hundred percent (100%) of the owners of certain property as hereinafter described and request that its property be annexed to the City of Columbus, Ohio. The territory proposed for annexation contains 4.1 acres, more or less, in Washington Township, Franklin County, and is contiguous to the boundary of the City of Columbus, Ohio, for five percent (5%) or more of the perimeter of the territory proposed for annexation. The undersigned understands the property will not be excluded from the township.

An accurate description of the perimeter of the territory sought to be annexed is attached hereto and made a part hereof as Exhibits "A." A map or plat of the above-described territory sought to be annexed is attached hereto and made a part hereof as Exhibit "B."

The annexation will not create an unincorporated area of township that is completely surrounded by the territory proposed for annexation.

There is no annexation agreement between the municipality and the township pursuant to R.C. §709.192 applicable to this annexation or an applicable Cooperative Economic Development Agreement (C.E.D.A.) pursuant to R.C. §701.07.

The number of owners in the territory sought to be annexed is one (1) and the number of owners who signed the petition is one (1).

The owner who sign this petition by its signature expressly waives its right to appeal in law or equity from the board of county commissioners' entry of any resolution passed under R.C. §709.023 and waives any right it may have to sue on any issue relating to a municipal corporation requiring a buffer as provided in R.C. §709.023 and further waives any rights to seek a variance that would relieve or exempt it from that buffer requirement.

Catherine A. Cunningham, 145 E. Rich Street, Columbus, Ohio 43215, (614) 228-4546, is hereby appointed agent for the undersigned petitioner, as required by R.C. §709.02; and said petitioner's agent is hereby authorized to make any amendments and/or deletions which in her

absolute and complete discretion are proper under the circumstances then existing. In addition, the petitioner's agent is authorized to make such amendments and/or deletions in this petition, map, plat or description in order to correct any discrepancy or mistake noted by the county engineer or others in their examination of the petition, map, plat or description. Amendments to correct the map, plat or description may be made by the presentation of an amended map or plat and description to the Franklin County Board of County Commissioners on, before or after the date set for hearing of this petition unless otherwise specified by law.

**"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."**

**NAME**

**ADDRESS**

**DATE**

**Hayden Enterprise Baptist Church**

Eddie J. Hicks  
By: EDDIE J. HICKS  
Its: DECON / TRUSTEE

6729 Hayden Run Road  
Hilliard, OH 43026

3 - 16 - 08



Evans, Mechwart, Hambleton & Tilton, Inc.  
Engineers • Surveyors • Planners • Scientists  
5500 New Albany Road, Columbus, OH 43054  
Phone: 614.775.4500 Fax: 614.775.4800

