

Columbus City Bulletin



Bulletin 7
February 15, 2003



Proceedings of City Council

Vol. LXXXVIII

Saturday, February 15, 2003

NO. 7

PROCEEDINGS OF CITY COUNCIL REGULAR MEETING NO. 4 MONDAY, FEBRUARY 10, 2003 AT 5:00 P.M.

Council met in regular session with President Matthew D. Habash in the chair. The roll being called, the following members were present: Kevin L. Boyce, President Pro Tem Michael C. Mentel, Maryellen O'Shaughnessy, Richard W. Sensenbrenner, Charleta B. Tavares, Patsy A. Thomas and President Matthew D. Habash.

There being a quorum present, Council adopted a motion to dispense with reading of the minutes of the previous session and to accept the journal as recorded.

APPOINTMENTS:

The following were hereby reappointed to serve on the Columbus Board of Health: Wilbur H. Weddington, Sr. M.D. and Carole A. Anderson, (Ph.D., RN) terms expiring January 31, 2007.

THE CITY BULLETIN Official Publication of the City of Columbus

Published weekly under authority of the City Charter and direction of the City Clerk. The Office of Publication is the City Clerk's Office, 90 W. Broad Street, Columbus, Ohio 43215. The City Bulletin contains the official report of the proceedings of council. The Bulletin also contains all ordinances and resolutions acted upon by council, civil service notices and announcements of examinations, advertisements for bids and requests for professional services, and details pertaining to official actions of all city departments.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF MONDAY, FEBRUARY 10, 2003:

New Type: C1, C2
To: Mivida Inc
DBA Cucos Taqueria & Market
2162-2166 W Henderson Rd
Columbus Ohio 43220

New Type: D3
To: LA Michoacana Corporation
964 966 Galloway Rd
Columbus Ohio 43119

New Type: D1
To: Chipotle Mexican Grill of Colorado LLC
1140 Polaris Pkwy & Patio
Columbus Ohio 43240

New Type: C1, C2
To: Speedway Superamerica LLC
DBA Speedway #1204
6803 Refugee Rd
Columbus Ohio 43110

New Type: D3, D3A
To: Bento Go Go High Street Inc
1728 N High St
Columbus Ohio 43201

New Type: C1, C2
To: Gilligan Oil Co
1852 Summit St
Columbus Ohio 43201

Transfer Type: C1, C2, D6
To: North Market Wines LTD
DBA Grapes of Mirth
Bsmt Storage Unit 15 & 16
59 Spruce St Space 16
Columbus Ohio 43215
From: Grapes of Mirth Inc
DBA Grapes of Mirth
Bsmt Storage Unit 15 & 16
59 Spruce St Space 36
Columbus Ohio 43215

Transfer Type: C1, C2, D6
To: G & C Beverage LTD
DBA Barley Bin of Dublin
5931 Karris Square Dr
Columbus Ohio 43016
From: Barley Bin of Dublin Inc
DBA The Barley Bin of Dublin
5931 Karris Square Dr
Columbus Dublin Ohio 43016

Transfer Type: D5, D6
To: Jag Group LLC
DBA Brownstone on Main
122 E Main St 1st & 2nd floors
Columbus Ohio 43215
From: Out on Main Street LTD
DBA Out on Main
122 E Main St 1st & 2nd Fls
Columbus Ohio 43215

Transfer Type: C1, C2, D6
To: 900 Weber Rd Inc
DBA Weber Road Market
900 E Weber Rd
Columbus Ohio 43211
From: UDF Limited Partnership II
DBA United Dairy Farmers 626
900 Weber Rd
Columbus Ohio 43211

Transfer Type: C1, C2
To: Juice & Things Inc
DBA Family Market
958 W Broad St 1st Flr
Columbus Ohio 43222
From: 958 Broad Street Inc
DBA Broad Street Market
958 W Broad St 1st Fl
Columbus Ohio 43222

(02/15/03)

ORDINANCES

ORD NO. 0130-03

To rezone 3683 REFUGEE ROAD (43232), being 44.2± acres located at the southeast and southwest corners of Refugee Road and Courtright Road, From: L-CA, Limited Commercial, C-4, Commercial, P-1, Parking and R, Rural Districts, To: NG, Neighborhood General District.

WHEREAS, application #Z02-021 is on file with the Building Services Division of the Department of Development requesting rezoning of 44.2± acres from L-C-4, Limited Commercial, C-4, Commercial, P-1, Parking and R, Rural Districts, to NG, Neighborhood General District; and

WHEREAS, the Development Commission recommends Approval of said zoning change; and

WHEREAS, the City Departments recommend Approval of said zoning change because this proposal is compatible with surrounding land uses and is consistent with residential densities in the area. The requested NG, Neighborhood General District would permit the development of 223 single-family residential dwellings at a density of 5.2 units per acre, now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Zoning Map attached to Ordinance No.1690-77, passed September 19,1977, and as subsequently amended be, and the same is hereby revised by Changing the zoning of the property as follows:

3683 REFUGEE ROAD (43232), being 44.2± acres located at the southeast and southwest corners of Refugee Road and Courtright Road, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, and lying in the Northeast Quarter of Section 5, Township 11 North, Range 21 West, Congress Lands, and being a 28.119 acre tract, more or less, along the south side of Refugee Road, west of Courtright Road, comprised of all of the remainder of an original 21.62 acre tract conveyed to The Gospel Lighthouse Church No.1, Inc. by a deed of record in Instrument: 199912020298554, and all of the remainders of Parcels 2, 3, 4, and 5 conveyed to The Margulis Group by a deed of record in Official Record 7871, F-03, and a 16.080 acre tract, more or less, along the south side of Refugee Road, east of Courtright Road, comprised of all of the remainder of an original 18 acre tract conveyed to Margulis Family Limited Partnership by a deed of record in Official Record 27391, I-16, all records herein of the Recorder's Office, Delaware County, Ohio, and being more particularly described as follows:

28.119 Acre Tract - Southwest Corner of Refugee and Courtright Roads

Begin, for reference, at point marking the centerline intersection of Refugee Road and Courtright Road, as shown and delineated on Sheet 9 of 19 of the Right-of-Way Plan Sheets contained in the Ohio Department of Transportation Plans for FRA-270-18.15 S of which the Centerline Survey Plat is of record in Plat Book 35, Page 58, said point of intersection also being the northeast corner of a 0.968 acre tract conveyed to the City of Columbus by a deed of record in Deed Book 2741, Page 451;

Thence South 00° 11' 57" West, a distance of 160.00 feet, along the centerline of said Courtright Road, to a point marking the southeast corner of said 0.968 acre tract and the northeast corner of the remainder of said original 21.62 acre tract;

Thence North 89° 48' 43" West, a distance of 20.00 feet, over and across said Courtright Road, and along the line common to said 0.968 acre tract and the remainder of said original 21.62 acre tract, to a point in the west right-of-way line of said Courtright Road marking the southwest corner of said 0.968 acre tract, and also marking the Point of True Beginning of the 28.119 acre tract described herein:

Thence South 00° 11' 42" West, a distance of 631.11 feet, over and across the remainder of said original 21.62 acre tract, and along the west right-of-way line of said Courtright Road, to an iron pin found in the north line (extended) of TWILIGHT FARMS subdivision, as shown and delineated on the record plat in Plat Book 19, Page 6;

Thence North 85° 35' 57" West, a distance of 1200.73 feet, along the line common to the remainder of said original 21.62 acre tract and said TWILIGHT FARMS subdivision, to a stone found marking the common corner of the remainder of said original 21.62 acre tract and a 2.76 acre tract conveyed as a remainder of said Parcel 4 to said Margulis Group;

Thence North 84° 56' 55" West, a distance of 83.85 feet, along the line common to said 2.76-acre Margulis tract and said TWILIGHT FARMS subdivision, to an iron pin found marking the common corner of a 4.06-acre tract conveyed as a remainder of said Parcel 4 to said Margulis Group and said TWILIGHT FARMS subdivision;

Thence South 05° 11' 33" West, a distance of 477.48 feet, along the line common to said 4.06 acre tract and said TWILIGHT FARMS subdivision, to an iron pin found marking the southeast corner of said 4.06 acre tract in the north line of Lot 8 of said TWILIGHT FARMS subdivision;

Thence North 84°58' 07" West, a distance of 219.37 feet, along the line common to said 4.06 acre tract and Lot 8 of said TWILIGHT FARMS subdivision, to an iron pin found marking the common corner of said 4.06 acre tract and a 0.284 acre tract conveyed to Joanna M. Rogers by a deed of record in Instrument 200108150189008.

Thence North 04°29' 44" East, a distance of 981.39 feet, along the line common to said 4.06 acre tract and said 0.284 acre tract, and then common to a 0.284 acre tract conveyed to Joanna M. Rogers by a deed of record in Instrument 200108150189008, a 0.284 acre tract conveyed to Robert and Patricia McDonald by a deed of record in Instrument 200108150189006, a 0.284 acre tract conveyed to Crawford L. Wall, Jr. by a deed of record in Instrument 200108150189005, a 0.293 acre tract conveyed to Clarence A. and Jacqueline A. Milliken by a deed of record in Instrument 200108150189003, and a 4.961 acre tract conveyed to Lance B. Sandlian by a deed of record in Instrument 200103220058271, to an iron pin found;

Thence North 85° 31' 31" West, a distance of 134.89 feet, continuing along a line common to said 4.06 acre tract and said 4.961 acre tract, to an iron pin found;

Thence North 04° 31' 55" East, a distance of 219.50 feet, continuing along a line common to said 4.06 acre tract and said 4.961 acre tract, to an iron pin found;

Thence North 85° 32' 09" West, a distance of 110.03 feet, continuing along a line common to said 4.06 acre tract and said 4.961 acre tract, to an iron pin found in marking the common corner of said 4.06 acre tract and said 4.961 acre tract and the remainder of an original 1.888 acre tract conveyed to Helen J. Feyes, Trustee, by a deed of record in Official Record 10824, B-04, and a 0.1305 acre tract of land conveyed to the City of Columbus by a deed of record in Deed Book 2868, Page 273;

Thence North 04° 20' 12" East, a distance of 31.39 feet, along the line common to said 4.06 acre tract and said 0.1305 acre tract, to a point in the existing south right-of-way line of said Refugee Road, also being the existing City of Columbus Corporation Line as shown and delineated on said Sheet 9 of 19 of the Right-of-Way Plan Sheets contained in the Ohio Department of Transportation Plans for FRA-270-18.15 S;

Thence South 85° 39' 48" East, a distance of 553.70 feet, along the existing south right-of-way line of said Refugee Road, also being the north lines of said 4.06 acre tract and a 1.61 acre tract conveyed as a remainder of said Parcel 5 to said Margulis Group, to a point in the west line of a 0.8600 acre tract conveyed to the City of Columbus by a deed of record in Deed Book 2869, Page 248;

Thence South 04° 28' 53" West, a distance of 30.00 feet, along the existing south right-of-way line of said Refugee Road, also being the line common to said 1.61 acre tract and said 0.8600 acre tract, to a point marking a common corner of said 0.8600 acre tract and the remainder of said original 21.62 acre tract;

Thence South 85° 39' 48" East, a distance of 624.37 feet, along the existing south right-of-way line of said Refugee Road, also being the line common to said 0.8600 acre tract and the remainder of said original 21.62 acre tract, to a point in the west line of said 0.968 acre tract conveyed to the

City of Columbus;

Thence South 04° 20' 12" West, a distance of 15.00 feet, along the existing south right-of-way line of said Refugee Road, also being the line common to said 0.8600 acre tract and the remainder of said original 21.62 acre tract, to a point;

Thence South 85° 39' 48" East, a distance of 500.00 feet, along the existing south right-of-way line of said Refugee Road, also being the line common to said 0.8600 acre tract and the remainder of said original 21.62 acre tract, to a point marking the intersection of the south right-of-way line of said Refugee Road and the west right-of-way line of said Courtright Road;

Thence South 14° 15, 33" East, a distance of 90.74 feet, along the west right-of-way line of said Courtright Road, also being the east line of the remainder of said 21.62 acre tract, to the Point of True Beginning, containing 28.119 acres, more or less.

