

FRANKLIN COUNTY DEVELOPMENT DEPARTMENT
280 EAST BROAD STREET
2ND FLOOR
COLUMBUS, OHIO 43215-6304

COMMISSIONERS: DEWEY R. STOKES, PRESIDENT ARLENE SHOEMAKER MARY JO KILROY

EXPEDITED II ANNEXATION

CASE #ANX-EXP2 22-05

REVIEW DATE _____

.....
APPLICATION FOR ANNEXATION

1) Type of Annexation:

Expedited Type 2 Annexation

Petitions by all property owners where territory to be annexed is not excluded from the township, unless otherwise provided by an annexation agreement or a CEDA (Cooperative Economic Development Agreement). Consent of the municipality and the township is not necessarily required.

Please email the legal description and the map to: njthomps@co.franklin.oh.us

- 1) Number of Acres to be Annexed 9.5 acres 220-000096
- 2) Address of Subject Property 4608 Central College Road Parcel Number 220-001227 220-000337
- 3) Township Location Plain Township
- 4) To which City City of Columbus
- 5) Name of Applicant Phyllis Snedegar Applicant's Phone Number (614) 228-4546
- 6) Applicant's Address 4608 Central College Road
- | | | |
|--------------------|----------------|------------------------------|
| <u>Westerville</u> | <u>Ohio</u> | <u>(Street)</u> <u>43081</u> |
| <u>(City)</u> | <u>(State)</u> | <u>(Zip)</u> |

"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."

7) Property Owner(s) Signing the Petition

Phyllis Snedegar

William Snedegar

RECEIVED

JUN 29 '05 PM 2:43

8) Attorney or Agent Franklin E. Eck, Jr.

9) Attorney/Agent's Address 145 East Rich Street, 4th Floor

<u>Columbus</u>	<u>Ohio</u>	<u>(Street)</u> <u>43215</u>
<u>(City)</u>	<u>(State)</u>	<u>(Zip)</u>

10) Attorney/Agent's Phone (614) 228-4546 Fax (614) 228-1472 Email feck@plankbrahm.com

PETITION FOR ANNEXATION
OF 9.5 ACRES, MORE OR LESS,
IN PLAIN 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 come the undersigned petitioners, being one hundred percent (100%) of the owners of certain property as hereinafter described and request that their property be annexed to the City of Columbus, Ohio. The territory proposed for annexation contains 9.5 acres, more or less, in Plain 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 understand 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 Exhibit "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.

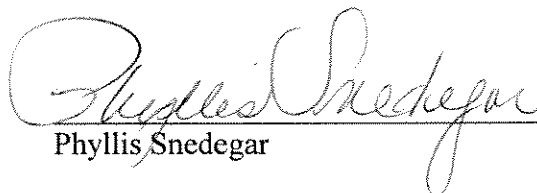
There is no annexation agreement between the municipality and the township pursuant to R.C. §709.192 applicable to this annexation or an applicable Cooperative Economic Development Agreement (C.E.D.A.) pursuant to R.C. §701.07.

The number of owners in the territory proposed for annexed is two (2) and the number of owners who signed the petition is two (2).

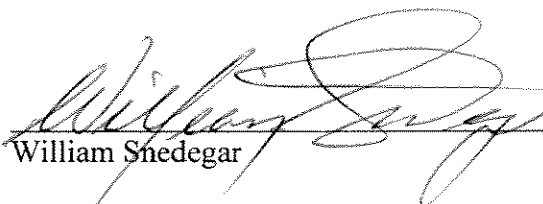
The owners who signed this petition by their signature expressly waive their right to appeal in law or equity from the board of county commissioners' entry of any resolution passed under R.C. §709.023 and waives any rights they may have to sue on any issue relating to a municipal corporation requiring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

Franklin E. Eck, Jr., 145 East Rich Street, 4th Floor, Columbus, Ohio 43215, (614) 228-4546, is hereby appointed agent for the undersigned petitioners, as required by R.C. §709.02; and said petitioner's agent is hereby authorized to make any amendments and/or deletions which in his 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 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.”