M C M X X V I

# PROPOSED ANNEXATION OF 4.1± ACRES TO THE CITY OF COLUMBUS FROM WASHINGTON TOWNSHIP

VIRGINIA MILITARY SURVEY NO. 6953 & 6366

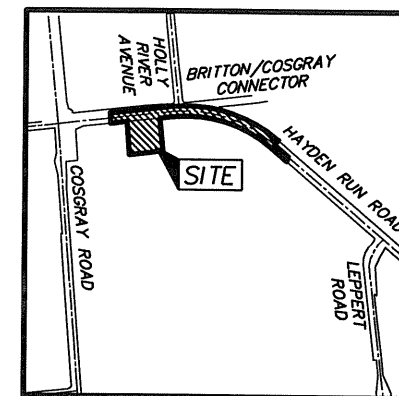
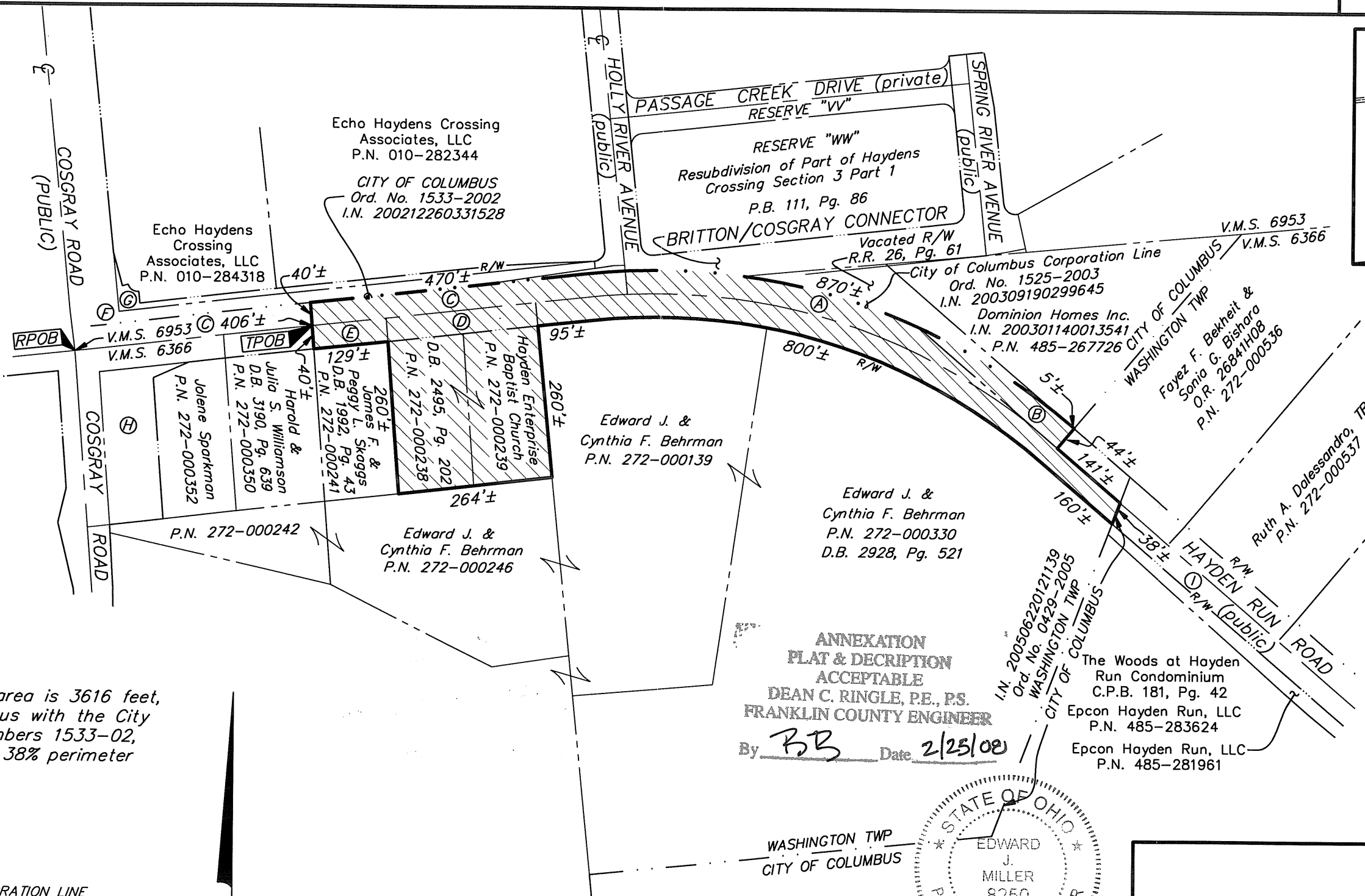
WASHINGTON TOWNSHIP, FRANKLIN COUNTY, OHIO

Date: February 20, 2008

Scale: 1" = 200'

Job No: 2008-0123

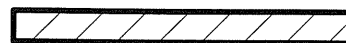
- ④ Franklin County Commissioners  
Parcel 17WD  
O.R. 19128A18
- ⑤ Franklin County Commissioners  
Parcel 18WD  
O.R. 18833D15
- ⑥ Franklin County Commissioners  
Parcel 12WD  
O.R. 18833 E02
- ⑦ Franklin County Commissioners  
Parcel 16WD  
O.R. 21869G20
- ⑧ Franklin County Commissioners  
Parcel 15WD  
O.R. 18833D12
- ⑨ Franklin County Commissioners  
Parcel 21WD  
I.N. 200606020106447
- ⑩ Franklin County Commissioners  
Parcel 15WD  
I.N. 200606020106449
- ⑪ Franklin County Commissioners  
Parcel 16WD  
I.N. 200711150197886
- ⑫ Franklin County Commissioners  
Parcel 22WD  
O.R. 19229H19



Note:

Total perimeter of annexation area is 3616 feet, of which 1386 feet is contiguous with the City of Columbus by Ordinance Numbers 1533-02, 1525-03 and 0429-05, giving 38% perimeter contiguity.

