Review of Petition to Annex 17.8 +/- acres from Madison Township to the City of Columbus Case #ANX-EXP2-09-16 (ECONOMIC DEVELOPMENT & PLANNING)

WHEREAS, the Commissioners of Franklin County, State of Ohio, proceeded to journalize the petition, filed by Michael D. Bridges, on April 26, 2016, and solicited to and/or been heard by all persons desiring to be reviewed for or against the granting of the Expedited Type 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 passed Ordinance Number 1166-16 agreeing to provide to the territory proposed for annexation certain services and adopting a statement regarding possible incompatible land uses and zoning buffer. The resolution was passed by the City of Columbus on May 2, 2016.

Review of Petition to Annex 17.8 +/- acres from Madison Township to the City of Columbus Case #ANX-EXP2-09-16 (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, 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: Matt Brown

C: Economic Development & Planning Department

SIGNATURE SHEET

Resolution No. 0381-16

May 24, 2016

REVIEW OF PETITION TO ANNEX 17.8 +/- ACRES FROM MADISON TOWNSHIP TO THE CITY OF COLUMBUS CASE #ANX-EXP2-09-16

(Economic Development and Planning)

Upon the motion of Commissioner Marilyn Brown, seconded by Commissioner John O'Grady:

Voting:

John O'Grady, President Marilyn Brown 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 acted upon by the Board of County Commissioners, Franklin County, Ohio on the date noted above.

Antwan Booker, Clerk

Board of County Commissioners

Franklin County, Ohio



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

Economic Development & Planning DepartmentJames Schimmer, Director

RESOLUTION SUMMARY

Review of Petition to Annex 17.8 +/- acres from Madison Township to the City of Columbus Case #ANX-EXP2-09-16

Description:

Attached is a resolution to consider the annexation of 17.8-acres, more or less, from Madison Township to the City of Columbus. The petition case number is ANX-EXP2-09-16.

Agent:

Michael D. Bridges - Dickinson-Wright, PLLC

Owners:

Columbus Regional Airport Authority

Site:

7200 and 7280 Alum Creek Drive (PID# 180-005365 and 180-005364), a portion of Jerrie Mock Avenue (PID#180-005397), and a portion of the public right-of-way of Alum Creek Drive

Additional Information:

The total perimeter of the site is approximately 5,278 feet; approximately 345 feet, or 6.5 percent, of which is contiguous to the City of Columbus.

Analysis:

The applicant <u>has</u> met all statutory requirements outlined in Section 709.021 of the Ohio Revised Code. The applicant <u>has</u> provided proof of notification, and timeline and <u>has</u> provided a resolution from the City of Columbus identifying the services that will be provided once the annexation has been approved and a statement regarding possible incompatible land uses and zoning buffer. The resolution, Ordinance No. 1166-16, was passed by the City of Columbus on May 2, 2016.

Recommendation:

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



 $\textbf{Commissioner} \ \ \textbf{John O'Grady} \cdot \textbf{Commissioner} \ \ \textbf{Paula Brooks} \cdot \textbf{Commissioner} \ \ \textbf{Marilyn Brown} \ \ \textbf{President}$

Economic Development & Planning DepartmentJames Schimmer, Director

MEMO JOURNALIZATION

TO: Antwan Booker, County Clerk

Franklin County Commissioners Office

FROM: Matthew Brown, Planning Administrator

Franklin County Economic Development & Planning Department

CC: James Schimmer, Director

Jenny Snapp, Assistant Director, Building, Planning and Zoning Franklin County Economic Development & Planning Department

RE: Description of Expedited Type 2 annexation case to be

journalized on the April 26, 2016 General Session Agenda for

consideration on May 24, 2016.

<u>Case #ANX-EXP2-09-16</u> - An Expedited Type 2 annexation petition ANX-EXP2-09-16 was filed with the Franklin County Economic Development and Planning Department on April 18, 2016. The petition is requesting to annex 17.8 +/- acres from Madison Township to the City of Columbus. The petition will be considered by the Board of Commissioners on May 24, 2016.