 04/22/05
Phyllis Snedegar Date

Address: 4608 Central College Rd
Westerville, OH 43081

 04/22/05
William Snedegar Date

Address: 4608 Central College Rd.
Westerville, Ohio 43081

**ANNEXATION
9.5 ACRES**



To: City of Columbus

From: Plain Township

Situated in the State of Ohio, County of Franklin, Township of Plain, lying in Section 7, Township 2, Range 16, United States Military Lands, and being all of the 8.856 acre tract conveyed to Phyllis Snedegar by deed of record in Official Record 13734107 and the 1.104 acre tract conveyed to William and Phyllis Snedegar by deed of record in Instrument Number 200502020020309 (all reference refer to the records of the Recorder's Office, Franklin County, Ohio), and being described as follows:

Beginning at a point in the existing City of Columbus corporation line as established by Ordinance Number 2540-95, of record in Official Record 30955E11, in the northerly right-of-way line of Central College Road at a corner of the existing City of Columbus corporation line as established by Ordinance Number 1673-04, of record in Instrument Number 200411240269734, and at the southeasterly corner of said 1.104 acre tract,

Thence Westerly, a distance of approximately 345 feet, with said City of Columbus corporation line (1673-04), and the northerly right-of-way line of said Central College Road, and across said 1.104 and 8.856 acre tracts, to a point in the easterly line of the 0.092 acre tract conveyed to Columbia Gas of Ohio, Inc. by deed of record in Deed Book 3037, Page 566;

Thence with the lines common to said 8.856 acre tract and 0.092 acre tract, the following courses and distances:

Northerly, a distance of approximately 50 feet, to a point;

Westerly, a distance of approximately 50 feet, to a point;

Southerly, a distance of approximately 50 feet, to a point in said City of Columbus corporation line (1673-04) and in the northerly right-of-way line of said Central College Road;

Thence Westerly, a distance of approximately 266 feet, with said City of Columbus corporation line (1673-04), and the northerly right-of-way line of said Central College Road, and across said 8.856 acre tract, to a point in the easterly line of the 5.052 acre tract conveyed to Carl W., Jr. and Deborah S. Shye by deed of record in Official Record 28668E05;

Thence Northerly, a distance of approximately 632 feet, with the line common to said 8.856 and 5.052 acre tracts, to a point in the southerly line of the 78 acre tract conveyed to Albert and Helen L. Vesner, Co-Trustees, by deed of record in Instrument Number 199910010246966;

Thence Easterly, a distance of approximately 661 feet, with the line common to said 8.856 and 78 acre tracts, to a point in said City of Columbus corporation line (2540-95) and in the westerly line of the subdivision entitled "New Albany Park Condominiums Eighth Amendment", of record in Condominium Plat Book 125, Page 80, and Instrument Number 200401220015684;

ANNEXATION

9.5 ACRES

-2-

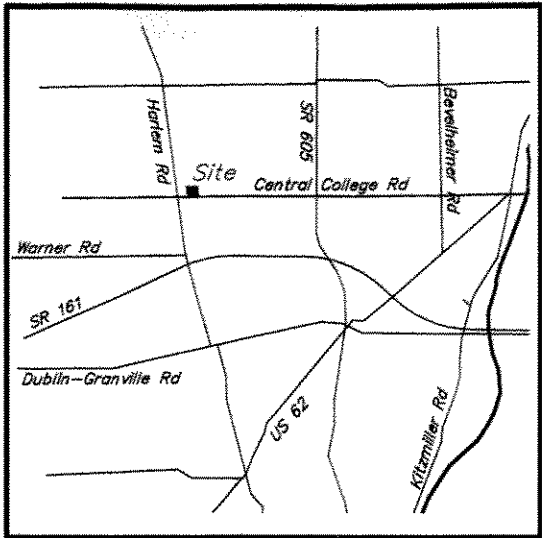
Thence Southerly, a distance of approximately 624 feet, with said City of Columbus corporation line and the line common to said 8.856 and 1.104 acre tracts, said "New Albany Park Condominiums Eighth Amendment", the subdivision entitled "New Albany Park Condominiums Ninth Amendment", of record in Condominium Plat Book 127, Page 11, and Instrument Number 200402170033329, and the northerly right-of-way line of said Central College Road, to the POINT OF BEGINNING, containing 9.5 acres, more or less.

This description was prepared from existing records and is NOT to be used for deed transfer.

EVANS, MECHWART, HAMBLETON AND TILTON, INC.

