

Review of Petition to Annex 10.99 +/- acres from Norwich and Franklin Townships to the city of Columbus by Richard C. Brahm, Esq.

CASE #ANX-EXP2-20-08 **(ECONOMIC DEVELOPMENT & PLANNING)**

WHEREAS, the Commissioners of Franklin County, State of Ohio, proceeded to journalize the petition that Richard C. Brahm, Esq. filed on June 25, 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 #1156-2008, passed on July 7, 2008 by the city of Columbus.

Review of Petition to Annex 10.99 +/- acres from Norwich and Franklin Townships to the city of Columbus by Richard C. Brahm, Esq.

(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. 0645-08

July 29, 2008

**REVIEW OF PETITION TO ANNEX 10.99 +/- ACRES FROM NORWICH AND
FRANKLIN TOWNSHIPS TO THE CITY OF COLUMBUS BY RICHARD C.
BRAHM, ESQ. - ANX-EXP2-20-08**

**(Economic Development and
Planning)**

Upon the motion of Commissioner Mary Jo Kilroy, seconded by Commissioner Marilyn Brown:

Voting:

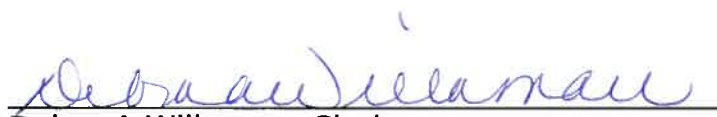
**Marilyn Brown, President
Mary Jo Kilroy**

**Aye
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

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JUN 25 2008

2

Per *DMH*.....

Property Information	
Site Address	3418-3348 Trabue Road
Parcel ID(s)	200-001137; 200-001219; 200-001163; 200-001191; 200-001205; 200-001206; 200-001202; 200-001146
Total Acreage	10.99 acres
From Township	Norwich and Franklin
To Municipality	Columbus

Property Owner Information	
Name	See Attached Petition for Annexation for
Address	Names and Addresses of Property Owners
Phone #	N/A
Fax #	N/A
Email	N/A

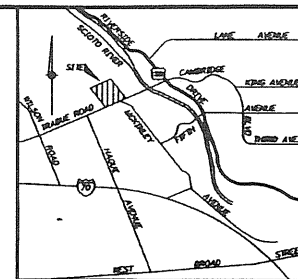
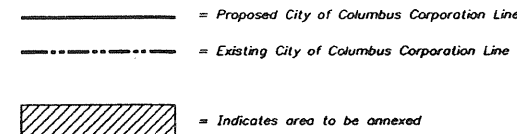
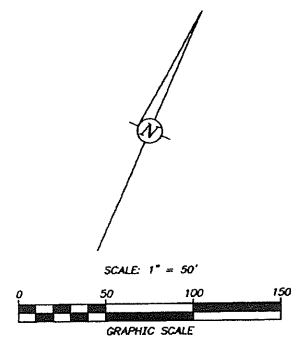
Attorney/Agent Information	
Name	Richard C. Brahm, Agent
Address	Plank & Brahm 145 E. Rich Street, 4 th Floor Columbus, OH 43215
Phone #	(614) 228-4546
Fax #	(614) 228-1472
Email	rbrahm@plankbrahm.com

Staff Use Only
Case # <i>ANX-20-08</i>
Hearing date: <i>July 29th, 2008</i>
Date filed: <i>6-25-08</i>
Fee paid <i>250.00</i>
Receipt # <i>7689</i>
Notifications deadline: 5 days <i>6-29-08</i>
Svc statement deadline: 20 days <i>7-14-08</i>

Document Submission
The following documents must accompany this application on letter-sized 8 1/2" x 11" paper:
<input checked="" type="checkbox"/> Legal description of property
<input checked="" type="checkbox"/> Map/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>			
<p>See Attached Petition for Annexation for Property Owners' Signatures</p>			
Property Owner	Date	Property Owner	Date
Property Owner	Date	Property Owner	Date

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JUN 25 2008
Per DAM



This plat was prepared from best available Court House records in February, 2008 and not from an actual field survey.

NOTE: This annexation does not create an unincorporated area of the township completely surrounded by the territory proposed for annexation.

NOTE: Total perimeter of annexation is 3329 feet of which 1842 feet is contiguous with City of Columbus resulting in 55.3% of perimeter contiguity.