16.080 Acre Tract - Southeast Corner of Refugee and Courtright Roads

Begin, for reference, at point marking the centerline intersection of Refugee Road and Courtright Road, as shown and delineated on Sheet 9 of 19 of the Right-of-Way Plan Sheets contained in the Ohio Department of Transportation Plans for FRA-270-18.15 S of which the Centerline Survey Plat is of record in Plat Book 35, Page 58, said point of intersection also being the northwest corner of a 0.416 acre tract conveyed to the City of Columbus by a deed of record in Deed Book 2744, Page 664;

Thence South 00° 11' 57" West, a distance of 205.77 feet, along the centerline of said Courtright Road, also being the west line of said 0.416 acre tract, and then being the west line of the remainder of a 0.963 acre tract conveyed to Swiftly Oil Co., Inc, to a PK nail found marking the southwest corner of the remainder of said 0.963 acre tract and the northwest corner of the remainder of said original 18-acre Margulis tract;

Thence South 85° 51' 31" East, a distance of 20.00 feet, along the line common to the remainders of said original 18 and 0.963 acre tracts, to a point in the east right-of-way line of said Courtright Road marking the Point of True Beginning of the 16.080 acre tract described herein;

Thence South 85° 51' 31" East, a distance of 184.95 feet, continuing along the line common to the remainders of said original 18 and 0.963 acre tracts, to a point marking a common corner of the remainders of said original 18 and 0.963 acre tracts;

Thence North 00° 11' 42" East, a distance of 129.87 feet, along the line common to the remainders of said original 18 and 0.963 acre tracts, to a point marking the common corner of the remainders of said original 18 and 0.963 acre tracts in the south right-of-way line of said Refugee Road;

Thence South 85° 39' 48" East, a distance of 858.23 feet, along the south right-of-way line of said Refugee Road, also being the north line of the remainder of said original 18 acre tract, to a point marking the common corner of the remainder of said original 18 acre tract and a 20.689 acre tract conveyed to Ann Koebel Weast, Trustee, and Frank Koebel by a deed of record in Instrument 199911220290521;

Thence South 05° 13' 24" West, a distance of 715.31 feet, along the line common to the remainder of said original 18 acre tract and said 20.689 acre tract, to a point marking the common corner of the remainder of said original 18 acre tract and a 9.723 acre tract conveyed to Columbus and Southern Ohio Electric Company by a deed of record in Deed Book 2664, Page 184;

Thence North 85° 45' 42" West, a distance of 980.25 feet, along the line common to the remainder of said original 18 acre tract and said 9.723 acre tract, and then common to a 5.556 acre tract conveyed to Michael W. Kessler and Susan Kessler by a deed of record in Official Record 19407, B-10, to a point the east right-of-way line of said Courtright Road;

Thence North 00° 11' 42" East, a distance of 588.28 feet, along the east right-of-way line of said Courtright Road, over and across the remainder of said original 18 acre tract, to the Point of True Beginning, containing 16.080 acres, more or less.

The bearings shown herein are based on the same meridian as the Grid bearing of South 000 11 57" West for the centerline of Courtright Road, directly south of Refugee Road, as determined from a series of GPS observations within the Ohio State Plane Coordinate System, South Zone, utilizing base information from a traverse originating at the Franklin County Engineer's Monuments Frank 32 and 33, and using the Horizontal Datum NAD83.

**To Rezone From: L-C-4, Limited Commercial, C-4, Commercial, P-1, Parking and R, Rural Districts
To: NG, Neighborhood General District.**

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the NG, Neighborhood General District on this property.

Section 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved NG, Neighborhood General District and Application among the records of the Building Services Division as required by Section 3320.13 of the Columbus City Codes; said plans being titled, "ZONING DISTRICTS PLAN", "STANDARD INTERSECTION DETAILS", "REGIONAL CONTEXT DIAGRAM", "CIVIC SPACES PLAN", and "CONCEPTUAL THOROUGHFARE PLAN", and text titled, "MARGULIS TRACT (REFUGEE ROAD) STATEMENT ADDRESSING TND PRINCIPLES", signed by Donald T. Plank, Attorney for the Applicant, dated January 8, 2003, and reading as follows:

MARGULIS TRACT (REFUGEE ROAD) STATEMENT ADDRESSING TND PRINCIPLES

The existing land uses of the area show commercial as well as multi-family residential to the north and single family residential to the south. The proposed density for this site is 5.2 d.u. / ac. and is complimentary to surrounding land uses and densities of the site.

A. The neighborhood is defined by an easy walking distance from edge to center, ranging from a quarter mile to a half mile.

The middle of the neighborhood, as defined by a central green, is within walking distance from edge to center. The central green is no more than 1000 feet from the edge of the neighborhood. The center of the site is approximately 500 feet from Refugee Road, the (future) Askins Road Extension and Courtright Road.

B. A variety of housing stock serves a range of incomes and age groups and includes backyard apartments, apartments above shops and residential units adjacent to work places.

The neighborhood is characterized by a distinctive streetscape type as well as at least 5 different varieties of home models serving a range of incomes and age groups. The streetscape is characterized by homes with front porches and detached garages that are accessed by lanes, street trees, and decorative street lamps. The smaller detached single family housing proposed on this site is the only type of housing that does not exist on the broader region both to the north and the south of Refugee Road.

C. A variety of business types are accommodated, from retail and professional offices to "live-work" units and outbuildings for start up businesses. The office stock serves a range from home occupations to conventional office buildings. The retail stock includes a range from the corner store to small supermarkets.

This particular TND addresses the zoning district of neighborhood general only. However, a variety of business types are accounted for in the adjacent land uses of the site including a neighborhood convenience store, gas station, post office as well as a shopping mall are all within walking distance of the site.

D. Special sites are reserved for civic buildings to serve as symbols of the community, thus enhancing community identity.

A central green has been planned for this neighborhood. An open-air structure such as a gazebo will serve as the neighborhood identity as well as gathering space for neighborhood events.

E. A variety of civic spaces take the form of parks, greens, squares and plazas.

A variety of civic spaces are dispersed throughout the site and vary in size from ½ acre to 7 acres.

F. A variety of thoroughfares are designed to be equitable to the pedestrian, bicycle and automobile. Thoroughfares are connected in such a way as to encourage walking and reduce the number and length of automobile trips.

Thoroughfare types include streets and lanes as well as bicycle paths and sidewalks. All streets and lanes are interconnected with entrances to the neighborhood from Refugee Road, the (future) Askins Road Extension and Courtright Road.

A Bicycle Path runs along Refugee Road linking the site to the surrounding residential and commercial areas.

G. Building frontages spatially delineate thoroughfares and civic spaces and mask parking lots.

The streetscape defines the thoroughfares and is characterized by homes with detached garages. All of the homes will be serviced by a lane which will mask the parking all together. There are no parking lots proposed. On street parking will be provided for guests of homeowners.

H. Smaller block sizes reflecting intensity of use for each district will serve to support the above principles.

Block size is consistent with the transect diagrams illustration for neighborhood general.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0134-03

To rezone 2067 HILLIARD-ROME ROAD (43026), being 5.27± acres located on the west side of Hilliard-Rome Road, 375i feet north of Tanglewood Park Boulevard, From: R, Rural District, To: L-C-2, Commercial District, and to declare an emergency.

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to pass this ordinance as an emergency measure because of the need to proceed with building permits for the preservation of the public health, peace, property, safety, and welfare; now, therefore,

WHEREAS, application #Z02-088 is on file with the Building Services Division of the Department of Development requesting rezoning of 5.27± acres from R, Rural District to L-C-2, Commercial District; and

WHEREAS, the Development Commission recommends approval of said zoning change; and

WHEREAS, the City Departments recommend approval of said zoning change because the requested L-C-2, Limited Commercial District would permit carefully controlled office uses consistent with established zoning and development patterns of the area. The text includes use restrictions and development standards that address lot coverage, landscaping, buffering and lighting standards in consideration of adjacent single-family and multi-family uses. Deviation from the West Columbus Interim Concept is justified due to zoning and development trends in this area, which have reduced the likelihood of residential development on this site, now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Zoning Map attached to Ordinance No.1620-77, passed September 19,1977, and as subsequently amended be, and the same is hereby revised by changing the zoning of the property as follows:

2067 HILLIARD-ROME ROAD (43026), being 5.27i acres located on the west side of Hilliard-Rome Road, 375i feet north of Tanglewood Park Boulevard, and being more particularly described as follows:

Situated in the County of Franklin, in the State of Ohio, and in the City of Columbus and bounded and described as follows:

Being part of Survey No.6542, Virginia Military Lands and also being 5.268 acres out that certain tract conveyed by deed to Richard L. Yost and Margaret L. Yost as shown of record in Deed Book 1912, page 86, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at a point in the south line of said tract a distance of 350.0 feet west of the centerline of the Rome Hilliard Road, and at the southwest corner of a 1.139 acre tract conveyed to Robert W. Riegel;

thence with said south line N. 87° 45' 06" W. 485.29 feet to an iron pin; thence N. 2° 14' 54" E. 347.99 feet to an iron pin in the north line of said tract;

thence S. 87° 45' 06" E. 768.48 feet to the center line of the Rome Hilliard Road; thence with the center line of said road S. 8° 37' 06" E. 204.37 feet to a point;

thence N. 87° 45' 06" W. 321.72 feet along the north line of said Robert W. Riegel tract to an iron pin; thence S. 2° 14' 54" W. 147.28 feet to the place of beginning, containing 5.268 acres, more or less.

To Rezone From: R, Rural District,

To: L-C-2, Limited Commercial District.

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the L-C-2, Limited Commercial District on this property.

Section 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-C-2, Limited Commercial District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said text being titled, "LIMITATION OVERLAY TEXT," signed by Marcus Pohlmann, Applicant, dated January 10,2003, and reading as follows:

LIMITATION OVERLAY TEXT

| | |
|---------------------|------------------------------|
| PROPOSED DISTRICT: | L-C-2 |
| PROPERTY ADDRESS: | 2067 Hilliard-Rome Road |
| OWNER: | Thomas D. and Sherry R. Yost |
| APPLICANT: | Marcus Pohlmann |
| DATE OF TEXT: | January 10,2003 |
| APPLICATION NUMBER: | Z02-088 |

I. INTRODUCTION: The subject property is a 5.3-acre tract located on the west side of Hilliard-Rome Road between 1-70 and Nike Drive. Annexed in 1974, the property has remained undeveloped and zoned R-Annexation. The adjacent 1-acre site to the south was recently rezoned to CPD to permit a frozen custard shop. The rest of the property bordering the property's southern lot line is zoned AR-12 and is developed with condominiums. The adjacent property east and north of the site is zoned SR and developed with single-family homes. The property across Hilliard-Rome Road is zoned L-C4 and AR-12. The applicant seeks to rezone the subject site to L-C-2 to permit offices to be developed. Although office use is an appropriate transitional use for this site, the nearby residential uses make this limitation text necessary to provide additional development standards.

II. PERMITTED USES: The permitted uses for the property are those uses listed in Section 3353.01 of the Columbus City Code except the following uses are not permitted: (1) armory; (2) public or private hospital; (3) and television studio or telephone exchange together with concealed electric substation necessary for such use, and antennas as accessory to principal uses.

III. DEVELOPMENT STANDARDS: Except as otherwise listed in this Limitation Overlay Text, the development standards contained in Columbus City Code Chapter 3353 for C-2, Commercial District, shall apply to the Property.

A. Density, Lot, and/or Setback Commitments.

1. Building Setback. Buildings shall be located on the Subject Property at least 25 feet from any property line that is contiguous to property zoned or used for residential purposes.