AREA TO BE ANNEXED



PROPOSED CITY OF COLUMBUS CORPORATION LINE

EXISTING CITY OF COLUMBUS CORPORATION LINE



GRAPHIC SCALE  
(IN FEET)

RECEIVED

FEB 25 2008

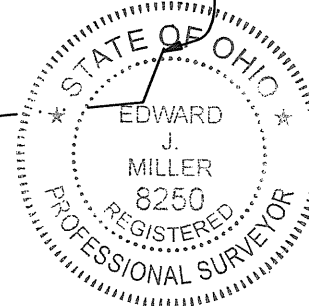
Franklin County Engineer  
Dean C. Ringle, P.E., P.S.

Annexation  
Petition  
EXHIBIT B

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

By BB Date 2/25/08

WASHINGTON TWP  
CITY OF COLUMBUS



By: [Signature]  
Professional Surveyor No. 8250

# RECEIVED

FEB 25 2008

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

**PROPOSED ANNEXATION  
4.1 ACRES**

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

**FROM: WASHINGTON TOWNSHIP**

By BB Date 2/25/08

**TO: CITY OF COLUMBUS**

Situated in the State of Ohio, County of Franklin, Township of Washington, lying in Virginia Military Survey Numbers 6953 and 6366, being part of the right-of-way of Hayden Run Road as conveyed to Franklin County Commissioners by deeds of record in Official Record 19128A18, Official Record 18833D15, Official Record 18833E02, Official Record 21869G20, and Official Record 18833D12, and all of those tracts conveyed to Hayden Enterprise Baptist Church by deed of in Deed Book 2495, Page 202 (all references are to the records of the Recorder's Office, Franklin County, Ohio), and described as follows:

Beginning, for reference, at the centerline intersection of Hayden Run Road and Cosgray Road;

thence northeasterly, with the centerline of Hayden Run Road, a distance of approximately 406 feet, to the northeasterly corner of a 1.032 acre tract conveyed to Harold and Julia Williamson in Deed Book 3190, Page 639, and the TRUE POINT OF BEGINNING;

thence northerly, a distance of approximately 40 feet, to a point on the existing City of Columbus Corporation line as established by Ordinance Number 1533-2002 of record in Instrument Number 200212260331528;

thence northeasterly, with said existing corporation line, a distance of approximately 470 feet, to a point on the arc of a curve to the right;

thence southeasterly, with an arc of a curve to the right, with said existing corporation line, and existing City of Columbus Corporation line as established by Ordinance Number 1525-2003, of record in Instrument Number 200309190299645, a cord distance of approximately 870 feet, to a point on the southwesterly line of that tract conveyed to Dominion Homes, Inc. by deed of record in Instrument Number 200301140013541;

thence southeasterly, with said existing corporation line and said southwesterly line of the Dominion Homes tract, a distance of approximately 5 feet to a point at a southwesterly corner of said Dominion Homes, Inc. tract and on the northwesterly line of a tract conveyed to Faye F. Bekheit and Sonia G. Bishara in Official Record 26841H08;

thence southwesterly, with the northwesterly line of said Bekheit and Bishara tract and leaving said existing corporation line, a distance of approximately 44 feet to a point at a southwesterly corner of said Bekheit and Bishara tract and on the centerline of Hayden Run Road;

thence southeasterly, with the centerline of Hayden Run Road and a southwesterly line of said Bekheit and Bishara tract, a distance of approximately 141 feet to a point on the existing City of Columbus Corporation line as established by Ordinance Number 0429-2005, of record in Instrument Number 200506220121139;

thence southwesterly, with said existing corporation line, a distance of approximately 38 feet to a point on the southeasterly right-of-way line of Hayden Run Road and at a northeasterly corner of Edward J. and Cynthia F. Behrman tract as conveyed in Deed Book 2928, Page 521;

**Annexation  
Petition  
EXHIBIT A**

**PROPOSED ANNEXATION**

**4.1 ACRES**

**- 2 -**

thence leaving said corporation line and with the southerly right-of-way line of Hayden Run Road and the northerly line of said Behrman tract, the following 3 courses and distances:

northwesterly, a distance of approximately 160 feet to a point;

northwesterly, with an arc of a curve to the left, a cord distance of approximately 800 feet to a point;

southwesterly, a distance of approximately 95 feet, to a point at the northeasterly corner of said Hayden Enterprise Baptist Church tract and the northwesterly corner of said Behrman tract;

thence southeasterly, with the easterly line of said Hayden Enterprise Baptist Church tract and a westerly line of said Behrman tract, a distance of approximately 260 feet to a point at the southeasterly corner of said Hayden Enterprise Baptist Church tract;

thence southwesterly, with the southerly line of said Hayden Enterprise Baptist Church tract and a northerly line of said Behrman tract, a distance of approximately 264 feet to a point at the southwesterly corner of said Hayden Enterprise Baptist Church tract and the southeasterly corner of that tract conveyed to James F. & Peggy L. Skaggs by deed of record in Deed Book 1992, Page 43;