CO-OWNERS OF THE LILDA M. DELEWESE TRUST

1. LILDA M. DELEWESE, UNMARRIED
2. NEMO G. DELEWESE, UNMARRIED
3. JESSAMINA DELEWESE, UNMARRIED
4. JESSE B. WILSON, JR., & JOSEPHINE M. WILSON, HUSBAND & WIFE
5. DONALD C. & ERMAGENE KELLY, HUSBAND & WIFE
6. R. WAYNE & GINA FULK, HUSBAND & WIFE
7. RALPH P. & GLORIA A. CARIFA, HUSBAND & WIFE
8. SAMUEL G. & LINDA CARIFA, HUSBAND & WIFE
9. MARK R. & BARBARA CARIFA, HUSBAND & WIFE
10. KEVIN & MARY JO GREEN (aka MARIJO GREEN), HUSBAND & WIFE

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MAR 11 2008

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

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

By BB Date 3/11/08

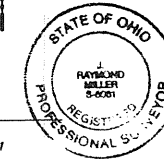
PROPOSED ANNEXATION OF 10.99 ACRES
TO THE
CITY OF COLUMBUS, OHIO
FROM

NORWICH TOWNSHIP, FRANKLIN COUNTY, OHIO (10.02 AC.)
& FRANKLIN TOWNSHIP, FRANKLIN COUNTY, OHIO (0.97 AC.)

SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN,
TOWNSHIP OF NORWICH IN V.M.S. 544
TOWNSHIP OF FRANKLIN IN V.M.S. 530



C.F. BIRD & R.J. BULL, INC.
Engineers and Surveyors
2875 W. Dublin-Granville Road
Columbus, Ohio 43235
Ph: (614) 761-1661
Fax: (614) 761-1328
WWW.BIRDBULL.COM



Annexation
Petition
EXHIBIT B

By RB Date 3/11/08

ANNEXATION DESCRIPTION
FROM NORWICH TOWNSHIP AND FRANKLIN TOWNSHIP, FRANKLIN COUNTY, OHIO
TO THE CITY OF COLUMBUS, OHIO

March 11, 2008

Situated in the State of Ohio, County of Franklin, Township of Norwich, Virginia Military Survey Number 544 and Township of Franklin, Virginia Military Survey Number 530 and bounded and described as follows:

Beginning at a point at the southeasterly corner of Lot Number One (1) as said lot is shown upon the plat of Builders Place of record in Plat Book 70, Pages 97 and 98, at the northeasterly corner of a 0.5865 acre tract of land conveyed to Lilda M. Delewese, Trustee, by deed of record in Instrument No. 200508170167087, in the westerly right-of-way line of CSX Transportation Railroad and at a corner of the existing corporation line for the City of Columbus, Ohio as established by Ordinance 1239-69 and recorded in Miscellaneous Record 148, Page 277;

Thence southeasterly along said existing corporation line for the City of Columbus, Ohio, along the westerly right-of-way line of CSX Transportation Railroad, along an easterly line of said 0.5865 acre tract, along the easterly line of a 2.845 acre tract of land conveyed to Lilda M. Delewese, Trustee, by deed of record in Instrument No. 200505160092613 and Instrument No. 200508170167085, along the easterly line of a 0.2845 acre tract of land conveyed as Parcel 29-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200204150094538, along a portion of an existing corporation line for the City of Columbus, Ohio as established by Ordinance 1331-68 and recorded in Miscellaneous Record 146, Page 148 and along the easterly right-of-way of McKinley Avenue a distance of approximately **1050 feet** to a northeasterly corner of an existing corporation line for the City of Columbus, Ohio as established by Ordinance 0139-02 and recorded in Instrument No. 200205220127025 (passing a point in the south line of Norwich Township, the north line of Franklin Township and in the centerline of Trabue Road at approximately 885 feet);

Thence southwesterly along said existing corporation line for the City of Columbus, Ohio, crossing McKinley Avenue a distance of approximately **65 feet** to the southeasterly corner of a 0.3779 acre tract of land conveyed as Parcel 20-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200207240181458, at a northeasterly corner of a 0.2103 acre tract of land conveyed as Parcel 30-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200207100169721 and at a point in said existing corporation line for the City of Columbus, Ohio;

Thence southwesterly along said existing corporation line for the City of Columbus, Ohio, along the southerly line of said 0.3779 acre tract and along the northerly line of said 0.2103 acre tract a distance of approximately **54 feet** to a point in a northerly line of an original 0.408 acre tract of land conveyed as Parcel One to Angelo J. Dallas, Trustee, at a point in a southerly line of an original 0.342 acre tract of land conveyed as Parcel 2 to Spyros C. & Phyllis Sevis, Co-Trustees by deed of record in Official Record 23323, Page D 02, at the northwesterly corner of said 0.2103 acre tract, at the southwesterly corner of said 0.3779 acre tract and at point in said existing corporation line for the City of Columbus, Ohio;

