ORDINANCE O-36-2019

AN ORDINANCE TO ACCEPT THE EXPEDITED TYPE 1 ANNEXATION OF 1.2 +/- ACRES FROM JERSEY TOWNSHIP, LICKING COUNTY TO THE CITY OF NEW ALBANY

WHEREAS, pursuant to the petition filed by Aaron L. Underhill and David Hodge, agent for petitioners, with the Licking County Development and Planning Department, on July 23, 2019, and

WHEREAS, the foregoing Resolution #100-267 of the Licking County Commissioners granting the petition was delivered to the City of New Albany on July 30, 2019, and more than sixty (60) days have lapsed since the Resolution of the Board of County Commissioners was transmitted to the City of New Albany, and

WHEREAS, pursuant to Resolution R-48-2018 of the City of New Albany, the New Albany City Manager was authorized to enter into a Roadway Maintenance Agreement with the Township of Jersey for the maintenance of sections of roadways impacted by this annexation.

WHEREAS, the real estate is located in Licking County and shall be subject to the “New Albany East Community Authority” and subject to a special property assessment in compliance therewith, and

WHEREAS, pursuant to New Albany Codified Ordinance 1125.05, all newly annexed areas shall immediately be zoned into the Agricultural District and shall be subject to the regulations and restrictions pertaining thereto, and

WHEREAS, The New Albany City Council has determined that annexation of the real estate is in the best interests of the residents of the City of New Albany.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of New Albany, Counties of Franklin, and Licking, State of Ohio, that:

Section 1: The application of property owners set forth in Licking County requesting the annexation of 1.2+/- acres, which is contiguous to the City of New Albany, is hereby accepted, and the corporate boundaries of New Albany shall be extended to include the territory, more particularly described in Exhibit A, attached hereto and incorporated herein as if fully written.

Section 2: An accurate map of the territory attached as Exhibit B, the petition for its annexation, other related documents, and a certified transcript of the proceedings of the Licking County Board of Commissioners regarding the annexation proceedings have been on file with the Clerk of Council of the City of New Albany for sixty (60) days prior to being presented to this Council as required by law, and are hereby accepted.
Section 3: City Council of the City of New Albany hereby accepts the annexation of a 1.2 +/--acre tract, situated in Jersey Township, Licking County, Ohio, the same being land of the owners set forth above, for annexation to the City of New Albany.

Section 4: The Clerk is herewith directed to deliver certified copies of this ordinance and other Proceedings relative to the annexation to the County Auditor, County Recorder, and the Secretary of State.

Section 5. It is hereby found and determined that all formal actions of this council concerning and relating to the adoption of this legislation were adopted in an open meeting of the council, and that all deliberations of the council and or any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121 of the Ohio Revised Code.

Section 6. Pursuant to Article VI, Section 6.07(B) of the charter of the City of New Albany, this ordinance shall be in effect on and after the earliest period allowed by law.

CERTIFIED AS ADOPTED this __________ day of __________________, 2019.

Attest:

Sloan T. Spalding, Mayor
Jennifer H. Mason, Clerk of Council

Approved as to form:

Mitchell H. Banchefsky, Law Director

CERTIFICATION BY CLERK OF COUNCIL OF PUBLICATION OF LEGISLATION

I certify that copies of Ordinance O-36-2019 were posted in accordance with Section 6.12 of the Charter, for 30 days starting on ______________________, 2019.

______________________________
Jennifer Mason, Clerk of Council
Date
PROPOSED ANNEXATION
1.2 ± ACRES

TO: VILLAGE OF NEW ALBANY

FROM: JERSEY TOWNSHIP

Situated in the State of Ohio, County of Licking, Township of Jersey, lying in Farm Lot 29, Quarter Township 2, Township 2, Range 15, United States Military Lands, and being all of that 1.171 acre tract conveyed to MBJ Holdings, LLC by deed of record in Instrument Number 20190410005879 (all references are to the records of the Recorder’s Office, Licking County, Ohio) and being more particularly described as follows:

Beginning, for reference, at the centerline intersection of Jug Street Road and Beech Road, being an angle point in the City of New Albany Corporation Line established in Ordinance Number O-33-2010, of record in Instrument Number 201011040022449 and established in Ordinance Number O-12-2019, of record in Instrument Number 201906210012317;

Thence North 03° 18’ 15” East, with said centerline of Beech Road, said existing corporation line (Ordinance Number O-12-2019), a distance of 2302.49 feet to a point at the common corner of said 1.171 acre tract and that 10.936 acre tract conveyed to MBJ Holdings, LLC by deed of record in Instrument Number 201901070000272, the TRUE POINT OF BEGINNING;

Thence North 03° 18’ 15” East, with the centerline of said Beech Road, the westerly line of said 1.171 acre tract, a distance of 149.83 feet to a point at the common corner of said 1.171 acre tract and that 1.171 acre tract conveyed to MBJ Holdings, LLC by deed of record in Instrument Number 201901160000962, being an angle point in said existing corporation line (Ordinance Number O-12-2019);

Thence South 86° 14’ 47” East, with the line common to said 1.171 acre tracts, said existing corporation line, a distance of 340.00 feet to a point in a westerly line of said 10.963 acre tract;

Thence South 03° 18’ 15” West, with the line common to said 1.171 acre and 10.963 acre tracts, said existing corporation line, a distance of 150.00 feet to a point;

Thence North 86° 13’ 05” West, with said common line, said existing corporation line, a distance of 340.00 feet to the TRUE POINT OF BEGINNING, containing 1.2 acres, more or less.