Site: 7200 and 7280 Alum Creek Drive (PID# 180-005365 and 180-005364), a portion of Jerrie Mock Avenue (PID#180-005397), and a portion of the public right-of-way of Alum Creek Drive



Commissioners

Marilyn Brown, President Paula Brooks John O'Grady

Economic Development & Planning DepartmentJames Schimmer, Director

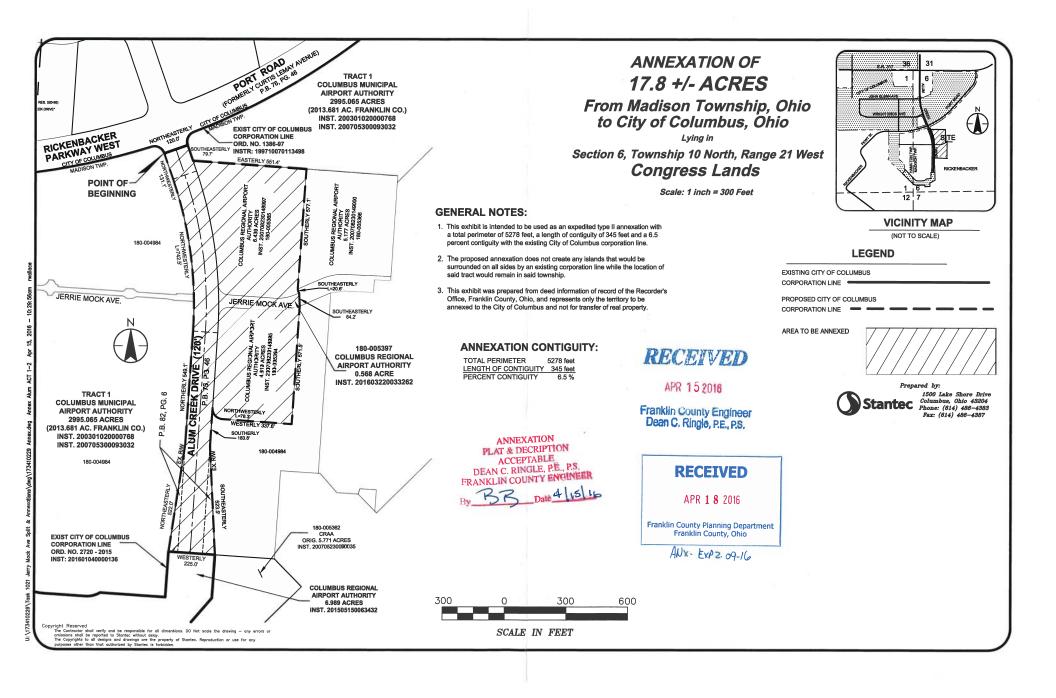
Application for

Annexation Petition

Expedited Type 2
Pursuant to ORC §709.023



Staff Use Only **Property Information** Site Address 7200 and 7280 Alum Creek Dr. Columbus, Ohio 43217 and a porton of Private Roadway Jerri Mock and Alum Creek Drive P.B.76, Pg. 46 and P.B.82, Pg.6
Total Acreage ANX-EXP2-09-16 180-005364,180-005365,180-005397 17.8 From Township To Municipality City of Columbus Madison Township Hearing date: **Property Owner Information** 5/24/16 Columbus Regional Airport Authority Date filed: Address 4600 International Gateway Columbus, Ohio 43219 Receipt # Attention: Connie Tursic 9536Z Fax # Phone # 614-239-3173 Notifications deadline: 4/25/16 Svc statement deadline: Email ctursic@columbusairports.com 20 days Attorney/Agent Information **Document Submission** Name Michael D. Bridges, Member - Dickinson-Wright, PLLC The following documents must accompany this application Address 150 East Gay Street, Suite 2400 on letter-sized 8 1/2" x 11" paper: Columbus, Ohio 43215 X Legal description of property Phone # Fax # ☐ Xap/plat of property 614-744-2577 ☐ Xist of adjacent properties Fmail MBridges@dickinsonwright.com Waiver of Right to Appeal 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. Property Owner Elaine Roberts, A.A.E Property Owner Date President & CEO **Property Owner** Date **Property Owner** Date





APR 154.