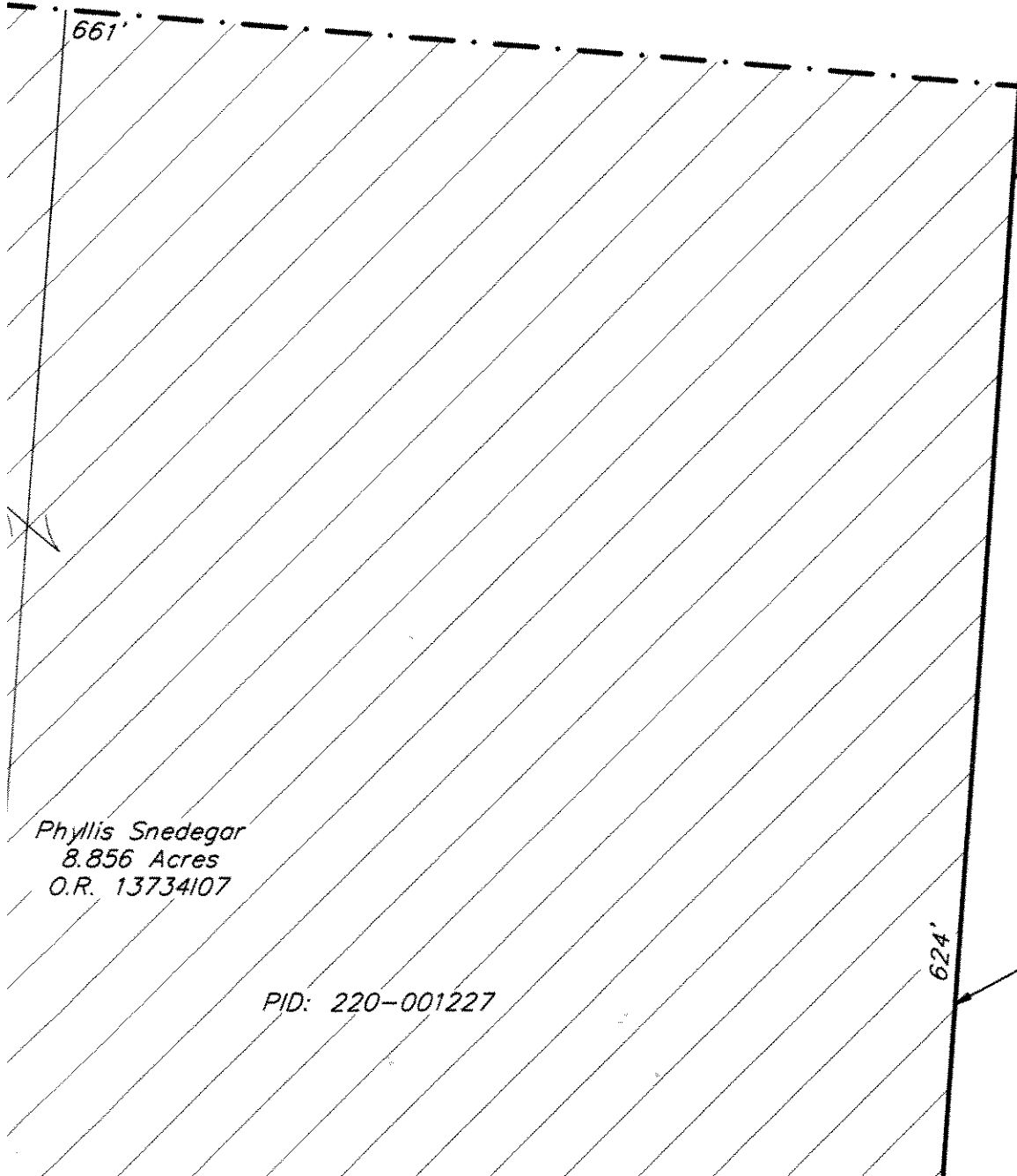
Robert L. Clay
Professional Surveyor No. 8121

**RES TO THE CITY OF
 FRANKLIN COUNTY, OHIO
 PARCELS 16
 LANDS
 COUNTY, OHIO**



LOCATION MAP
 NOT TO SCALE

Albert and Helen I.
 Vesner, Co-Trustees
 78 Acres
 I.N. 199910010246966



City of Columbus
 Corporation Line
 Ord. No. 2540-95
 O.R. 30955E11

Phyllis Snedegar
 8.856 Acres
 O.R. 13734107

PID: 220-001227

New Albany Park
 Condominiums
 Eighth Amendment
 I.N. 200401220015684
 (C.P.B. 125, Pg. 80)

July 26, 2005

RESOLUTION NUMBER 613-05

FIXING RESOLUTION TO SET DATE AND TIME TO REVIEW A PETITION TO ANNEX 9.5 +/- ACRES FROM PLAIN TOWNSHIP TO THE CITY OF COLUMBUS, OHIO BY PHYLLIS AND WILLIAM DNEDEGAR. FIXED FOR TUESDAY, AUGUST 9, 2005 AT 9:00 A.M. CASE #ANX-EXP2-22-05