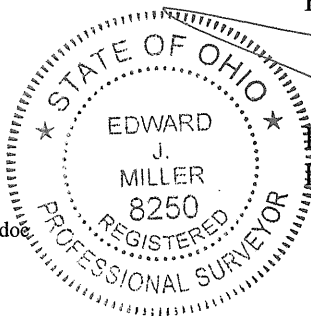
thence northeasterly, with the common line of said Hayden Enterprise Baptist Church tract and James F. & Peggy L. Skaggs tract, a distance of approximately 260 feet to a point on the southerly right-of-way line of Hayden Run Road;

thence southwesterly, with said southerly right-of-way line of Hayden Run Road and the northerly line of said James F. & Peggy L. Skaggs tract, a distance of approximately 129 feet to a point at the northwesterly corner of said James F. & Peggy L. Skaggs tract and on the easterly line of said 1.032 acre tract conveyed to Harold and Julia Williamson;

thence northwesterly, with the easterly line of said 1.032 acre tract and leaving said southerly right-of-way line of Hayden Run Road, a distance of approximately 40 feet to the TRUE POINT OF BEGINNING and containing approximately 4.1 acres, more or less.

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



# City of Columbus Legislation Report

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

File Number: 0929-2008

Per *DAM*

## Emergency

File Number: 0929-2008

File Type: Ordinance

Status: Passed

Version: 1

Controlling Body: Development Committee

File Name: AN08-010 Annexation Service, 4.1 acres Washington Township,  
Hayden Enterprise Baptist Church

Introduced: 5/28/2008

Requester: Dev Drafter

Cost:

Final Action: 6/11/2008

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. 0929-08 passed by The Council of The City of Columbus, Ohio 6-9, 20 08 as shown by the records now on file in this office.

Seal

*Andrew R. ...*  
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 (AN08-010) of 4.1± Acres in Washington Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.

Sponsors:

Indexes:

Attachments: ORD0929-2008 AN08-010 Legal Description.doc, ORD0929-2008 AN08-010 Map.doc

## History of Legislative File

| Version: | Acting Body:                          | Date:   | Action:                            | Sent To:             | Due Date: | Return Date: | Result: |
|----------|---------------------------------------|---------|------------------------------------|----------------------|-----------|--------------|---------|
| 1        | Dev Drafter                           | 5/28/08 | Sent for Approval                  | DEVELOPMENT DIRECTOR |           |              |         |
|          | <b>Action Note:</b> Planning Division |         |                                    |                      |           |              |         |
| 1        | DEVELOPMENT DIRECTOR                  | 5/28/08 | Reviewed and Approved              | Dev Drafter          |           |              |         |
|          | <b>Action Note:</b> nmb               |         |                                    |                      |           |              |         |
| 1        | Dev Drafter                           | 5/28/08 | Sent to Clerk's Office for Council | City Clerk Inbox     |           |              |         |
| 1        | Columbus City Council                 | 6/9/08  | Approved                           |                      |           |              | Pass    |
| 1        | COUNCIL PRESIDENT                     | 6/9/08  | Signed                             |                      |           |              |         |
| 1        | MAYOR                                 | 6/10/08 | Signed                             |                      |           |              |         |
| 1        | CITY CLERK                            | 6/11/08 | 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

## AN08-010

**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 Washington 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 (AN08-010) of 4.1± Acres in Washington 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 Washington Township was duly filed by Hayden Enterprise Baptist Church on May 27, 2008; and

**WHEREAS**, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin County on July 1, 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 Hayden Run Corridor 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 4.1 ± acres in Washington 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 proposed annexation site can be served by the Division of Power and Water through an existing 16" water main located in Hayden Run Road.

**Sewer:**

Sanitary Sewer:

The property can be served by an existing 8-inch sanitary sewer situated along the north side of Hayden Run Rd in an easement. Permission to tap from the owner of the sewer is required at the time the permit is obtained.