Thence northwesterly along the westerly line of said 0.3779 acre tract, along an easterly line of said original 0.342 acre tract, along an easterly line of an original one (1) acre tract of land conveyed as Parcel 1 to Spyros C. & Phyllis Sevis, Co-Trustees, by deed of record in Official Record 23323, Page D 02 a distance of approximately **192 feet** to a point at the northerly corner of said original one (1) acre tract, at a point in the easterly line of an original 1.477 acre tract of land conveyed to Joseph S. Dallas and Angelo J. Dallas, III, Co-Trustees, at a corner of said 0.3779 acre tract, at the southeasterly corner of a 0.1108 acre tract of land conveyed as Parcel 19-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200204030083714 and in the existing corporation line for the City of Columbus, Ohio;

Thence northwesterly along a portion of said existing corporation line for the City of Columbus, Ohio, along a portion of the westerly line of said 0.3779 acre tract, along a portion of the easterly line of said 0.1108 acre tract a distance of approximately **34 feet** to a corner of said existing corporation line for the City of Columbus, Ohio;

Thence southwesterly along said existing corporation line for the City of Columbus, Ohio, crossing said 0.1108 acre tract a distance of approximately **88 feet** to a point in the westerly line of said 0.1108 acre tract, at a point in the easterly line of a 0.1010 acre tract of land conveyed as Parcel 18-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200204030083709 and at a corner of said existing corporation line for the City of Columbus, Ohio;

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MAR 11 2008

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

March 11, 2008

Thence southeasterly along a portion of said existing corporation line for the City of Columbus, Ohio, along a portion of the easterly line of said 0.1010 acre tract and along a portion of the westerly line of said 0.1108 acre tract a distance of approximately **24 feet** to a point in said existing corporation line for the City of Columbus, Ohio, at the southeasterly corner of said 0.1010 acre tract, at a point in the westerly line of said original 1.477 acre tract and at a point in the easterly line of an original 1.5 acre tract of land conveyed to Anthony J. & Margherita D. Filichia by deed of record in Official Record 20545, Page B 15;

Thence southwesterly along the southerly line of said 0.1010 acre tract and crossing said 1.5 acre tract a distance of approximately **93 feet** to a point in the westerly line of said 1.5 acre tract, at the northeasterly corner of a 2.8187 acre tract of land conveyed as Parcels 1 and 2 to Richard A. Capuano, Trustee, by deed of record in Instrument No. 200503210051268, at the southwesterly corner of said 0.1010 acre tract and at the southeasterly corner of a 0.1813 acre tract of land conveyed as Parcel 17-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200204030083711;

Thence southwesterly along a southerly line of said 0.1813 acre tract and along a northerly line of said 2.8187 acre tract a distance of approximately **120 feet** to a point in the west line of Parcel 2 and the east line of Parcel 1;

Thence southwesterly along a southerly line of said 0.1813 acre tract and along a northerly line of said 2.8187 acre tract a distance of approximately **70 feet** to a point at the northwesterly corner of said 2.8187 acre tract, at the southwesterly corner of said 0.1813 acre tract and in the east line of a one (1) acre tract of land conveyed to Joseph S. & Kerma L. Dallas by deed of record in Official Record 10907, Page B 19;

Thence northwesterly along the westerly line of said 0.1813 acre tract and along a portion of the easterly line of said one (1) acre tract a distance of approximately **40 feet** to a point at the northwesterly corner of said 0.1813 acre tract, at the northeasterly corner of said one (1) acre tract, in the northerly line of Franklin Township, in the southerly line of Norwich Township, in the northerly line of Virginia Military Survey 530, in the southerly line of Virginia Military Survey 544 and in the centerline of Trabue Road (variable width);