2. Parking Setback. The parking and maneuvering setbacks shall be at least 15 feet from any property line that is contiguous to property zoned or used for residential purposes.
3. Lot Coverage. Lot coverage shall not exceed eighty percent of the total Subject Property area. Lot coverage includes structures and paved areas, but not internal sidewalks or bikeways.
- B. Access, Loading, Parking, and/or Other Traffic Related Commitments.
 1. Access. Unless otherwise approved by the City of Columbus Transportation Division, access shall be shared with the adjacent property to the south.
 2. Right-of-Way. The owner shall dedicate to the City of Columbus property for right-of-way purposes equal to sixty feet in width from the centerline of Hilliard-Rome Road.
- C. Buffering, Landscaping, Open Space, and/or Screening Commitments.
 1. Parking Setback. At least four trees shall be planted in the parking setback along Hilliard-Rome Road. Trees may be grouped or spaced.
 2. Adjacent Residential Property.
 - a. A minimum 6-foot high board-on-board wood fence shall be installed along any property line that is contiguous to property zoned or used for residential purposes. The boards on the fence shall face the residential property so that the rails supporting the fence face the Subject Property. The fence along the west and north property lines shall begin a maximum of eight inches off of the ground to permit lawn maintenance on the residential property.
 - b. Deciduous trees shall be installed and spaced every 40 feet on center within 15 feet of any property line that is contiguous to property zoned or used for residential purposes.
 3. Miscellaneous Commitments.
 - a. Landscaping shall be maintained in a healthy state. Any dead material shall be removed and replaced with like materials at the next planting season or within 6 months, whichever occurs sooner.
 - b. The minimum size of any trees at installation shall be 2.5 inch caliper for deciduous, 5 feet high for evergreen, and 1.5 inch caliper for ornamental.
- D. Building Design and/or Interior-Exterior Treatment Commitments.
 1. Rooftop Mechanicals. Any mechanical equipment or utility hardware on the roof of a building shall be screened from view to prevent the equipment from being visible from the property line of the parcel. Ground mounted mechanical or utility equipment shall be fully screened from view from ground level by landscaping or any fence or wall using comparable and compatible materials as the building materials.
 2. Building Materials. No smooth-face concrete block or metal wall panels shall be used for building materials.
 3. Roof Pitch. The building roof pitches shall be at least 6:12.
- E. Lighting, Outdoor Display Areas, and/or Other Environmental Commitments.
 1. Dumpster Screening. Dumpsters shall be screened with a minimum 6-foot high wood fence or masonry wall on three sides and a wood gate on one side.
 2. Lighting.
 - a. All external lighting shall be cutoff-type fixtures (down-lighting). However, buildings and landscaping may be up-lighted from a concealed source so long as such up-lighting does not interfere with safe vehicular movement.
 - b. Parking lot lighting shall be no higher than 12 feet within 15 feet of any property line that is contiguous to property zoned or used for residential purposes. All other parking lot lighting shall be no higher than 16 feet.
- F. Graphics and/or Sign Commitments. The applicable graphics standards shall be those contained in Columbus City Code Article 15 as they apply to C-2, Commercial District. Any variances or special permits shall be granted by the City of Columbus Graphics Commission.
- G. Miscellaneous Commitments.
 1. Parkland Commitment. As required by Columbus City Code Section 3318.13, no zoning clearance certificate shall be issued until a parkland dedication fee of \$2,107.00 is paid to the City of Columbus Recreation and Parks Department.

Section 4. 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.

Passed as amended February 10, 2003, Matthew D. Habash, President of Council / Approved as amended February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0135-03

To grant a variance from the provisions of Sections 3332.035, R-3, Residential District Use, and 3342.28, Minimum number of parking spaces required, for the property located at 409 MORRISON AVENUE (43205), to permit an existing two-family dwelling in the R-3, Residential District.

WHEREAS, by application #CV02-056, the owner of property at 409 MORRISON AVENUE (43205), is requesting a Council variance to permit an existing two-family dwelling in the R-3, Residential District; and

WHEREAS, Section 3332.035, R-3, Residential District use, a two-family dwelling is not permitted in the R-3, Residential District, while the applicant proposes to make an existing nonconforming, two-family dwelling a conforming use on the property by this variance; and

WHEREAS, Section 3342.28, Minimum number of parking spaces required, requires two offstreet parking spaces per dwelling unit, while the applicant proposes to provide a total of two parking spaces; and

WHEREAS, The Near East Area Commission recommendation is approval; and

WHEREAS, City Departments recommend approval and note a hardship exists because a lending institution will not finance this non-conforming use; and

WHEREAS, said variance will not adversely affect the surrounding property or surrounding neighborhood; and

WHEREAS, the granting of said variance will not impair an adequate supply of light and air to adjacent properties or unreasonably increase the congestion of public streets, or unreasonably diminish or impair established property values within the surrounding area, or otherwise impair the public health, safety, comfort, morals, or welfare of the inhabitants of the City of Columbus; and

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at 409 MORRISON AVENUE (43205), in using said property as desired; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. Variance from the provisions of Sections 3332.035, R-3, Residential District use, and 3342.28, Minimum number of parking spaces required, is hereby granted for the property located at 409 MORRISON AVENUE (43205), in that said sections prohibit a two-family dwelling

with not more than two off-street parking spaces in the R-3, Residential District; said property being more particularly described as follows:

Being Lot Number Eighty Two (82) in Morrison Park Addition, in said City of Columbus, Ohio, as the same is numbered and delineated upon the recorded Plat thereof, of record in Plat Book No.5, page 200, Recorder's Office, Franklin County, Ohio.

Section 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a lot developed with a two-family residential dwelling, or those uses permitted in the R-3, Residential District.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0136-03

To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District use; 3332.21, Building lines; and 3332.26, Minimum side yard permitted, for the properties located at 1384 and 1390 JOYCE AVENUE (43219), to permit a private park and accessory structures on two separate lots as a principle use in the R-3, Residential District and to declare an emergency.

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to pass this ordinance as an emergency measure because of the need the community to begin the process to legalize the use pocket park for the preservation of the public health, peace, property, safety, and welfare; now therefore

WHEREAS, by application No. CVO2-057, the owners of properties at 1384 and 1390 JOYCE AVENUE (43219), are requesting a Council variance to permit a private park and accessory structures as a principal use in the R-3, Residential District; and

WHEREAS, Section 3332.035, R-3, Residential District use, does not permit a private park and accessory structures as a principal use in the district, while the applicant proposes to use two contiguous lots as a private park including a community garden, gazebo, stage, and other accessory structures; and

WHEREAS, Section 3332.21, Building lines, requires a minimum building setback of thirty (30) feet from Joyce Avenue, while the applicant proposes to erect an eight (8) foot high entrance feature one and one-half (1 ½) feet from Joyce Avenue, and a gazebo structure sixteen (16) feet from Joyce Avenue; and

WHEREAS, Section 3332.26, Minimum side yard permitted, requires a minimum five (5) foot side yard, while the applicant proposes a two and one-half (2 ½) foot side yard for the gazebo structure along the south property line of Lot 7; and

WHEREAS, the North Central Area Commission recommends approval; and

WHEREAS, the City Departments recommend approval and note a hardship exists because a private park with accessory structures as a principal use is not permitted in the R-3 Residential District; and

WHEREAS, said ordinance requires separate submission for all applicable permits and required inspections for the proposed use; and

WHEREAS, said variance will not adversely affect the surrounding property or surrounding neighborhood; and

WHEREAS, the granting of said variance will not impair an adequate supply of light and air to adjacent properties or unreasonably increase the congestion of public streets, or unreasonably diminish or impair established property values within the surrounding area, or otherwise impair the public health, safety, comfort, morals, or welfare of the inhabitants of the City of Columbus; and

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the properties located at 1384 and 1390 JOYCE AVENUE (43219), in using said property as desired; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That a variance from the provisions of Sections 3332.035, R-3, Residential District use; 3332.21, Building lines; and 3332.26, Minimum side yard permitted, are hereby granted for the properties located at 1384 and 1390 JOYCE AVENUE (43219), in that said sections prohibit a private park and accessory structures without a principle single family dwelling in the R-3, Residential District; with building lines reduced from thirty (30) feet to one and one-half (1 ½) feet for an entrance feature and to sixteen feet for a gazebo, and with a side yard reduced from five (5) feet to two and one-half (2 ½) feet; said property being more particularly described as follows:

**PARCEL A
1390 JOYCE AVENUE**

Being Lot Number Seven (7), in Lea Crest Addition, in said City of Columbus, Ohio, Clinton Township, as the same is numbered and delineated upon the recorded Plat thereof, of record in Plat Book 18, page 38, Recorder's Office, Franklin County, Ohio.

**PARCEL B
1384 JOYCE AVENUE**

Being Lot Number Eight (8), in Lea Crest Addition, in said City of Columbus, Ohio, Clinton Township, as the same is numbered and delineated upon the recorded Plat thereof, of record in Plat Book 18, page 38, Recorder's Office, Franklin County, Ohio.

Section 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a private park and accessory structures, or those uses permitted in the R-3, Residential District.

Section 3. That this ordinance is further conditioned on development in general conformance to the site plan titled, "Boundary and Limited Topographic Survey Of Lots 7 and 8 Of Lea Crest Subdivision", dated February 14, 2002.

Section 4. That this ordinance is further conditioned on the applicant obtaining all applicable permits and required inspections for the proposed use.

Section 5. 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.

Passed as amended February 10, 2003, Matthew D. Habash, President of Council / Approved as amended February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0137-03

To rezone 1675 GEORGESVILLE SQUARE DRIVE (43207), being 16.35~ acres located at the northeast corner of Holt Road and Georgesville Square Drive, From: L-C-4, Limited Commercial District To: CPD, Commercial Planned Development District.

WHEREAS, application #Z02-034 is on file with the Building Services Division of the Department of Development requesting rezoning of 16.35+ acres from the L-C-4, Limited Commercial District to the CPD, Commercial Planned Development District; and

WHEREAS, the Development Commission recommends approval of said zoning change; and

WHEREAS, the Westland Area Commission recommends disapproval of said zoning change; and

WHEREAS, the City Departments recommend approval of said zoning change because the requested CPD, Commercial Planned Development District modifies the existing development to make provisions for limited outdoor storage, display and sales. The proposed CPD text otherwise maintains commitments established by the current L-C-4 district, now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Zoning Map attached to Ordinance No.1620-77, passed September 19' 1977, and as subsequently amended be, and the same is hereby revised by changing the zoning of the property as follows:

LEGAL DESCRIPTION OF 16.35 ACRE TRACT

Situated in the State of Ohio, County of Franklin, City of Columbus, and being part of Lot 2 of Georgesville Square and Dedication of Holt Road as shown and delineated in Plat Book 87, Page 11-15, Franklin County Recorder's Office, and being more particularly described as follows:

Beginning at a point in the northerly line of Holt Road as shown on said plat of Georgesville Square and Dedication of Holt Road marking a corner common to said Lot 2 and Lot 1;
 thence along the northerly line of Holt Road and southerly line of Lot 2 and along the arc of a curve to the left (Delta 15° 09' 53", Radius= 1014.03 feet), with a chord bearing and distance of North 35° 00' 32" West 267.61 feet, to a point;
 thence North 42° 35' 49" West 467.43 feet, continuing along the northerly line of Holt Road and southerly line of Lot 2, to a point;
 thence along the arc of a curve to the left (Delta= 19° 34' 52", Radius= 49.00 feet), with a chord bearing and distance of North 57° 17' 26" East 16.66 feet, to a point;
 thence North 47° 30' 00," East 154.94 feet, to a point;
 thence along the arc of a curve to the left (Delta= 8° 05' 55", Radius= 99.00 feet), with a chord bearing and distance of North 43° 27' 03" East 13.98 feet, to a point;
 thence South 42° 30' 00" East 36.99 feet, to a point; thence North 47° 30' 00" East 266.05 feet, to a point; thence North 46° 34' 42" East 93.01 feet, to a point; thence North 47° 30' 00," East 342.00 feet, to a point; thence North 47° 30' 00" East 104.68 feet, to a point;
 thence along the arc of a curve to the right (Delta= 10° 34' 14", Radius= 137.00 feet), with a chord bearing and distance of South 47° 47' 07" East 25.24 feet, to a point;
 thence South 42° 30' 00" East 358.87 feet, to a point;
 thence along the arc of a curve to the right (Delta= 89° 59' 60", Radius= 354.00 feet), with a chord bearing and distance of South 02° 30' 00" West 500.63 feet, to a point;
 thence South 47° 30' 00" West 463.11 feet, to a point;
 thence along the arc of a curve to the right (Delta= 13° 52' 35", Radius= 237.00 feet), with a chord bearing and distance of South 54° 26' 18" West 57.26 feet, to a point;
 thence South 61° 22' 35" West 143.10 feet, to a point;
 thence along the arc of a curve to the left (Delta= 17° 10' 57", Radius= 49.00 feet), with a chord bearing and distance of South 52° 47' 06" West 14.64 feet, marking the place of beginning, containing an area of 16.35 acres, more or less.
 Basis of bearings from Plat Book 87, Page 11, based on the Northerly line of Holt Road being North 42° 35' 49" West.