**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 4.1 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 Washington 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 Washington 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 AN08-010**  
**4.1 Acres in Washington Township**  
**Hayden Enterprise Baptist Church**

Situated in the State of Ohio, County of Franklin, Township of Washington, lying in Virginia Military Survey Numbers 6953 and 6366, being part of the right-of-way of Hayden Run Road as conveyed to Franklin County Commissioners by deeds of record in Official Record 19128A18, Official Record 18833D15, Official Record 18833E02, Official Record 21869G20, and Official Record 18833D12, and all of those tracts conveyed to Hayden Enterprise Baptist Church by deed of in Deed Book 2495, Page 202 (all references are to the records of the Recorder's Office, Franklin County, Ohio), and described as follows:

Beginning, for reference, at the centerline intersection of Hayden Run Road and Cosgray Road;

thence northeasterly, with the centerline of Hayden Run Road, a distance of approximately 406 feet, to the northeasterly corner of a 1.032 acre tract conveyed to Harold and Julia Williamson in Deed Book 3190, Page 639, and the TRUE POINT OF BEGINNING;

thence northerly, a distance of approximately 40 feet, to a point on the existing City of Columbus Corporation line as established by Ordinance Number 1533-2002 of record in Instrument Number 200212260331528;

thence northeasterly, with said existing corporation line, a distance of approximately 470 feet, to a point on the arc of a curve to the right;

thence southeasterly, with an arc of a curve to the right, with said existing corporation line, and existing City of Columbus Corporation line as established by Ordinance Number 1525-2003, of record in Instrument Number 200309190299645, a cord distance of approximately 870 feet, to a point on the southwesterly line of that tract conveyed to Dominion Homes, Inc. by deed of record in Instrument Number 200301140013541;

thence southeasterly, with said existing corporation line and said southwesterly line of the Dominion Homes tract, a distance of approximately 5 feet to a point at a southwesterly corner of said Dominion Homes, Inc. tract and on the northwesterly line of a tract conveyed to Fayez F. Bekheit and Sonia G. Bishara in Official Record 26841H08;

thence southwesterly, with the northwesterly line of said Bekheit and Bishara tract and leaving said existing corporation line, a distance of approximately 44 feet to a point at a southwesterly corner of said Bekheit and Bishara tract and on the centerline of Hayden Run Road;

thence southeasterly, with the centerline of Hayden Run Road and a southwesterly line of said Bekheit and Bishara tract, a distance of approximately 141 feet to a point on the existing City of Columbus Corporation line as established by Ordinance Number 0429-2005, of record in Instrument Number 200506220121139;

thence southwesterly, with said existing corporation line, a distance of approximately 38 feet to a point on the southeasterly right-of-way line of Hayden Run Road and at a northeasterly corner of Edward J. and Cynthia F. Behrman tract as conveyed in Deed Book 2928, Page 521;

thence leaving said corporation line and with the southerly right-of-way line of Hayden Run Road and the northerly line of said Behrman tract, the following 3 courses and distances:

northwesterly, a distance of approximately 160 feet to a point;

northwesterly, with an arc of a curve to the left, a cord distance of approximately 800 feet to a point;

southwesterly, a distance of approximately 95 feet, to a point at the northeasterly corner of said Hayden Enterprise Baptist Church tract and the northwesterly corner of said Behrman tract;

thence southeasterly, with the easterly line of said Hayden Enterprise Baptist Church tract and a westerly line of said Behrman tract, a distance of approximately 260 feet to a point at the southeasterly corner of said Hayden Enterprise Baptist Church tract;

thence southwesterly, with the southerly line of said Hayden Enterprise Baptist Church tract and a northerly line of said Behrman tract, a distance of approximately 264 feet to a point at the southwesterly corner of said Hayden Enterprise Baptist Church tract and the southeasterly corner of that tract conveyed to James F. & Peggy L. Skaggs by deed of record in Deed Book 1992, Page 43;

thence northeasterly, with the common line of said Hayden Enterprise Baptist Church tract and James F. & Peggy L. Skaggs tract, a distance of approximately 260 feet to a point on the southerly right-of-way line of Hayden Run Road;

thence southwesterly, with said southerly right-of-way line of Hayden Run Road and the northerly line of said James F. & Peggy L. Skaggs tract, a distance of approximately 129 feet to a point at the northwesterly corner of said James F. & Peggy L. Skaggs tract and on the easterly line of said 1.032 acre tract conveyed to Harold and Julia Williamson;

thence northwesterly, with the easterly line of said 1.032 acre tract and leaving said southerly right-of-way line of Hayden Run Road, a distance of approximately 40 feet to the TRUE POINT OF BEGINNING and containing approximately 4.1 acres, more or less.