Thence southwesterly along the southerly line of Norwich Township, along the northerly line of Franklin Township, along the southerly line of V.M.S. 544, along the northerly line of V.M.S. 530, along a portion of a 1.888 acre tract of land conveyed to Michael Carnevale by deed of record in Official Record 4649, Page J 05, along the southerly line of a 0.6013 acre tract of land conveyed to Hugo R. Quint, Jr. by deed of record in Instrument No. 199907090175257, along the southerly line of a 1.3987 acre tract of land conveyed as Parcel "B" to Michael J. Bellisari by deed of record in Instrument No. 200701240014495 and along the centerline of Trabue Road a distance of record in Instrument No. 200701240014495 and along the southwesterly corner of said 1.3987 acre tract and at the southeasterly corner of a 0.494 acre tract of land conveyed to Michael A. & Ellise A. Lemon by deed of record in Instrument No. 200505190095890;

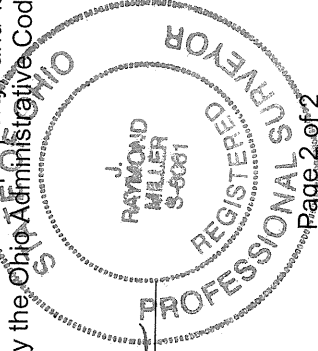
Thence northwesterly along the westerly line of said 1.3987 acre tract and along the easterly line of said 0.494 acre tract a distance of approximately **805 feet** to a point at the northwesterly corner of said 1.3987 acre tract, at the northeasterly corner of said 0.494 acre tract in the southerly line of said Lot No. 1 of Builders Place and in the existing corporation line for the City of Columbus, Ohio;

Thence northeasterly along the existing corporation line for the City of Columbus, Ohio, along a portion of the southerly line of said Lot No. 1, along the northerly lines of said 1.3987 acre tract, said 0.6013 acre tract, said 1.888 acre tract, along the northerly line of a 2.252 acre tract of land conveyed as Parcel I and Parcel II to Joseph J. & Irene M. Baljak, Co-Trustees, by deed of record in Instrument No. 200512280272032 and along the northerly line of said 0.5865 acre tract a distance of approximately **527 feet** to the place of beginning;

Containing 10.99 acres of land more or less, of which, 10.02 acres more or less lies within Norwich Township and 0.97 acres more or less lies within Franklin Township.

The above description was prepared by Jay R. Miller, Ohio Surveyor No. 8061, of C.F. Bird & R.J. Bull, Inc., Consulting Engineers & Surveyors, Columbus, Ohio, from best available County Records in February 2008. The above description was not derived from a field survey, 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.


Jay R. Miller
Ohio Surveyor No. 8061

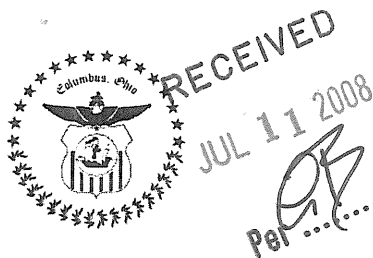


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Per  JAH

Page 2 of 2



City of Columbus Legislation Report

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

ORIGINAL

File Number: 1156-2008

Emergency

File Number: 1156-2008

File Type: Ordinance

Status: Second Reading

Version: 1

Controlling Body: Development Committee

File Name: AN08-007 Annexation Service, 10.99 acres, Norwich and Franklin Townships, Michael J. Bellisari et al

Introduced: 6/25/2008

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

Floor Action (Clerk's Office Only)

JUL 07 2008 passed 7-0

I hereby certify that the above or attached is a true and correct copy of Ordinance No. 1156-08 passed by The Council of The City of Columbus, Ohio 7-7, 2008, as shown by the records now on file in this office.

Seal Andrea Blewins
City Clerk

Mayor's Action
[Signature]

JUL 08 2008

Council Action

JUL 07 2008

Date Passed/ Adopted

[Signature]

President of Council

Andrea Blewins

City Clerk

Mayor

Date

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 (AN08-007) of 10.99± Acres in Norwich and Franklin Townships to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.

Sponsors:

Indexes:

Attachments: ORD1156-2008 AN08-007 Legal Description.doc, ORD1156-2008 AN08-007 Annex Map.doc

History of Legislative File

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Dev Drafter	6/25/08	Sent for Approval	DEVELOPMENT DIRECTOR			
	Action Note: Planning Division						
1	DEVELOPMENT DIRECTOR	6/25/08	Reviewed and Approved	Dev Drafter			
	Action Note: nmb						
1	Dev Drafter	6/26/08	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

AN08-007

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 Norwich and Franklin Townships. 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 (AN08-007) of 10.99± Acres in Norwich and Franklin Townships 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 Norwich and Franklin Townships was duly filed on behalf of Michael J. Bellisari et al on June 25, 2008; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin County on July 29, 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

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 10.99 ± acres in Norwich and Franklin Townships 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 shall receive water service from the Division of Power and Water via an existing 16" water main located in Trabue Road.