The above description and corresponding map were prepared from Licking County Auditor’s GIS information, and said description is not intended for transfer.

HEATHER L KING
PROFESSIONAL SURVEYOR

EVANS, MECHWART, HAMBLETON & TILTON, INC.

Heather L. King
Professional Surveyor No. 8307

01/27/19

PRE-APPROVAL
LICKING COUNTY ENGINEER
APPROVED
APPROVED BY
DATE
6/27/19
ORDINANCE O-37-2019


WHEREAS, an application to approve The Courtyards at New Albany phase 2 final plat has been submitted; and

WHEREAS, Codified Ordinance Chapter 1187 requires approval of the final plat by council; and

WHEREAS, the New Albany Planning Commission, after review during a public meeting on September 16, 2019, recommended approval of this final plat (FPL-69-2019); and

WHEREAS, The Courtyards at New Albany phase 2 final plat includes approximately 10.332 +/- acres of land to be subdivided into 37 residential lots in addition to the public streets; and

WHEREAS, the 10.332 acre The Courtyards at New Albany phase 2 final plat includes approximately 2.541 +/- acres of parkland and open space;

WHEREAS, The Courtyards at New Albany phase 2 final plat includes the commitment to dedicate reserves I, J, K and L to the city for public parkland and open space; and

WHEREAS, New Albany City Council has agreed to the terms and conditions by which this parkland will be donated; and

WHEREAS, the city engineer certifies The Courtyards at New Albany phase 2 final plat meets all the requirements of Chapter 1187 of the Codified Ordinances, stormwater management, design requirements and will meet all other requirements of the city.

NOW, THEREFORE, BE IT ORDAINED by Council for the city of New Albany, Counties of Franklin and Licking, State of Ohio, that:

Section 1. The said The Courtyards at New Albany phase 2 final plat is attached to this resolution as Exhibit A and made a part herein is approved.

Section 2. City Council hereby accepts the lands shown on the map attached hereto as Exhibit A, under the terms and conditions outlined and the covenants and restrictions stipulated in the deed and final plat.
Section 3. It is hereby found and determined that all formal actions of this council concerning and relating to the adoption of this resolution were adopted in an open meeting of the council, and that all deliberations of the council and or any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121 of the Ohio Revised Code.

Section 4. Pursuant to Article 6.07(B) of the New Albany Charter, this ordinance shall become effective thirty (30) days after adoption.

CERTIFIED AS ADOPTED this ______ day of ____________________, 2019.

Attest:

Sloan T. Spalding
Mayor

Jennifer H. Mason
Clerk of Council

Approved as to form:

Mitchell H. Banchefsky
Law Director
RESOLUTION R-51-2019

A RESOLUTION TO AUTHORIZE THE CITY MANAGER TO ADVERTISE, BID, AWARD AND EXECUTE ANY AND ALL CONTRACTS RELATED TO THE WATER MAIN EXTENSION AND THE CONSTRUCTION OF A WATER BOOSTER STATION GENERALLY LOCATED AT THE NORTHEAST CORNER OF JUG STREET AND BEECH ROAD

WHEREAS, the infrastructure projects include the extension of +/- 9,500 linear feet of water main and the construction of a water booster station; and

WHEREAS, the completion of the subject water infrastructure improvements will provide additional water capacity and pressure to the northeastern portion of the New Albany International Business Park; and

WHEREAS, the subject improvements are necessary in order to support the continued growth of the business campus; and

WHEREAS, the engineer’s estimate for the base bid for the subject infrastructure improvements is $6M.

NOW, THEREFORE, BE IT RESOLVED by Council for the City of New Albany, Counties of Franklin and Licking, State of Ohio, that:

Section 1. The city manager is hereby authorized and directed to advertise for bids, award contracts and execute any and all contractual documents necessary to accomplish the construction of said infrastructure projects.

Section 2. It is hereby found and determined that all formal actions of this council concerning and relating to the adoption of this resolution were adopted in an open meeting of the council, and that all deliberations of the council and or any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121 of the Ohio Revised Code.

Section 3. Pursuant to Article VI, Section 6.07(A) of the charter of the City of New Albany, this resolution shall be in effect on and after the earliest period allowed by law.

CERTIFIED AS ADOPTED this ______ day of __________________, 2019.

Attest:
Sloan T. Spalding  
Mayor  

Approved as to form:

Jennifer H. Mason  
Clerk of Council

Mitchell H. Banchefsky  
Law Director