Franklin Gounty Engineer Dean C. Langle, P.E., P.S.

RECEIVED

APR 18 2016

Franklin County Planning Department Franklin County, Ohio

ANNEXATION OF 17.8 +/- ACRES FROM MADISON TOWNSHIP TO CITY OF COLUMBUS (AT RICKENBACKER)

ANNEXATION
PLAT & DECRIPTION
ACCEPTABLE
DEAN C. RINGLE, P.E., P.S.
FRANKLIN COUNTY ENGINEER
By Date 4 IS 16

Situated in the State of Ohio, County of Franklin, Madison Township, and lying in Section 6, Township 10 North, Range 21 West, Congress Lands, being all of 6.439 acre and 4.819 acre tracts as conveyed to the Columbus Regional Airport Authority by a deed of record in Instrument Number 200708230148997 and 200708230148995, a 0.568 acre tract, being a portion undedicated right-of-way of Jerrie Mock Avenue of record in Instrument Number 201603220033262 and that portion of Alum Creek Drive south of Rickenbacker Parkway West recorded in Plat Book 78, Page 46 and Plat Book 82, Page 6, (all records herein of the Recorder's Office, Franklin County, Ohio), being bounded and more particularly described as follows:

Beginning at a point on the existing City of Columbus corporation line as established by Ordinance Number 1386-97, Instrument Number 199710070113498 at the southwesterly right-of-way return of Alum Creek Drive and Port Road as dedicated in the record plat of "Dedication of Curtis LeMay Avenue and Alum Creek Drive" of record in Plat Book 76, Page 46;

Thence Northeasterly, a distance of approximately 120 feet along the existing City of Columbus corporation line across Alum Creek Drive to a point at the return on the easterly right-of-way line;

Thence Southeasterly, a distance of approximately 79.7 feet along the easterly right-of-way line to a point at the northwesterly corner of the 6.439 acre tract;

Thence Easterly, a distance of approximately 551.4 feet along the northerly line of the 6.439 acre tract to a point at the northeasterly corner;

Thence the following courses along the easterly line of the 6.439 acre tract:

- 1. Southerly, a distance of approximately 577.1 feet to a point of curvature;
- Southeasterly along an arc of a curve to the left having a length of approximately 20.6 feet, to a point at the southeasterly corner;

Thence Southerly, a distance of approximately 64.2 feet across Jerrie Mock Avenue to a point at the northeasterly corner of the 4.819 acre tract;

Thence the following courses and distance along the lines of the 4.819 acre tract:

- 1. Southerly, a distance of approximately 571.5 feet to the southeasterly corner;
- 2. Westerly, a distance of approximately 337.6 feet to a point of curvature;
- 3. Northwesterly along an arc of a curve to the right having a length of 78.3 feet to a point on the easterly right-of-way line of Alum Creek Drive;

Thence the following courses and distances along the easterly right-of-way line Alum Creek Drive:

- 1. Southerly, a distance of approximately 183.8 feet to an angle point;
- Southeasterly, a distance of approximately 523.5 feet, to an angle point on the existing City of Columbus corporation line as established by Ordinance Number 2720 – 2015 of record in Instrument Number 201601040000136, a terminus point of the easterly right-of-way line of Alum Creek Drive;

Thence Westerly, a distance of approximately 225.0 feet, along the existing corporation line to an angle point in said corporation line at the westerly terminus point of the westerly right-of-way line of Alum Creek Drive;

Thence the following courses and distances along the westerly right-of-way line Alum Creek Drive:

- 1. Northeasterly, a distance of approximately 522.0 feet, to an angle point;
- 2. Northerly, a distance of approximately 549.1 feet, to a point of curvature;
- Northwesterly, along the arc of a curve to the left having a length of 742.5 feet, to a point of tangency;
- 4. Northwesterly, a distance of approximately 131.1 feet to the **point of beginning**, containing 17.8 acres, more or less.