This description is for annexation purposes only, and is not to be used for deed transfer.

# MAP

## ANNEXATION AN08-010

### 4.1 Acres in Washington Township

### Hayden Enterprise Baptist Church



#### PROPOSED ANNEXATION OF 4.1± ACRES TO THE CITY OF COLUMBUS FROM WASHINGTON TOWNSHIP

VIRGINIA MILITARY SURVEY NO. 6953 & 6366  
WASHINGTON TOWNSHIP, FRANKLIN COUNTY, OHIO

Date: February 20, 2008

Scale: 1" = 200'

Job No: 2008-0123

- ① Franklin County Commissioners Parcel 17ND O.R. 19128418
- ② Franklin County Commissioners Parcel 18ND O.R. 18833015
- ③ Franklin County Commissioners Parcel 12ND O.R. 18833 E02
- ④ Franklin County Commissioners Parcel 16ND O.R. 21869G20
- ⑤ Franklin County Commissioners Parcel 15ND O.R. 18833012
- ⑥ Franklin County Commissioners Parcel 21ND I.N. 200606020106447
- ⑦ Franklin County Commissioners Parcel 15ND I.N. 200606020106449
- ⑧ Franklin County Commissioners Parcel 16ND I.N. 200711150197885
- ⑨ Franklin County Commissioners Parcel 22ND O.R. 19229H19

#### Note:

Total perimeter of annexation area is 3616 feet, of which 1386 feet is contiguous with the City of Columbus by Ordinance Numbers 1533-02, 1525-03 and 0429-05, and the Annexation plat entitled, giving 38% perimeter contiguity.

AREA TO BE ANNEXED

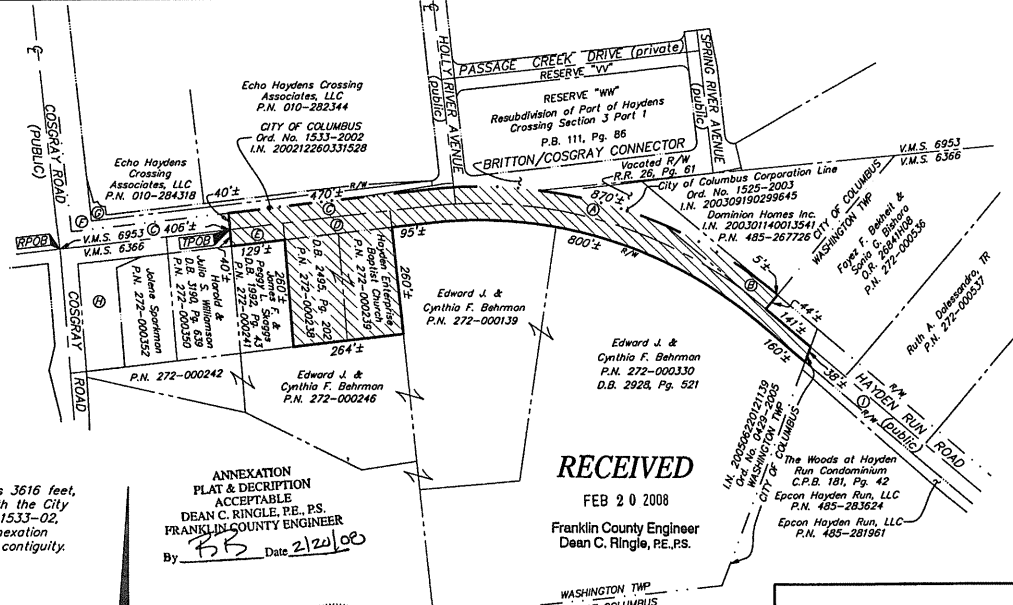


PROPOSED CITY OF COLUMBUS CORPORATION LINE

EXISTING CITY OF COLUMBUS CORPORATION LINE

200' 0 200' 400'

GRAPHIC SCALE  
(IN FEET)



ANNEXATION  
PLAT & DESCRIPTION  
ACCEPTABLE  
DEAN C. RINGLE, PE, PS.  
FRANKLIN COUNTY ENGINEER  
By *DR* Date *2/20/08*

RECEIVED  
FEB 20 2008  
Franklin County Engineer  
Dean C. Ringle, PE, PS.



By *Edward J. Miller*  
Professional Surveyor No. 8250