To Rezone From: L-C-4, Limited Commercial District.

To: CPD, Commercial Planned Development District.

Section 2. That a Height District of Sixty (60) feet is hereby established on the CPD, Commercial Planned Development District on this property.

Section 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Building Services Division as required by Section 3311.12 of the Columbus City Codes; said text being titled, "COMMERCIAL PLANNED DISTRICT TEXT," signed by William A. Goldman, attorney for the applicant, dated August 16, 2002 and said text and reading as follows:

COMMERCIAL PLANNED DISTRICT TEXT

| | |
|---------------------|--|
| PROPOSED DISTRICT: | CPD, COMMERCIAL PLANNED DISTRICT |
| PROPERTY ADDRESSES: | 1675 GEORGESVILLE SQUARE DRIVE (43228) |
| OWNER: | GEORGESVILLE SQUARE, LLC, do GLIMCHER PROPERTIES, LP |
| APPLICANT: | LOWE'S HOME CENTERS, INC. |
| DATE OF TEXT: | August 16, 2002 |
| APPLICATION #: | Z02-034 |

1. INTRODUCTION: The subject property consists of 1 6.35± acres of land located on the north side of Holt Road, southeast of Georgesville Road, and is more particularly identified in the legal description submitted as part of this Rezoning Application ("Property"). This site is developed with a parking lot and Lowe's Home Center, which represents an anchor store located at Georgesville Square Shopping Center. This rezoning is to modify the development standards of application Z94-051 concerning outdoor display areas. All other provisions of application Z94-051 are included herein and are unchanged and maintained by this CPD Text. Even though this site is already developed, the provisions of application Z94-051 are included herein for posterity.

2. PERMITTED USES: The permitted uses shall be limited to those uses defined by Chapter 3355.02, C-4, Commercial District, excluding the following uses. Arcade; Armory; Automobile salesroom; Bar or Tavern; Beer/wine drive-thru; Billboards/off-premise graphics; Book binder; Bowling alley; Bus or truck terminal; Business college; Cabaret; Dance hall; Electric substation; Funeral parlor; Hotel; Ice house; laundry; Millinery; Motel; Motor bus terminal; Motion picture theater; Motor vehicle sales; New or second hand car lot; Nightclub; Oft premises graphics; Pawn shop; Poolroom; Poultry (killing and dressing for retail on premises); Private club; Public parking garage for pay; Restaurants with drive-thru uses; Stable (not for more than 5 animals); Tinsmith; Tattoo Parlor; Testing or experimental laboratory; Trade school.

3. DEVELOPMENT STANDARDS: Except as otherwise noted, the applicable development standards of Chapter 3355.02, C-4, Commercial District shall apply. In addition, the following general and specific development standards shall apply:

- A. Density, Height. Lot. and/or Setback commitments.
 - 1. Density: The maximum development for the site shall be based on 10,000 square feet of building per acre for the entire site.
 - 2. Height: Height districts shall be sixty (60) feet as measured per the Columbus City Code. The maximum building height for any building shall be fifty (50) feet.
 - 3. Lot: Lot coverage for the entire site shall not exceed eighty-five (85%) percent. Lot coverage shall include all paved areas and buildings.
 - 4. Setback:
 - (a) Setback from the south property line shall be 50 feet for parking, loading, and maneuvering areas and 75 feet for buildings.

(b) Setback from township property located along the east property line (southeast corner of the site): fifty(50) feet for parking, loading and maneuvering areas and seventy-five (75) feet for buildings. These setbacks shall not apply if said township property is zoned for other than residential usage.

(c) Setback from 1-270 shall be 25 feet for parking, loading and maneuvering and 50 feet for buildings.

B. Access, Loading, Parking, and / or other Traffic related commitments.

1. Parking: Size, ratio and type of parking and loading facilities shall be regulated by the City of Columbus Transportation Division. This site, as reconfigured, is a total of 200,870 square feet (which includes 146,164 for the main building, 33,825 for the garden center, 15,875 for the garden center expansion, and 5006 square feet for the expansion of the outdoor display area in front of the main building). Parking required for this site is calculated at one car per 250 square feet, which means a total of 804 parking spaces are required. As reconfigured, there are 805 parking spaces provided.

2. Traffic:

(a) Curbscuts along Holt Road Extension shall have a minimum 250 foot spacing from centerline to centerline with opposing curbscuts offset at least 100 feet or aligned to avoid conflict. Movements and signalization shall be approved by the City of Columbus Transportation Division.

(b) Road improvements for this project:

(c) Establish a center alignment for a new public roadway through the site for purposes of extending Holt Road from its intersection with Alkire Road to Georgesville Road at its intersection with Auto Mall Drive.

(d) Establish a 120-foot right-of-way for the new roadway from a distance of 400 feet south of Georgesville Road.

(e) Provide a 100-foot right-of-way for the remainder of the new roadway to the southern property line of the site.

(f) Provide preliminary engineering design plans for the new roadway basically in accordance with the City's standards for a Type "4-2" Arterial through the site.

(g) All designs and construction standards shall conform to the City of Columbus Standards and Policies.

The above are the responsibility of the developer.

Stage 1:

(a) Design and construct three lanes of the new roadway along the proposed frontage being developed to support developments on the site.

(b) Provide an additional (separate) northbound right turn lane on the new roadway at its intersection with Georgesville Road.

(c) The Stage 1 roadway improvements are the responsibility of the developer and shall be constructed concurrently with the development of 360,000 square feet of gross building area on the site. Gross building area is defined as area which is enclosed by a building.

Stage 2:

(a) Provide an additional westbound to southbound left turn lane on Georgesville Road at its intersection with the new roadway; provide two southbound receiving lanes on the new roadway to properly accommodate the dual left turn condition.

(b) Provide an additional (separate) eastbound to southbound right turn lane on Georgesville Road at its intersection with the new roadway.

(c) Design and construct the new road to the south property line. The point where the three lane section goes to two lanes shall be reviewed and determined by the Division of Traffic Engineering.

(d) The Stage 2 roadway improvements are the responsibility of the developer and shall be completed upon the development of 670,000 square feet of gross building area on the site. Gross building area is defined as area which is enclosed by a building. These Stage 2 roadway improvements shall be constructed concurrently with the additional development of 310,000 square feet of gross building area which is additional square footage beyond the 360,000 square feet of gross building area outlined in Stage 1 subject to the review and approval of the Division of Traffic Engineering.

Stage 3:

(a) Extend the new roadway, from that constructed within the site, southward to the intersection of Holt Road with Alkire Road.

(b) Widen the new roadway by adding one through lane in each direct, as needed, to accommodate projected traffic volumes.

(c) Provide an additional northbound right turn lane on the new roadway at its intersection with Georgesville Road.

(d) Provide 1-270 interchange improvements.

(e) The Stage 3 roadway improvements are the responsibility of other parties.

B. Buffering, Landscaping, Open space, and / or Screening commitments.

1. Landscaping:

(a) All trees and landscaping shall be well maintained. Dead items shall be replaced within six (6) months or the next planting season, whichever occurs first.

(c) A tree row shall be established along Holt Road Extension containing one tree for every 30 feet of roadway frontage. Trees shall be equally spaced or grouped together.

(d) A tree row shall be established along Georgesville Road containing one tree for every 30 feet of roadway frontage. Trees shall be equally spaced or grouped together.

(e) Special treatment shall occur along Georgesville Road and Holt Road Extension. Such treatment shall include landscaping which will be required in a minimum of 65% of the frontage within each parcel. This landscaping shall be placed in the parking setback along said roads. The landscaping shall consist of deciduous shade trees, (minimum 2" caliper upon installation), ornamental trees (minimum 1" caliper upon installation) and evergreen trees (height of 4 feet to 6 feet upon installation). Evergreen and/or deciduous shrubs and mounding may be used. To ensure the utilization of a variety of plant material, 3 evergreen trees, 3 ornamental trees, 2 shade trees and at least 5 shrubs shall be used for every 100 feet of frontage.

(f) Within the northern half of the fifty (50) foot setback area from the south property line, the applicant shall install an earthen mound with a minimum height of four feet, along with evergreen trees which are a minimum four to six feet in height at installation, planted fifteen (15) feet on center. Said mounding and landscaping shall terminate 325 feet west of the Holt Road Extension.

(g) Landscaping along township property located along the east property line (southeast corner of the site):

evergreen trees 4 to 6 feet in height at installation planted fifteen (15) feet on center. This landscaping shall not be required if said township property is zoned for other than single-family usage.

(h) Within the setback area along 1-270, the applicant shall install a earthen mound with a minimum height of four feet along with evergreen trees which are a minimum four to six feet in height at installation, planted 15 feet on center.

(i) There is an existing tree stand at the southeast corner of the site. The applicant shall try to maintain as much of the tree stand as is compatible with the proposed development. As long as the tree stand remains within the parking setback areas, then the applicant shall not have to install the mounding and landscaping, as required by the Z94-051 text, along those property lines. If the tree stand is removed from the parking setback areas, then the applicant shall install the required landscaping and mounding in the resulting cleared portions of the parking setback areas.

(j) Minimum size of all trees shall be 2" caliper for deciduous, 4 to 6 feet high for evergreens, and 1" caliper for ornamentals.

2. Screening:

(a) All waste and refuse shall be containerized and fully screened from off-site view by a solid wall, fence, or landscaping (minimum height of screening shall be six feet).

(b) All loading docks, which are adjacent to the south property line shall be screened by a masonry wall with a minimum height of eight feet. This masonry wall shall extend the length of a tractor trailer.

(c) All loading docks, which are adjacent to 1-270 shall be screened by a masonry wall with a minimum height of eight feet. This masonry wall shall extend the length of a tractor trailer.

3. Rooftop Mechanicals Screening:

(a) On those buildings, which are adjacent to the south property line, the rooftop mechanical equipment and other utility equipment shall be screened from the south property line to the height of the equipment or to site line from the south property line.

(b) On those buildings, which are adjacent to 1-270, the rooftop mechanical equipment and other utility equipment shall be screened from 1-270 to the height of the equipment or to sight line from the 1-270 property line.

(c) On those buildings, which are adjacent to Holt Road Extension, the rooftop mechanical equipment and other utility equipment shall be screened from Holt Road Extension to the height of the equipment or to sight line from the Holt Road Extension right-of-way line.

4. Fencing: The fence located behind the building shall be extended to the edge of the building to allow for increased outdoor storage area. This fence shall be between 15' and 18' in height with dark green slats. Materials stored directly adjacent to the fence shall not exceed the height of the fence.

C. Building design and / or Interior-Exterior treatment commitments.

1. Any building facade, which is adjacent to 1-270 or Georgesville Road, shall be finished with the following materials, individually or in any combination thereof: (a) brick; (b) stucco (dryvit or equal); (c) thru wall masonry units (Terra wall); (d) split face, fluted and/or polished concrete masonry units; (e) poured in place concrete, wood, architectural shingles, or glazing. In addition, vertical pier elements shall be used to break up linear elevations and as well as incorporate the downspouts where located.