WHEREAS, a petition was filed pursuant to ORC 709.023 (the expedited two process) on June 29, 2005;

WHEREAS, there were no ordinances or resolutions consenting or objecting to the petition (709.023[D]) passed or filed concerning said petition;

WHEREAS this review of the petition is mandated by 709.023 (E);

WHEREAS, the Board of County Commissioners of Franklin County, Ohio are presented the petition for annexation of certain adjacent territory to the City of Columbus, Ohio filed by Phyllis and William Snedegar and appointing Franklin E. Eck., Jr. as agent for the said territory being described as follows:

Situated in the State of Ohio, County of Franklin, Township of Plain, lying in Section 7. Township 2, Range 16, United States Military Lands, and being all of the 8.856 acre tract conveyed to Phyllis Snedegar by deed of record in Official Record 13734107 and the 1.104 acre tract conveyed to William and Phyllis Snedegar by deed of record in Instrument Number 200502020020309 (all reference refer to the records of the Recorder's Office, Franklin County, Ohio), and being described as follows:

Beginning at a point in the existing City of Columbus corporation line as established by Ordinance Number 2540-95, of record in Official Record 30955E1 I, in the northerly right-of-way line of Central College Road at a corner of the existing City of Columbus corporation line as established by Ordinance Number 1673-04, of record in Instrument Number 200411240269734, and at the southeasterly corner of said 1.104 acre tract,

Thence Westerly, a distance of approximately 345 feet, with said City of Columbus corporation line (1673-04), and the northerly right-of-way line of said Central College Road, and across said 1.104 and 8.856 acre tracts, to a point in the easterly line of the 0.092 acre tract conveyed to Columbia Gas of Ohio, Inc. by deed of record in Deed Book 3037, Page 566;

Thence with the lines common to said 8.856 acre tract and 0.092 acre tract, the following courses and distances:

Northerly, a distance of approximately 50 feet, to a point;

Westerly, a distance of approximately 50 feet, to a point;

Southerly, a distance of approximately 50 feet, to a point in said City of Columbus corporation line (1673-04) and in the northerly right-of-way line of said Central College Road;

Thence Westerly, a distance of approximately 266 feet, with said City of Columbus corporation line (1673-04), and the northerly right-of-way line of said Central College Road, and across said 8.856 acre tract, to a point in the easterly line of the 5.052 acre tract conveyed to Carl W., Jr. and Deborah S. Shye by deed of record in Official Record 28668E05;

Thence Northerly, a distance of approximately 632 feet, with the line common to said 8.856 and 5.052 acre tracts, to a point in the southerly line of the 78 acre tract conveyed to Albert and Helen L. Vesner. Co-Trustees, by deed of record in Instrument Number 199910010246966;

Thence Easterly, a distance of approximately 661 feet, with the line common to said 8.856 and 78 acre tracts, to a point in said City of Columbus corporation line (2540-95) and in the westerly line of the subdivision entitled "New Albany Park Condominiums Eighth Amendment", of record in Condominium Plat Book 125, Page 80, and Instrument Number 200401220015684;

Thence Southerly, a distance of approximately 624 feet, with said City of Columbus corporation line and the line common to said 8.856 and 1.104 acre tracts, said "New Albany Park Condominiums Eighth Amendment", the subdivision entitled "New Albany Park Condominiums Ninth Amendment", of record in Condominium Plat Book 127, Page 11, and Instrument Number 200402170033329, and the northerly right-of-way line of said Central College Road, to the POINT OF BEGINNING, containing 9.5 acres, more or less.

WHEREAS, together with a map of said territory accompanying said petition filed with the Board of County Commissioners, Franklin County, Ohio, on June 29, 2005, be and the same are hereby filed in the Office of the County Auditor;

WHEREAS, the Ohio Revised Code in Section 709.031 stipulates that the County Commissioners can ask the County Engineer for a report on the accuracy of the map or plat; now, therefore, upon the motion of Commissioner Stokes, seconded by Commissioner Brooks;

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

Section 1. That a review upon said petition shall be held in the County Commissioners' Hearing Room, 26th Floor of the Franklin County Courthouse at 9:00 A.M. on August 9, 2005; and

Section 2. That the Director of Development to the Board of County Commissioners be and hereby is directed to notify the agent of the petitioners of the time and place of said review; and

Section 3. That the map or plat road was reviewed and approved on April 20, 2005 by the County Engineer of Franklin County, Ohio, for the accuracy of its legal description.