Sewer:

Sanitary Sewer:

The subject site can be served by an 8-inch sanitary sewer situated along the south side of Trabue Road to be constructed by the Franklin County Sanitary Engineer.

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 10.99 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 Norwich and Franklin Townships, 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 Norwich and Franklin Townships. 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 AN08-007
10.99 Acres in Norwich and Franklin Townships
Michael J. Bellisari

Situated in the State of Ohio, County of Franklin, Township of Norwich, Virginia Military Survey Number 544 and Township of Franklin, Virginia Military Survey Number 530 and bounded and described as follows:

Beginning at a point at the southeasterly corner of Lot Number One (1) as said lot is shown upon the plat of Builders Place of record in Plat Book 70, Pages 97 and 98, at the northeasterly corner of a 0.5865 acre tract of land conveyed to Lilda M. Delewese, Trustee, by deed of record in Instrument No. 200508170167087, in the westerly right-of-way line of CSX Transportation Railroad and at a corner of the existing corporation line for the City of Columbus, Ohio as established by Ordinance 1239-69 and recorded in Miscellaneous Record 148, Page 277;

Thence southeasterly along said existing corporation line for the City of Columbus, Ohio, along the westerly right-of-way line of CSX Transportation Railroad, along an easterly line of said 0.5865 acre tract, along the easterly line of a 2.845 acre tract of land conveyed to Lilda M. Delewese, Trustee, by deed of record in Instrument No. 200505160092613 and Instrument No. 200508170167085, along the easterly line of a 0.2845 acre tract of land conveyed as Parcel 29-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200204150094538, along a portion of an existing corporation line for the City of Columbus, Ohio as established by Ordinance 1331-68 and recorded in Miscellaneous Record 146, Page 148 and along the easterly right-of-way of McKinley Avenue a distance of approximately **1050 feet** to a northeasterly corner of an existing corporation line for the City of Columbus, Ohio as established by Ordinance 0139-02 and recorded in Instrument No. 200205220127025 (passing a point in the south line of Norwich Township, the north line of Franklin Township and in the centerline of Trabue Road at approximately 885 feet);

Thence southwesterly along said existing corporation line for the City of Columbus, Ohio, crossing McKinley Avenue a distance of approximately **65 feet** to the southeasterly corner of a 0.3779 acre tract of land conveyed as Parcel 20-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200207240181458, at a northeasterly corner of a 0.2103 acre tract of land conveyed as Parcel 30-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200207100169721 and at a point in said existing corporation line for the City of Columbus, Ohio;

Thence southwesterly along said existing corporation line for the City of Columbus, Ohio, along the southerly line of said 0.3779 acre tract and along the northerly line of said 0.2103 acre tract a distance of approximately **54 feet** to a point in a northerly line of an original 0.408 acre tract of land conveyed as Parcel One to Angelo J. Dallas, Trustee, at a point in a southerly line of an original 0.342 acre tract of land conveyed as Parcel 2 to Spyros C. & Phyllis Sevis, Co-Trustees by deed of record in Official Record 23323, Page D 02, at the northwesterly corner of said 0.2103 acre tract, at the southwesterly corner of

said 0.3779 acre tract and at point in said existing corporation line for the City of Columbus, Ohio;

Thence northwesterly along the westerly line of said 0.3779 acre tract, along an easterly line of said original 0.342 acre tract, along an easterly line of an original one (1) acre tract of land conveyed as Parcel 1 to Spyros C. & Phyllis Sevis, Co-Trustees, by deed of record in Official Record 23323, Page D 02 a distance of approximately **192 feet** to a point at the northerly corner of said original one (1) acre tract, at a point in the easterly line of an original 1.477 acre tract of land conveyed to Joseph S. Dallas and Angelo J. Dallas, III, Co-Trustees, at a corner of said 0.3779 acre tract, at the southeasterly corner of a 0.1108 acre tract of land conveyed as Parcel 19-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200204030083714 and in the existing corporation line for the City of Columbus, Ohio;

Thence northwesterly along a portion of said existing corporation line for the City of Columbus, Ohio, along a portion of the westerly line of said 0.3779 acre tract, along a portion of the easterly line of said 0.1108 acre tract a distance of approximately **34 feet** to a corner of said existing corporation line for the City of Columbus, Ohio;