2. The facade of any building which faces Holt Road extension shall be finished with the following materials, individually or in any combination thereof: (a) brick; (b) stucco (dryvit or equal); (c) thru wall masonry units (terra wall); (d) split face, fluted and/or polished concrete masonry units; (e) wood, (f) glass; (g) aluminum and glass store front framing; and/or (h) precolored metal or shingles for canopy and mansard roofing. Neither smooth face nor scored concrete panels shall be used unless used solely as an accent material which shall not exceed twenty percent (20%) of the area on a facade of a building.

D. Dumpsters, Lighting, Outdoor Display Areas, and / or other Environmental commitments.

1. Lighting:

a. All external lighting shall be cut-off fixtures (down-lighting) and shall be designed to prevent offsite spillage.

b. All external outdoor lighting fixtures to be used shall be from the same or similar manufacturers type to ensure compatibility.

c. Accent lighting shall be permitted provided such light source is concealed.

d. Any wall-mounted lighting shall be shielded to prevent offsite spillage.

e. Buildings and landscaping shall be illuminated with uplighting by a concealed source directed away from the public right-of-way and any abutting residential district.

f. All types of parking, pedestrian and other exterior lighting shall be on poles and shall be from the same manufacturer type and style.

g. All light poles and standards shall be constructed of black, brown or bronze metal except poles and standards 8 feet in height or less which may be constructed of dark wood where used in an entry feature or special setting where the use of wood compliments the design ethic.

h. Parking lot lighting shall be no higher than 40 feet except for the parking lot lighting which is within 300 feet of the south property line, then the maximum height shall be 33 feet.

2. Outdoor Display Areas: No materials, supplies, or product shall be stored or permitted to remain on any portion of the parcel outside a permitted structure, unless screened by building, structures, fencing, walls or landscaping to a height of six feet except as provided below as applicable to Outdoor Display Areas. In addition, the following shall apply to the Outdoor Display Areas:

a. Location: (i) Outdoor display areas shall only be located along the sidewalk directly in front of the building; and (ii) along the areas adjacent to the garden center as shown on the site plan.

b. Size: Outdoor display areas located along the sidewalk in front of the building shall be 600 feet in length, 25 feet in width for 450 feet, and 30 feet in width for 150 feet. The outdoor display areas located adjacent to the garden center will be 20 feet in depth, 266 feet in width, and 12 feet in height. This site, as reconfigured, is a total of 200,870 square feet (which includes 146,164 for the main building, 33,825 for the garden center, 15,875 for the garden center expansion, and 5006 square feet for the expansion of the outdoor display area in front of the main building).

c. Materials: The outdoor display areas shall contain only those items normally and customarily sold by a Lowe's store including seasonal items and products including, but not limited to, firewood, mulch, flowers, garden equipment, snow removal equipment.

d. Fencing: The outdoor display area located along the garden center, on the southeast side of the building, will be surrounded by a 15'-18' chain link fence. Materials stored or displayed directly adjacent to the fence will not exceed the height of the fence.

- F. Graphics and / or Signage commitments.
1. All signage and graphics shall conform to Article 15, Title 33 of the Columbus Graphics Code as it applies to a C-4, Commercial District. Any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.
 2. Outparcel ground supported signage shall be limited to a maximum height of 12 feet and a maximum area of 100 square feet or what is permitted under code, whichever is less and may be placed with the setback area at a minimum of fifteen (15) feet from street right-of-way. For signage purposes, an outparcel is a parcel which is less than two acres and is located within 200 feet of Holt Road Extension.
 3. Any free-standing sign, other than the outparcel signage referred to in item B above, located within 300 feet of the south property line shall have a maximum height of 20 feet.
- G. Miscellaneous Commitments.
1. The subject site shall be developed in accordance with the site plan. The site plan may be slightly adjusted to reflect engineering, topographical or other site data. Any slight adjustment to the plan shall be reviewed and approved by the Director of the Department of Trade and Development or his designee upon submission of the appropriate data regarding the proposed adjustment.
 2. Deviations from Standard Development Requirements. N/A.
4. CPD REQUIREMENTS:
- A. Natural Environment: The subject property is a flat parcel of land consisting of 16.35± acres, which contains a Lowe's Home Center store, with an attached Nation's Rent facility and attached garden center.
 - B. Existing Land Use: The existing land use is a commercial use that contains a Lowe's Home Center.
 - C. Transportation and Circulation: The subject property is located north of Holt Road, south of Jack Nicklaus Freeway (I-270). A traffic light controls traffic at the intersection of Georgesville Road and Holt Road. There are two curb cuts off Holt Road, which permit traffic to access the subject property.
 - D. Visual Form of the Environment. This site is located in the Georgesville Square Shopping Center and is one of two anchor stores, the other being a Kroger's grocery store. This site is surrounded by commercial development to the north and south, single-family homes and multi-family homes located behind the Lowe's building across from Holt Road on the southwest side, and multi-family homes to the southeast.
 - E. View and Visibility: The rear of the subject property is visible from Holt Road and the front of the subject property is visible from Georgesville Square Drive.
 - F. Proposed Development: The applicant wishes to amend the allowable uses on the current Lowe's site to include outdoor display areas, and a parking variance of 22 spaces.
 - G. Behavior Patterns: Much of the areas surrounding Georgesville Square Shopping Center are zoned for residential uses. The existing and proposed development will serve these residents with nearby home improvement equipment and supplies for indoor and outdoor improvements.
 - H. Emissions: No adverse effect from emissions shall result from the proposed development.
- Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.
 Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest,
 Andrea Blevins, Acting City Clerk.

ORD NO. 0138-03

To authorize the City Auditor to modify and extend a contract with The Huntington National Bank for certain banking services to be performed for the City Auditor, Division of Income Tax through February 25, 2004 and to authorize the expenditure of \$60,000.00 from the general fund, (\$60,000.00).

WHEREAS, Contract No. 17228 provides an option for the City to renew its contract with The Huntington National Bank for nine (9) one (1) year terms; and

WHEREAS, the Division of Income Tax desires the City Auditor to exercise the annual renewal option listed as Item No.13 of the original agreement for the eighth year of services through February 28, 2004; now therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City Auditor be and is hereby authorized and directed to modify and extend Contract No. CT17228 for "lockbox" services for income tax direct pay accounts through February 28, 2004.

Section 2. That the expenditure of \$60,000.00 or so much thereof as may be necessary is hereby authorized from the General Fund, Subfund 010, Auditor's Office/Income Tax Division 22-02, OCA Code 220541, Object Level One 03, Object Level Three 3348.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest,
 Andrea Blevins, Acting City Clerk.

ORD NO. 0139-03

To authorize the City Auditor to modify and extend a contract with National City Bank, Columbus for certain banking services to be performed for the City Auditor, Division of Income Tax until March 31, 2004 and to authorize the expenditure of \$100,000.00 from the general fund (\$100,000.00).

WHEREAS, Contract No. 16424 provides an option for the City to renew its contract with National City Bank, Columbus for ten (10) one (1) year terms; and

WHEREAS, the Division of Income Tax desires the City Auditor to exercise the annual renewal option listed as Item No.12 of the original agreement for the ninth year of services through March 31, 2004; now therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City Auditor be and is hereby authorized and directed to modify and extend Contract No. CT16424 for "lockbox" services for income tax withholding accounts through March 31, 2004.

Section 2. That the expenditure of \$100,000.00 or so much thereof as may be necessary is hereby authorized from the General Fund, Subfund 010, Auditor's Office / Income Tax Division 22-02, OCA Code 220541, Object Level One 03, Object Level Three 3348.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest,
 Andrea Blevins, Acting City Clerk.

ORD NO. 0140-03

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement between the City of Columbus and Colpark Associates, L.P.

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by Ordinance No.779-85, dated April 25, 1985; and

WHEREAS, the Ohio Development Director approved this designation under State of Ohio Enterprise Zone law, by letter dated June 12, 1985; and

WHEREAS, the Columbus City Council approved an Enterprise Zone Agreement for Colpark Associates, L.P. on June 5, 2000 by Ordinance No.1313-00; and

WHEREAS, Colpark Associates, L.P. and granted a 10 year 75% tax abatement on real property improvements to redevelop the office and manufacturing facilities at the old Jeffrey mining site at 224 East First Avenue, also known as the old Jeffrey Mining site; and

WHEREAS, Colpark Associates, L.P. has sold the west side of 224 East First Avenue to JDS, Inc.; and

WHEREAS, JDS, Inc plans to redevelop the site for residential use; and

WHEREAS, because of this change, the west side of the project must be removed from the original Enterprise Zone Agreement; and

WHEREAS, the City believes it is in the best interest of job preservation and economic development to amend the existing Enterprise Zone Agreement with Colpark Associates, L.P. to reflect the redevelopment of the east side of 224 East First Avenue; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Department of Development is hereby authorized to amend the Enterprise Zone Agreement between the City of Columbus and Colpark Associates, L.P. because Colpark Associates, L.P. has sold the west side of 224 East First Avenue, also known as Jeffrey Mining, to JDS, Inc for residential use.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0142-03

To authorize the Director of the Department of Development to modify a contract with Merion Village Association.

WHEREAS, the Director of the Department of Development desires to modify Contract Number DL000310 with the Merion Village Association; and

WHEREAS, Contract Number DLOO3 133 provides CDBG funds to fund the Housing Specialist to coordinate the Envelope Program; and;

WHEREAS, this legislation will modify the contract period to reflect a January 1, 1999 to December 31, 2003 term of agreement; and

WHEREAS, it is necessary to authorize the Director of the Department of Development, Neighborhood Services Division, to modify an existing contract with Merion Village Association to meet allowable expenses accrued through this project; and now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Department of Development is hereby authorized to modify Contract No. DLOO03 10 with the Merion Village Association to change the contract period from January 1, 1999 to December 31, 2003.

Section 2. That this modification is awarded pursuant to Section 329.13 of the Columbus City Codes, 1959 as amended.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0143-03

To authorize the reimbursement to the Division of Electricity for tree trimming costs incurred for new street lighting projects and to authorize the expenditure of \$8,376.48 from Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund. (\$8,376.48)

WHEREAS, tree trimming costs associated with new street lighting projects were paid to Asplundh Tree Expert Co. from the Division of Electricity Operating Fund; and

WHEREAS, it is necessary to reimburse the Division of Electricity for tree trimming costs associated with new street lighting projects; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That reimbursement to the Division of Electricity is hereby authorized for tree trimming costs for new street lighting projects in the amount of \$8,376.48.

SECTION 2. That to pay the cost of the aforesaid reimbursement, the expenditure of \$8,376.48, or so much thereof as may be needed, is hereby authorized from the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund No.553, Division No.60-07, Project No.670003. OCA 675017, Object Level Three 6625.

SECTION 3. That this ordinance shall take effect and may be in force from and after the earliest period allowed by law.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0144-03

To authorize and direct the Director of Finance to establish a Blanket Purchase Order with Mid Ohio Electric Company for the purchase of Flygt Pump Parts and Services for the Division of Sewerage and Drainage, and to authorize the expenditure of \$15,000.00 from the Sewerage System Operating Fund. (\$15,000.00)

WHEREAS, the Purchasing Office established a Universal Term Contract with Mid Ohio Electric Company for the purchase of Flygt Pump Parts and Services for the Division of Sewerage and Drainage; and

WHEREAS, a blanket purchase order will be issued in accordance with the terms and specifications of the bid solicitation on file in the Purchasing Office; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of Finance be and he is hereby authorized and directed to establish a blanket purchase order for the purchase of Flygt Pump Parts and Services for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$15,000.00 or so much thereof as may be necessary, be and is hereby authorized from the Sewerage System Operating Fund, as follows, to pay the cost thereof.