This description was prepared from deed information of record of the Recorder's Office, Franklin County, Ohio, and represents only the territory to be annexed to the City of Columbus and not for transfer of real property.

STANTEC CONSULTING SERVICES INC.



City of Columbus Legislation Report

File Number: 1166-2016

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

Emergency

File ID: 1166-2016

Type: Ordinance

Status: Consent

Version: 1

*Committee: Economic Development Committee

File Name: Annexation Service AN16-001: 17.8 Acres, Madison

File Created: 04/21/2016

Township, Columbus Regional Airport Authority

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.:

Alexandria Voignier 645-8791

Floor Action (Clerk's Office Only)

MAY 02 2016

Mayor's Action	MAY 0 3 2016	Council Action MAY 02 2016	24MC Q
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 (AN16-001) of 17.8 + acres in Madison Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.

Sponsors:

Attachments: ORD1166-2016 AN16-001 Legal Description,

ORD1166-2016 AN16-001 Plat Map

I hereby certify that the above or attached is a true and correct copy of Ordinance No. 1166- 6 passed by The Council of The City of Columbus.
Ohio 5 2, 20 6, as shown by the records now on file in this office.

RECEIVED

City of Columbus

ANX-EXPZ-09-16 Franklin County Planning Department Franklin County, Ohio

Page 1 of 5

Printed on 4/21/2016

Approval History

Version	Date	Approver	Action	
1	04/21/2016	DEVELOPMENT DIRECTOR	Approved	
1	04/21/2016	ATTORNEY APPROVER	Approved	
Notes	wsb			

History of Legislative File

Ver. Acting Body: Date: Action: Sent To: Due Date: Return Result: Date:

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

AN16-001

BACKGROUND: This ordinance is being submitted, as required by the Ohio Revised Code (ORC), in order to set forth the municipal services and zoning conditions the city of Columbus will provide upon annexation of territory located in Madison Township. This site falls within an area for which an agreement between the City of Columbus and Columbus Reginal Airport Authority stipulates annexation for development sites.

An annexation petition to Franklin County for this site was submitted on April 18, 2016. A service ordinance must be passed before the annexation meeting takes place before the Board of County Commissioners of Franklin County. Information regarding municipal services that would be available, should the subject site be annexed, has been compiled and is reflected in this ordinance. If the petition is approved by the County Commissioners, a second City ordinance accepting the annexation will be necessary to complete the process. The time frames specified in the ORC require that this legislation be filed as emergency.

FISCAL IMPACT: The statement of municipal services and zoning conditions for a proposed annexation area has no fiscal impact. While provision of the stated services does represent cost to the City, 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 (AN16-001) of $17.8 \pm$ acres in Madison 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 Madison Township has been filed on behalf of the Columbus Regional Airport Authority; and

WHEREAS, a hearing on said petition has been scheduled before the Board of County Commissioners of Franklin County on May 24, 2016; and

City of Columbus Page 3 of 5 Printed on 4/21/2016

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 upon annexation; and

WHEREAS, the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority adopt an ordinance stating zoning buffering conditions; and

WHEREAS, the property is located within an area covered by an annexation agreement between the City of Columbus and Columbus Regional Airport Authority; 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 $17.8 \pm \text{acres}$ in Madison 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.

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: Single family homes would qualify for city provided 90-gallon front curb or 300-gallon alley refuses service, the method of which to be determined by Division of Refuse Collection management. Any other development would require compliance with Title 13 requirements; Commercial/business uses are required to provide their own refuse collection.