Thence southwesterly along said existing corporation line for the City of Columbus, Ohio, crossing said 0.1108 acre tract a distance of approximately **88 feet** to a point in the westerly line of said 0.1108 acre tract, at a point in the easterly line of a 0.1010 acre tract of land conveyed as Parcel 18-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200204030083709 and at a corner of said existing corporation line for the City of Columbus, Ohio;

Thence southeasterly along a portion of said existing corporation line for the City of Columbus, Ohio, along a portion of the easterly line of said 0.1010 acre tract and along a portion of the westerly line of said 0.1108 acre tract a distance of approximately **24 feet** to a point in said existing corporation line for the City of Columbus, Ohio, at the southeasterly corner of said 0.1010 acre tract, at a point in the westerly line of said original 1.477 acre tract and at a point in the easterly line of an original 1.5 acre tract of land conveyed to Anthony J. & Margherita D. Filichia by deed of record in Official Record 20545, Page B 15;

Thence southwesterly along the southerly line of said 0.1010 acre tract and crossing said 1.5 acre tract a distance of approximately **93 feet** to a point in the westerly line of said 1.5 acre tract, at the northeasterly corner of a 2.8187 acre tract of land conveyed as Parcels 1 and 2 to Richard A. Capuano, Trustee, by deed of record in Instrument No. 200503210051268, at the southwesterly corner of said 0.1010 acre tract and at the southeasterly corner of a 0.1813 acre tract of land conveyed as Parcel 17-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200204030083711;

Thence southwesterly along a southerly line of said 0.1813 acre tract and along a northerly line of said 2.8187 acre tract a distance of approximately **120 feet** to a point in the west line of Parcel 2 and the east line of Parcel 1;

Thence southwesterly along a southerly line of said 0.1813 acre tract and along a northerly line of said 2.8187 acre tract a distance of approximately **70 feet** to a point at the northwesterly corner of said 2.8187 acre tract, at the southwesterly corner of said 0.1813 acre tract and in the east line of a one (1) acre tract of land conveyed to Joseph S. & Kerma L. Dallas by deed of record in Official Record 10907, Page B 19;

Thence northwesterly along the westerly line of said 0.1813 acre tract and along a portion of the easterly line of said one (1) acre tract a distance of approximately **40 feet** to a point at the northwesterly corner of said 0.1813 acre tract, at the northeasterly corner of said one (1) acre tract, in the northerly line of Franklin Township, in the southerly line of Norwich Township, in the northerly line of Virginia Military Survey 530, in the southerly line of Virginia Military Survey 544 and in the centerline of Trabue Road (variable width);

Thence southwesterly along the southerly line of Norwich Township, along the northerly line of Franklin Township, along the southerly line of V.M.S. 544, along the northerly line of V.M.S. 530, along a portion of a 1.888 acre tract of land conveyed to Michael Carnevale by deed of record in Official Record 4649, Page J 05, along the southerly line of a 0.6013 acre tract of land conveyed to Hugo R. Quint, Jr. by deed of record in Instrument No. 199907090175257, along the southerly line of a 1.3987 acre tract of land conveyed as Parcel "B" to Michael J. Bellisari by deed of record in Instrument No. 200701240014495 and along the centerline of Trabue Road a distance of approximately **167 feet** to a point at the southwesterly corner of said 1.3987 acre tract and at the southeasterly corner of a 0.494 acre tract of land conveyed to Michael A. & Ellise A. Lemon by deed of record in Instrument No. 200505190095890;

Thence northwesterly along the westerly line of said 1.3987 acre tract and along the easterly line of said 0.494 acre tract a distance of approximately **805 feet** to a point at the northwesterly corner of said 1.3987 acre tract, at the northeasterly corner of said 0.494 acre tract in the southerly line of said Lot No. 1 of Builders Place and in the existing corporation line for the City of Columbus, Ohio;

Thence northeasterly along the existing corporation line for the City of Columbus, Ohio, along a portion of the southerly line of said Lot No. 1, along the northerly lines of said 1.3987 acre tract, said 0.6013 acre tract, said 1.888 acre tract, along the northerly line of a 2.252 acre tract of land conveyed as Parcel I and Parcel II to Joseph J. & Irene M. Baljak, Co-Trustees, by deed of record in Instrument No. 200512280272032 and along the northerly line of said 0.5865 acre tract a distance of approximately **527 feet** to the place of beginning;

Containing 10.99 acres of land more or less, of which, 10.02 acres more or less lies within Norwich Township and 0.97 acres more or less lies within Franklin Township.

[illegible]