Department of Public Utilities

| Dept. No | Object Level One | Object Level Three | OCA Code | Amount |
|----------|------------------|--------------------|----------|--------------|
| 60-05 | 02 | 3375 | 605030 | \$ 15,000.00 |

SECTION 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0145-03

To authorize and direct the Director of Finance to establish a Blanket Purchase Order with Buckeye Pumps, Inc. for the purchase of Seepex Pump Parts for the Division of Sewerage and Drainage, and to authorize the expenditure of \$20,000.00 from the Sewerage System Operating Fund. (\$20,000.00)

WHEREAS, the Purchasing Office established a Universal Term Contract with Buckeye Pumps, Inc. for the Purchase of Seepex Pump Parts for the Division of Sewerage and Drainage; and

WHEREAS, a blanket purchase order will be issued in accordance with the terms and specifications of the bid solicitation on file in the Purchasing Office; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of Finance be and he is hereby authorized and directed to establish a blanket purchase order for the purchase of Seepex Pump Pails from Buckeye Pumps, Inc. for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$20,000.00 or so much thereof as may be necessary, be and is hereby authorized from the Sewerage System Operating Fund, as follows, to pay the cost thereof.

Department of Public Utilities

| Dept. No | Object Level One | Object Level Three | OCA Code | Amount |
|----------|------------------|--------------------|----------|--------------|
| 60-05 | 02 | 2245 | 605063 | \$ 20,000.00 |

SECTION 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0146-03

To authorize and direct the Director of Finance to establish a Blanket Purchase Order with Henry P Thompson Company for the purchase of Flygt Pump Parts and Services for the Division of Sewerage and Drainage, and to authorize the expenditure of \$105,000.00 from the Sewerage System Operating Fund. (\$105,000.00)

WHEREAS, the Purchasing Office established a Universal Term Contract with Henry P. Thompson for the purchase of Flygt Pump Parts and Services for the Division of Sewerage and Drainage; and

WHEREAS, a blanket purchase order will be issued in accordance with the terms and specifications of the bid solicitation on file in the Purchasing Office; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of Finance be and he is hereby authorized and directed to establish a blanket purchase order for the purchase of Flygt Pump Parts and Services for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$105,000.00 or so much thereof as may be necessary, be and is hereby authorized from the Sewerage System Operating Fund, as follows, to pay the cost thereof.

Department of Public Utilities

| Dept. No | Object Level One | Object Level Three | OCA Code | Amount |
|----------|------------------|--------------------|----------|--------------|
| 60-05 | 02 | 2245 | 605063 | \$ 5,000.00 |
| 60-05 | 02 | 2245 | 605030 | \$ 65,000.00 |
| 60-05 | 03 | 3375 | 605089 | \$ 35,000.00 |

SECTION 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0147-03

To authorize the Finance Director to establish blanket purchase orders for MONOFLO Progressive Cavity Pump Parts from established Universal Term Contracts with Westcoast Rotor, Inc., and Delaney & Associates, Inc. for the Division of Sewerage and Drainage; to authorize the expenditure of \$35,000.00 from the Sewerage System Operating Fund. (\$35,000.00)

WHEREAS, the Purchasing Office has established Universal Term Contract, FL000865 and FL000866 for the option to obtain MONOFLO Progressive Cavity Pump Parts; and,

WHEREAS, the Division of Sewerage and Drainage desires to establish blanket purchase orders for the purchase of MONOFLO Progressive Cavity Pump Parts based on the Universal Term Contracts which the Purchasing Office has established; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and he is hereby authorized to establish separate blanket purchase orders with Westcoast Rotor, Inc., and Delaney & Associates, Inc. for the purchase of MONOFLO Progressive Cavity Pump Parts, as specified, for the Division of Sewerage and Drainage, Department of Public Utilities.

Section 2. That the expenditure of \$35,000.00 or so much there of as may be needed, is hereby authorized and directed from the Sewerage System Operating Fund, Fund No. 650.

Division NO. 60-05 - Department of Public Utilities

| OCA | Object Level One | Object Level Three | Amount |
|--------|------------------|--------------------|--------------|
| 605063 | 02 | 2245 | \$ 35,000.00 |

to pay the cost thereof

Section 3. That this Ordinance shall take effect and be in force from and alter the earliest period allowed by law.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0148-03

To authorize and direct the Director of Finance to establish a Blanket Purchase Order with Vopak USA for the purchase of Sodium Hypochlorite for the Division of Sewerage and Drainage, and to authorize the expenditure of \$135,000.00 from the Sewerage System Operating Fund. (\$135,000.00)

WHEREAS, the Purchasing Office established a Universal Term Contract with Vopak USA for the Purchase of Sodium Hypochlorite for the Division of Sewerage and Drainage; and

WHEREAS, a blanket purchase order will be issued in accordance with the terms and specifications of the bid solicitation on file in the Purchasing Office; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of Finance be and he is hereby authorized and directed to establish a blanket purchase order for the purchase of Sodium Hypochlorite from Vopak USA for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$135,000.00 or so much thereof as may be necessary. be and is hereby authorized from the Sewerage System Operating Fund, as follows, to pay the cost thereof.

Department of Public Utilities

| Dept. No | Object Level One | Object Level Three | OCA Code | Amount |
|----------|------------------|--------------------|----------|---------------|
| 60-05 | 02 | 2204 | 605055 | \$ 135,000.00 |

SECTION 3. That this ordinance shall take effect and be in force from and alter the earliest period allowed by law.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0163-03

To authorize the Finance Director to establish a Blanket Purchase Order for the purchase of Screw Conveyor Components from established Universal Term Contracts with Spaans Babcock, Inc. for the Division of Sewerage and Drainage; to authorize the expenditure of \$75,000.00 from the Sewerage System Operating Fund. (\$75,000.00)

WHEREAS, the Purchasing Office is in the process of establishing two (2) Universal Term Contracts, with Spaans Babcock, Inc. for the option to purchase Screw Conveyor Components; and,

WHEREAS, the Division of Sewerage and Drainage desires to purchase Screw Conveyor Components in accordance with the pending Universal Term Contracts; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and he is hereby authorized to establish a Blanket Purchase Order with Spaans Babcock, Inc. from the existing Universal Term Contracts for the Division of Sewerage and Drainage, Department of Public Utilities.

Section 2. That the expenditure of the sum of \$75,000.00, or so much therefore as may be needed, is hereby authorized and directed from Sewerage System Operating Fund 650 as follows:

Division NO. 60-05 - Department of Public Utilities

| OCA | Object Level One | Object Level Three | Amount |
|--------|------------------|--------------------|--------------|
| 605063 | 2245 | 02 | \$ 75,000.00 |

to pay the cost thereof

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0180-03

To authorize and direct the City Treasurer to enter into a contract with Bank One, NA for the remittance processing services for payments to the Division of Water, to authorize the expenditure of \$115,560 from the Division of Water Operating Fund, to waive the competitive bidding requirements of the Columbus City Codes, and to declare an emergency. (\$115,560).

Whereas, the City Treasurer wishes to enter a contract for the provision of cash remittance lock box services with Bank One, NA, which was approved by the Columbus Depository Commission, and

Whereas, as an emergency exists in the usual daily operation of the Division of Water, as it is immediately necessary to enter a contract with Bank One, NA for the provision of remittance processing services necessary for the daily operation of normal business activities of the City of Columbus; now therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the City Treasurer is hereby authorized to enter into a contract with the Bank One, NA for the provision of Water lock box services for the period of March 1, 2003 through February 28, 2004, and to authorizing the expenditure of up to \$115,650 or so much thereof as may be

necessary from the Water Operating Fund 600, Division of Water 60-09, as follows

| OCA | Object Level One | Object Level Three | Purpose | Amount |
|--------|------------------|--------------------|------------------|------------|
| 602318 | 03 | 3348 | Banking Services | \$ 115,650 |

Section 2. 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 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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0181-03

To authorize the City Treasurer to modify contracts for various banking services: to authorize the expenditure of up to \$100,200 from the General Fund, \$16,445 from the Recreation and Parks Operating and Extension Fund, \$46,000 from the Golf Course Operating Fund, \$10,000 from the Electric Operating Fund, \$50,000 from the Water Operating Fund, \$35,000 from the Development Services Fund, and to declare an emergency (\$255,645).

Whereas, the City Treasurer wishes to extend various contracts for the provision of banking services as provided for in a Request for Proposal issued on July 11, 1995 and for which approval for extensions of such contracts was approved by the Columbus Depository Commission at a meeting held on December 28, 2002, and

Whereas, as an emergency exists in the usual daily operation of various City divisions, as it is immediately necessary to extend existing contracts cited below, providing banking services necessary for the daily operation of normal business activities of the City of Columbus; now therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the City Treasurer is hereby authorized to modify the existing contract with National City Bank for the provision of the Main Operating Account of the City of Columbus by: (1) increasing fees for services within the guidelines set forth in the original bid document; (2) by extending the ending date of the contract to February 28, 2004, and (3) to authorize the expenditure of up to \$53,000 or so much thereof as may be necessary from the General Fund 010, City Treasurer's Office 23-01, as follows:

| OCA | Object Level One | Object Level Three | Purpose | Amount |
|--------|------------------|--------------------|------------------|-----------|
| 230227 | 03 | 3348 | Banking Services | \$ 53,000 |

Section 2. That the City Treasurer is hereby authorized to modify the existing contract with the Huntington Trust Company for the provision of a Safekeeping Account for investments of the City of Columbus by extending the ending date of the contract to February 28, 2004, and to authorize the expenditure of up to \$5,200 or so much thereof as may be necessary from the General Fund 010, City Treasurer's Office 23-01 as follows:

| OCA | Object Level One | Object Level Three | Purpose | Amount |
|--------|------------------|--------------------|------------------|----------|
| 230227 | 03 | 3348 | Banking Services | \$ 5,200 |

Section 3. That the City Treasurer is hereby authorized to modify the existing contract with the Huntington National Bank for the provision of a Payroll Account and Checking Account by extending the ending date of the contract to February 28, 2004, and to authorize the expenditure of up to \$22,000 or so much thereof as may be necessary from the General Fund 010, City Treasurer's Office 23-01 as follows:

| OCA | Object Level One | Object Level Three | Purpose | Amount |
|--------|------------------|--------------------|------------------|-----------|
| 230227 | 03 | 3348 | Banking Services | \$ 22,000 |

Section 4. The City Treasurer is hereby authorized to modify the existing contract with Fifth Third Bank and Midwest Payment Systems for the provision of credit card processing services by extending the ending date of the contract to February 28, 2004 and to authorize the expenditure of \$177,445, or so much thereof as may be necessary as follows:

- (1) from the General Fund 010, City Treasurer's Office 23-01, as follows:

| OCA | Object Level One | Object Level Three | Purpose | Amount |
|--------|------------------|--------------------|------------------|-----------|
| 230301 | 03 | 3348 | Banking Services | \$ 20,000 |

- (2) from the Recreation and Parks Operating Fund 285, Department 51-01, as follows:

| OCA | Object Level One | Object Level Three | Purpose | Amount |
|--------|------------------|--------------------|------------------|-----------|
| 510628 | 03 | 3348 | Banking Services | \$ 1,470 |
| 511139 | 03 | 3348 | Banking Services | \$ 14,725 |
| 511535 | 03 | 3348 | Banking Services | \$ 250 |

- (3) from the Golf Course Operating Fund 284, Department 51-03, as follows:

| OCA Code | Object Level 1 | Object Level 3 | Purpose | Amount |
|----------|----------------|----------------|------------------|----------|
| 516013 | 03 | 3348 | Banking Services | \$1,500 |
| 516021 | 03 | 3348 | Banking Services | \$6,000 |
| 516062 | 03 | 3348 | Banking Services | \$8,000 |
| 516310 | 03 | 3348 | Banking Services | \$9,000 |
| 516104 | 03 | 3348 | Banking Services | \$10,000 |
| 516187 | 03 | 3348 | Banking Services | \$7,000 |
| 516146 | 03 | 3348 | Banking Services | \$2,500 |

| | | | | |
|--------|----|------|------------------|---------|
| 516229 | 03 | 3348 | Banking Services | \$2,000 |
|--------|----|------|------------------|---------|

(4) from the Electricity Operating Fund 550, Department 60-07, as follows:

| OCA | Object Level One | Object Level Three | Purpose | Amount |
|--------|------------------|--------------------|------------------|-----------|
| 600742 | 03 | 3348 | Banking Services | \$ 10,000 |

(5) from the Development Services Fund 240, Department 44-03, as follows:

| OCA | Object Level One | Object Level Three | Purpose | Amount |
|--------|------------------|--------------------|------------------|-----------|
| 440377 | 03 | 3348 | Banking Services | \$ 35,000 |

(6) from the Water Operating Fund 600, Department 60-09, as follows:

| OCA | Object Level One | Object Level Three | Purpose | Amount |
|--------|------------------|--------------------|------------------|-----------|
| 602318 | 03 | 3348 | Banking Services | \$ 50,000 |

Section 5. 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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0182-03

To authorize the City Attorney to contract for professional services; to acquire fee simple title and lesser interests; to expend \$125,000.00 from the 1995, 1999 Voted Streets and Highways Fund for the Sidewalk Installation Phase IV project and to declare an emergency. (\$125,000.00)

WHEREAS, the City of Columbus, Public Service Department, Transportation Division, is engaged in the Sidewalk Installation Phase IV project; and

WHEREAS, it is anticipated that the right-of-way acquisition costs for this project will be approximately \$125,000.00; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that it is immediately necessary to authorize the expenditure of those funds required to hire professional services and to acquire the right-of-way needed for the Sidewalk Installation Phase IV project for the preservation of the public health, peace, property, safety and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City Attorney be and is hereby authorized to expend those funds necessary to pay for those costs related to the acquisition of that right-of-way required for the Sidewalk Installation Phase IV project.