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: This site currently has access to a water main located in Jerrie Mock Ave. Service connections to the water main already exist; any additional connections made will be at the owner's expense.

Sewers: All sanitary and storm sewers required shall be constructed privately by the owners and developers at their own cost and expense with no cost to the City.

Sanitary: The site proposed to be annexed into the City is served by a 42" RP15030 Sanitary sewer located on the east side of Alum Creek Drive. Sewer main line extension(s) may be required.

Storm: All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and applicable codes in effect at the time of development.

SECTION 2. If this 17.8 ± 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 Madison 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 Madison 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.

AN16-001 Madison Township (17.8 ± acres) Legal Description

RECEIVED

APR 152016

Franklin County Engineer Dean C. Ringle, P.E., P.S. ANNEXATION OF 17.8+/-ACRES FROM MADISONTOWNSHIP TO CITY OF COLUMBUS (AT RICKENBACKER) ANNEXATION
PLAT & DECRIPTION
ACCEPTABLE
DEAN C. RINGLE, P.E., P.S.
FRANKLIN COUNTY ENGINEER
By Date 4 15 4

Situated in the State of Ohio, County of Franklin, Madison Township, and lying in Section 6, Township 10 North, Range 21 West, Congress Lands, being all of 6.439 acre and 4.819 acre tracts as conveyed to the Columbus Regional Airport Authority by a deed of record in Instrument Number 200708230148997 and 200708230148995, a 0.568 acre tract, being a portion undedicated right-of-way of Jerrie Mock Avenue of record in Instrument Number 201603220033262 and that portion of Alum Creek Drive south of Rickenbacker Parkway West recorded in Plat Book 78, Page 46 and Plat Book 82, Page 6, (all records herein of the Recorder's Office, Franklin County, Ohio), being bounded and more particularly described as follows:

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AN16-001 Madison Township (17.8 ± acres) Legal Description