Section 2. That for the purpose of paying for said costs, the sum of \$125,000.00, or so much thereof as may be necessary, is hereby authorized to be expended on behalf of the Transportation Division from the 1995, 1999 Voted Streets and Highways Fund as follows:

| Project # | Dept./Div. | Fund # | Object Level 3 | OCA Code | Amount |
|-----------|------------|--------|----------------|----------|--------------|
| 530790 | 5909 | 704 | 6601 | 644385 | \$125,000.00 |

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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0184-03

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (ANO3-003) of 22.23± Acres in Franklin Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

WHEREAS, a petition for the annexation of certain territory in Franklin Township was duly filed by Pentecostal Assembly, Inc. on January 16, 2003; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin County; 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 22.23f acres in Franklin 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.

At the present time fire protection for the proposed annexation is as follows:

First response from: Station 17, 2250 West Broad Street, 11 Personnel / 6 Paramedics.

Apparatus responding: Paramedic/Engine, Medic Rescue, Battalion Chief, and
Emergency Medical Supervisor.

Time: 5.0 minutes.

Second response from: Station 12, 3200 Sullivant Avenue, 10 Personnel / 3 Paramedics.

Apparatus responding: Paramedic/Engine, Ladder, and Medic..

Time: 7.0 minutes.

Sanitation: Residential refuse collection services will be available upon annexation of the property.

Streets: Maintenance will be available for any additional right-of-way that may be included in this annexation request.

Water: This site can be served by an existing 24 inch main located in El Paso Drive.

Sewer:

Sanitary Sewer: This site can be served by an existing sewer which runs under the Vera Place ROW.

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 22.23 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 Franklin 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 Franklin 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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0185-03

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN03-004) of 15.1± Acres in Jefferson Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

WHEREAS, a petition for the annexation of certain territory in Jefferson Township was duly filed by Rockford Homes, Inc. on January 28, 2003; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin County; 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 East Broad Street Urban Design Study 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 15.1± acres in Jefferson 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.

At the present time fire protection for the proposed annexation is as follows:

First response from: Station 5, 211 McNaughten Road, 7 Personnel / 4 Paramedics.

Apparatus responding: Paramedic/Engine, Medic and EMS Supervisor.

Time: 9.0 minutes.

Second response from: Station 23, 4451 East Livingston Avenue, 10 Personnel / 3 Paramedics.

Apparatus responding: Paramedic/Engine, Ladder, and Medic.

Time: 16.5 minutes.

Sanitation: Residential refuse collection services will be available upon annexation of the property.

Streets: Maintenance will be available for any additional right-of-way that may be included in this annexation request.

Water: This site can be served by an existing 8 inch main located in Brianna Drive.

Sewer:

Sanitary Sewer: This site can be served by a sewer located 500 feet south of the site. Mainline extension will be the responsibility

of the developer.

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 15.1 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 Jefferson 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 Jefferson 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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0186-03

To authorize and direct the Finance Director to establish a purchase order for self-help gas per the terms and conditions of the state universal term contract with IQ Solutions for the Fleet Management Division, to authorize and direct the expenditure of \$50,000.00 or so much thereof as may be needed from the Fleet Maintenance Fund, and to declare an emergency. (\$50,000.00)

WHEREAS, the State of Ohio has established a universal term contract with IQ Solutions for the purchase of self-help gas, and

WHEREAS, this contract is available for use by local jurisdictions by virtue of H. B. 100, and

WHEREAS, the terms and conditions of this contract are advantageous to the city, at savings of 15-30 percent compared to natural gas purchases from the regulated utility, Columbia Gas of Ohio, and

WHEREAS, an emergency exists in the usual daily operation of the Fleet Management Division, Public Service Department, in that it is immediately necessary to issue a purchase order for self-help gas, thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and hereby is authorized and directed to establish a purchase order for the Fleet Management Division to purchase self-help gas per the terms and conditions of the State of Ohio universal term contract with IQ Solutions, 1801 East Ninth Street, Suite 1510, Cleveland, Ohio 44114. CC# 311497896.

Section 2. That the sum of \$50,000.00, or so much thereof as may be necessary, is hereby authorized to be expended from the Fleet Maintenance Fund 513, Department No.59-05, OCA Code 591206, Object Level One 03, Object Level Three 3310 to pay the cost thereof.

Section 3. That for the reasons set forth 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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0187-03

To authorize and direct the Finance Director to issue purchase orders for bulk fuel deliveries and vehicle parts, supplies and accessories for the Fleet Management Division, to authorize and direct the expenditure of \$2,380,000.00 from the Fleet Maintenance Fund, and to declare an emergency. (\$2,380,000.00)

WHEREAS, Universal Term Contracts (UTC) have been established through the formal competitive bid process, and

WHEREAS, the Fleet Management Division, Public Service Department has a need to purchase bulk fuel deliveries and vehicle parts, supplies and accessories to repair motor vehicles, and

WHEREAS, an emergency exists in the usual daily operation of the Fleet Management Division, Public Service Department, in that it is immediately necessary to issue purchase orders for bulk fuel deliveries and vehicle parts, supplies and accessories, thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director is hereby authorized and directed to issue purchase orders for the Public Service Department, Fleet Management Division, per the terms and conditions of Universal Term Contracts, as follows:

Bid SA 000312GRW
Schodorf Truck Body & Equipment
CC# 314416487, expires 2/14/05
OEM truck parts
Object Level Three 2284
Contract period 10/1/02 - 9/30/04
Bid SO 001344RW
Automotive Distributors
CC# 311145093, expires 11/29/04
Standard automotive parts
Object Level Three 2284
Contract period 10/1/00 - 9/30/03
State Bid OT919199-E
WD Tire Warehouse
CC# 311138036 expires 11/2/04
Tires
Object Level Three 2282
Contract period 5/1/99-4/30/03

State Bid 0T919199-E
Wingfoot Commercial Tire Systems, LLC
CC# 311735402, expires 6/14/04
Tires
Object Level Three 2282
Contract period 5/1/99 - 4/30/03
Bid SO 001344RW
NAPA
CC#580254510, expires 1/25/05
Standard automotive parts
Object Level Three 2284
Contract period 104/00 - 9/30/03
Bid SA 000213GRW
Byers Chevrolet
CC# 314139860 expires 11/4/05
OEM auto parts
Object Level Three 2284
Contract period 4/1/02 - 3/31/04

Bid SA 000213GRW
 Dick Masheter Ford
 CC# 310729896, expires 10/31/04
 OEM Auto Parts
 Object Level Three 2284
 Contract period 4/1/02 - 3/31/04
 County Bid B98-56
 BP Products North America
 CC# 362440313, expires 10/9/04
 Bulk diesel deliveries
 Object Level Three 2286
 Contract period 1/1/98 - 12/31/04

State Bid OT919199-E
 B & S Transport
 CC# 341234696, expires 11/15/03
 Tires
 Object Level Three 2282
 Contract period 5/1/99 - 4/30/03
 County Bid B98-56
 BP Products North America
 CC# 362440313 expires 10/9/04
 Bulk gasoline deliveries
 Object Level Three 2280
 Contract period 1/1/98 - 12/31/04

Section 2. That the sum of \$2,380,000.00, or so much thereof as may be necessary, is hereby authorized to be expended from the Fleet Maintenance Fund, 513, Department No. 59-05, OCA Code 591347, Object Level One 02 as follows to pay the cost thereof:

| <u>Object Level Three Code</u> | <u>Amount</u> |
|--------------------------------|---------------|
| 2280 | \$810,000.00 |
| 2282 | \$230,000.00 |
| 2284 | \$450,000.00 |
| 2286 | \$890,000.00 |

Section 3. That for 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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0188-03

To appropriate \$984,000.00 within the Municipal Motor Vehicle License Tax Fund and authorize the expenditure of the same amount therein for the Transportation Division; to authorize the Finance Director to issue a purchase order to American Rock Salt Co., LLC, in the amount of \$984,000.00 for the purchase of rock salt in accordance with the terms and conditions of an existing citywide contract and to declare an emergency. (\$984,000.00)

WHEREAS, the Transportation Division is responsible for snow and ice control and removal on the City's roadway system, and WHEREAS, rock salt is used in this operation, and

WHEREAS, the Purchasing Office established citywide universal term contracts with American Rock Salt Co., Inc., and Cargill, Inc., Deicing Technology for the purchase of rock salt through the competitive bid process, and

WHEREAS, it is necessary to appropriate funds for this expenditure, and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division. in that it is immediately necessary to authorize the Finance Director to issue a purchase order for the purchase of rock salt, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF, THE CITY OF COLUMBUS:

SECTION 1. That the sum of \$984,000.00 be and hereby is appropriated from the unappropriated balance of the Municipal Motor Vehicle License Tax Fund, Fund 266, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2003, to the Transportation Division, Department No. 59-09, Object Level One Code 02, Object Level Three Code 2192 and OCA Code 599115.

SECTION 2. That the Finance Director be and hereby is authorized to issue a purchase order to American Rock Salt Co., LLC, P.O. Box 190, Mt. Morris, NY 14510 for \$984,000.00 for the purchase of rock salt for the Transportation Division in accordance with the specifications of the citywide contract.

SECTION 3. That the expenditure of \$984,000.00, or so much thereof as may be needed, is hereby authorized from the Municipal Motor Vehicle License Tax Fund, Fund 266, Department No.59-09, Object Level One Code 02, Object Level Three Code 2192, OCA Code 599115 for this purchase.

SECTION 4. 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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0189-03

To authorize the Board of Health to enter into a contract with The Columbus Medical Association Foundation for the implementation of a centralized scheduling system for the Community Access Program grant, to authorize the expenditure of \$49,000.00 from the Health Department Grants Fund, and to declare an emergency. (\$49,000.00)

WHEREAS, the Columbus Health Department has a need to make funds available to contract with The Columbus Medical Association Foundation for centralized scheduling services for the Community Access grant program; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to contract with The Columbus Medical Association Foundation for the preservation of the public health, peace, property, safety, and welfare; Now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Board of Health is hereby authorized to enter into a contract with The Columbus Medical Association Foundation for centralized scheduling services for the Community Access Program grant for the period January 1, 2003 through August 31, 2003.

SECTION 2. That the expenditure of \$49,000.00 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Project No.

502035, Division No. 50-01, Object Level One 03, Object Level Three 3337, OCA Code 502035.

SECTION 3. That the contract has been awarded according to Section 329.02 of the Columbus City Code.