a a a

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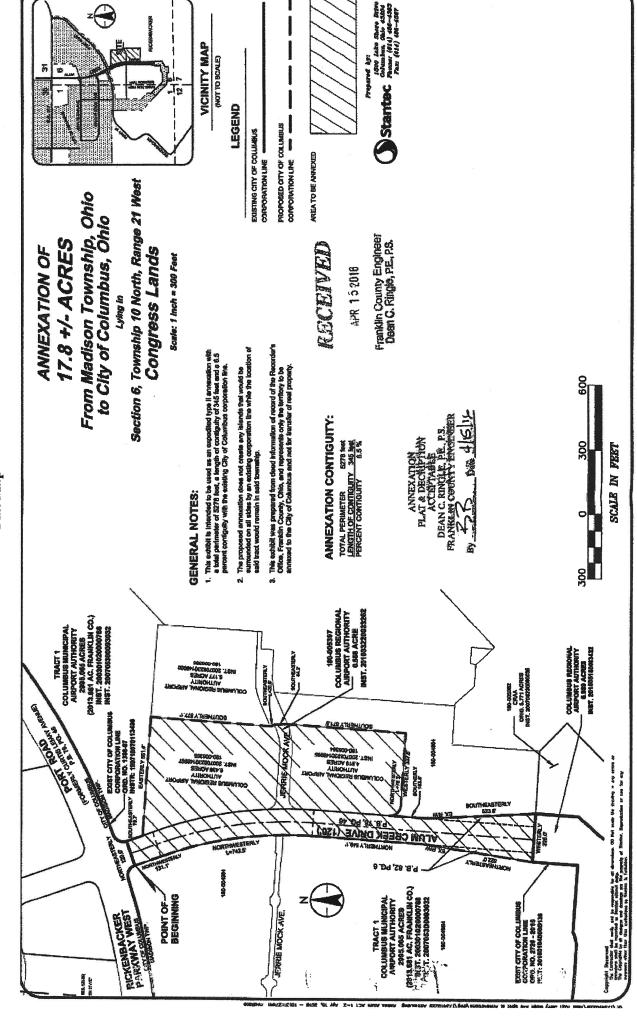
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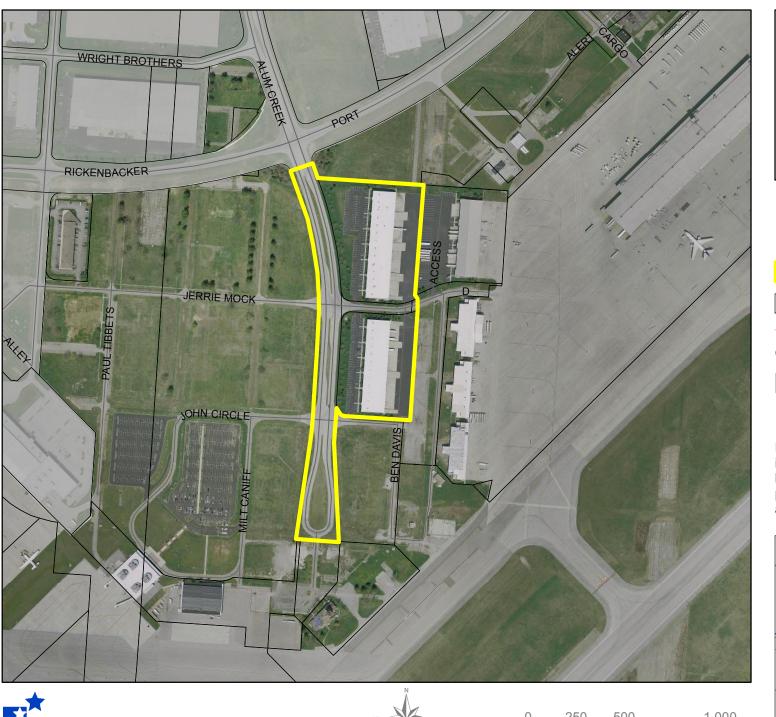
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STANTEC CONSULTING SERVICES INC.

AN16-001 Madison Township (17.8 <u>+</u> acres) Plat Map



34 g



ANX-EXP2-09-16

Petition to annex 17.8+/acres from Madison Township to the City of Columbus

17.8+/- acres MadisonTownship

Annexation Area

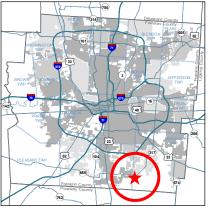
Parcels

---- Streets

Corporate Boundaries

Columbus

Note: Boundary shown is approximate area to be annexed. See petition plat for exact area.











April 7, 2016

Anthony Hray
Franklin County Economic Development & Planning Department
150 South Front Street
FLS Suite 10
Columbus, Ohio 43215-6314

Board of Directors

Susan Tomasky Chair

William R. Heifner Vice Chair

Don M. Casto, III Frank J. Cipriano Elizabeth P. Kessler, Esq. William J. Lhota, P.E. Jordan A. Miller, Jr. Kathleen H. Ransier, Esq. Dwight Smith

Elaine Roberts, A.A.E. **President & CEO**

Re: Annexation Petition for Alum Creek Drive, (P.B.76, Pg.46 and P.B.82, Pg.6) and Parcels 180-005364, 180-005365 and 180-005397

Dear Anthony:

Columbus Regional Airport Authority seeks to annex Alum Creek Drive as referenced above and these three parcels located at Rickenbacker International Airport into the City of Columbus. This letter accompanies our Annexation Application.

This site contains two existing office-warehouse buildings at Rickenbacker International Airport. Columbus Regional Airport Authority owns these building which are currently leased to multiple individual tenants.

Columbus Regional Airport Authority plans to continue use of this site to support airport operations at Rickenbacker International Airport.

Sincerely,

Elasue Roberts

Elaine Roberts, A.A.E.

President & CEO