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made apart 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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0190-03

To authorize the Director of Finance to enter into contract with the Door Company of Ohio, Inc., for the purchase and installation of an air curtain ventilation system, to authorize the expenditure of \$5,457.10 from the Voted 1999 Health Renovation Fund; and to declare an emergency. (\$5,457.10)

WHEREAS, a need exists for an air curtain ventilation system for the Health Department; and,

WHEREAS, a Mayor's Emergency was declared January 3, 2003; and,

WHEREAS, the Door Company of Ohio, Inc., was determined to have submitted the lowest, most responsive and responsible bid; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to enter into a contract with the Door Company of Ohio, Inc., for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of Finance is hereby authorized to enter into contract for \$2,457.10 with the Door Company of Ohio, Inc., for an air curtain ventilation system for the Blind School Renovation Project.

SECTION 2. That the expenditure of \$5,457.10 is hereby authorized from the Health Renovation Fund, Fund No. 706, Project No. 570053, Department of Health, Division No. 50, Object Level One 06, Object Level Three 6620, OCA No. 597013.

SECTION 3. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records.

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made apart 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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0191-03

To authorize and direct the Board of Health to modify and increase a contract with Neighborhood House, Inc. for the provision of health care coordination and case management services; to authorize the expenditure of \$4,999 from the Health Department Grants Fund to pay the cost thereof, and to declare an emergency. (\$4,999)

WHEREAS, Contract No. DL003640 authorized the expenditure of \$252,270 to Neighborhood House Inc. to provide health care coordination and case management services for the Healthy Start grant program; and,

WHEREAS, additional federal mandates are required to continue these services through May 31, 2003; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to modify and increase said contract with Neighborhood House, Inc. for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Board of Health is hereby authorized and directed to modify Contract No. DL003640 with Neighborhood House, Inc. to provide health care coordination and case management services for the Health Start grant program for the period June 1, 2002 through May 31, 2003, in an amount not to exceed \$4,999.

SECTION 2. That the expenditure of \$4,999 is hereby authorized from the Health Department Grants Fund. Fund No.251, Health Department, Division 50-01, Grant No. 502017, OCA No. 502017, Object Level One 03, Object Level Three 3337.

SECTION 3. That this modification and increase is awarded in accordance with Section 329.16 of the Columbus City Code.

SECTION 4. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is 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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0192-03

To authorize the Board of Health to enter into a revenue contract with the Franklin County Board of Commissioners for the operation of the Ben Franklin Tuberculosis Clinic in an amount not to exceed \$1,102,102; and to declare an emergency. (\$1,102,102)

WHEREAS, the Franklin County Board of Commissioners has a need to provide a Tuberculosis Clinic pursuant to ORC 339.20 et seq.; and,

WHEREAS, the Board of Health has operated a tuberculosis clinic for Franklin County through a contractual arrangement; and,

WHEREAS, the Board of Health has agreed to continue operating the clinic for Franklin County; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to enter into a revenue contract with the Franklin County Board of Commissioners for the preservation of the public health, peace, property, safety and welfare; Now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Board of Health is hereby authorized and directed to enter into a revenue contract for the operation of a tuberculosis clinic for the citizens of Franklin County in an amount not to exceed \$1,102,102 for the period January 1, 2003 through December 31, 2003.

SECTION 2. 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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0193-03

To authorize the Director of the Department of Public Utilities to enter into a license agreement with the Greater Hilltop Community Development Corporation (Licensee) for certain City owned real property located in the vicinity of West Broad Street and Wheatland Avenue, and to declare an emergency.

WHEREAS, on September 20, 1999, City Council passed Ordinance 2044-99, which authorized the City of Columbus to enter into a license agreement with the Greater Hilltop Community Development Corporation (Licensee) for real property located in the vicinity of West Broad Street and Wheatland Avenue, and

WHEREAS, under the aforementioned agreement, the Licensee may utilize the subject premises, containing approximately .865 acres, to maintain a green space/park area next to its leased real property; and

WHEREAS, the Greater Hilltop Community Development Corporation requests that the City of Columbus grant a license for an adjacent 0.095 acres of real property immediately west of the real property more fully described in the body of this ordinance; and

WHEREAS, it has no objection to the granting of said license, as it has been determined that its granting will not adversely affect the City; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to authorize the Director of the Department of Public Utilities to execute those documents necessary to grant a license agreement to the Greater Hilltop Community Development Corporation for the immediate preservation of the public peace, property, health and safety; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Department of Public Utilities be and hereby is authorized to execute those documents, as prepared by the Real Estate Division, Department of Law, necessary to grant a license to the Greater Hilltop Community Development Corporation for the following described real property, to-wit:

The following REAL ESTATE situated in the State of Ohio, County of Franklin, and in the City of Columbus, located in Virginia Military Survey No. 2668, and being part of a 300 acre tract conveyed to the State of Ohio in Deed Book 101, Page 390, and being more particularly described as follows:

Beginning, for reference, at an iron pin set marking the intersection of the north line of West Broad Street (80 feet wide) and the east line of Wheatland Avenue (40 feet wide);

Thence North 86° 00' 00" East 120.00 feet, along the north line of West Broad Street, to an iron pin set marking the Principal Place of Beginning of the herein described tract;

Thence North 90° 14' 48" West 180.00 feet, parallel with the east line of Wheatland Avenue, to an iron pin set;

Thence South 86° 00' 00" West 120.00 feet, parallel with the north line of West Broad Street, to an iron pin set in the east line of Wheatland Avenue;

Thence North 90° 14' 48" West 71.05 feet, Along the east line of Wheatland Avenue, to an iron pin set;

Thence North 86° 00' 00" East 248.02 feet, parallel with the north line of West Broad Street, to an iron pin set;

Thence South 4° 04' 48" East 250.00 feet, to an iron pin set in the north line of West Broad Street;

Thence South 86° 00' 00" West 105.41 feet, along the north line of West Broad Street, to the Principal Place Of Beginning, containing 0.865 acres more or less. Subject to all easements and restrictions of record.

Basis of Bearings from Plat Book 4, Page 326, based on the north line of West Broad Street. All iron pins set are 5/8" iron pins capped "PATRIDGE SURVEYING". A Survey of the above-described premises was done in November, 1990, by R.T. Patridge & Associates.

Situated in the State of Ohio, County of Franklin, City of Columbus, Virginia Military Survey Number 2668, being a 0.095 acre tract located in that 0.494 acre tract as described in Parcel Number 1 in a deed to the City of Columbus, of record in Official Record Volume 19320, E-14 (all references to records being on file in the Recorder's Office, Franklin County, Ohio), said tract being more particularly described as follows:

Beginning for reference at an iron pin found at the intersection of the northerly right-of-way line of West Broad Street (80 feet wide) and the easterly right-of-way line of Wheatland Avenue (40 feet wide), being the southwesterly corner of said 0.494 acre tract; Thence N 09° 14' 48" W, along the easterly right-of-way line of Wheatland Avenue, the westerly line of said 0.494 acre tract, a distance of 95.24 feet to an iron pin set and being the True Place of Beginning of the 0.095 acre tract herein described;

Thence N 09° 14' 48" W, continuing along the westerly line of said 0.494 acre tract, the easterly line of said Wheatland Avenue, a distance of 34.54 feet to an iron pin set, witness an iron pin found N 09° 14' 48" W, 50.21 feet at the northwesterly corner of said 0.494 acre tract, at a southwesterly corner of that 0.865 acre tract as described in Parcel Number 2 in said deed to the City of Columbus, of record in Official Record Volume 19320, E-14;

Thence N 86° 00' 00" E, crossing said 0.494 acre tract, parallel to the northerly right-of-way line of said West Broad Street, a distance of 120.00 feet to an iron pin set in the easterly line of said 0.494 acre tract, in a westerly line of said 0.865 acre tract;

Thence S 09° 14' 48" E, along the easterly line of said 0.494 acre tract, along a westerly line of said 0.865 acre tract, parallel to the easterly right-of-way line of said Wheatland Avenue, a distance of 34.54 feet to an iron pin set;

Thence S 86° 00' 00" W, through said 0.494 acre tract, along a line being parallel to the northerly right-of-way line of said West Broad Street, a distance of 120.00 feet to the True Place of Beginning and containing an area of 0.095 acre, more or less.

The basis of bearing for this description is based on a bearing of N 86° 00' 00" E along the northerly right-of-way line of said West Broad Street as described in Parcel Number 1 in a deed to the City of Columbus, of record in Official Record Volume 19320, E-14 on file in the Recorder's Office, Franklin County, Ohio.

ms consultants, inc., John L. Price, R.P.S. #7159, 11-14-02.

Section 3. That for the reasons state in the preamble hereto, which is hereby made a part hereof 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 its passage if the Mayor neither approves nor vetoes the same.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0194-03

To authorize the Director of the Department of Public Utilities to execute those documents necessary to release a certain portion of a sanitary sewer easement, located in the vicinity of North Shore Drive, at the request of the Carefree Custom Homes, Ltd., in exchange for a previously granted replacement easement and to declare an emergency.

WHEREAS, the City of Columbus, Department of Public Utilities, is the owner of a sanitary sewer easement, located in the vicinity of North Shore Drive and more fully described in the body of this legislation; and

WHEREAS, Carefree Custom Homes, Ltd, has requested that a portion of the aforementioned sanitary sewer easement be released in exchange for a replacement easement previously granted to the City of Columbus; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, that it is immediately necessary to authorize the Director of Public Utilities to execute those instruments prepared by the Real Estate Division, Department of Law, necessary to release certain sanitary utility easement rights in and to certain City owned real property for the immediate preservation of the public health, peace, property and safety; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Department of Public Utilities be, and hereby is authorized to execute those documents, prepared by the Department of Law, Real Estate Division, necessary to release a certain portion of a sanitary sewer easement in and to the following described real property:

Situated in the State of Ohio, County of Franklin, City of Columbus, being in Virginia Military Survey No.530 and being a 251 square foot area of land, more or less, in Lot 88 as the same is numbered and delineated upon the recorded plat of Marble Cliff Crossing Section 2, of record in Plat Book 95, Pages 31 and 32, Recorder's Office, Franklin County, Ohio, said 251 square foot area of land being more particularly described as follows:

Beginning for reference at a point in a curve in a southwesterly right-of-way line of Lake Shore Drive, forty feet in width, the same being the northernmost corner of said Lot 88 and the westernmost corner of Lot 87 of said Marble Cliff Crossing Section 2;

Thence S 36° 32' 30" W, with the northwesterly line of said Lot 88 and with the southeasterly line of said Lot 87, a distance of 94.20 feet to a point in a northeasterly line of an existing 20.00 foot wide City of Columbus sanitary sewer easement as described in Instrument No 199801300022037, Recorder's Office, Franklin County, Ohio, thence S 48° 04' 57" E, with a northeasterly line of said 20.00 foot wide easement, a distance of 7.29 feet to the True Point Of Beginning;

Thence, from said true point of beginning, S 48° 04' 57" E, with a northeasterly line of said 20.00 foot wide easement, a distance of 50.00 feet to a point;

Thence S 41° 23' 32" W, a distance of 4.78 feet to a point;

Thence N 48° 36' 28" W, a distance of 50.00 feet to a point;

Thence N 41° 23' 32" E, a distance of 5.23 feet to the True Point Of Beginning, and being a 251 square foot area of land, more or less.

The bearings given in the foregoing description correspond to the bearing of S 36° 32' 30" W, as shown along the northwesterly line of said Lot 88 on the recorded plat of said Marble Cliff Crossing Section 2.

We hereby state that the foregoing description was prepared from information obtained from an actual field survey conducted by Bauer, Davidson & Merchant, Inc., Consulting Engineers, in November of 2000.

Jimmie L. Davis, P.S. No. 6942

Section 2. That for the reasons state 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 its passage if the Mayor neither approves nor vetoes the same.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0195-03

To authorize the City Auditor to transfer \$60,000.00 in city match funds from the General Fund to the General Government Grant Fund, to appropriate \$60,000.00 within the General Government Grant Fund, to authorize the Public Service Director to expend \$60,000.00 within said fund for the continued operation of the Keep Columbus Beautiful program within the Refuse Collection Division, Public Service Department, and to declare an emergency. (\$60,000.00)

WHEREAS, the City of Columbus recognizes the existence of a litter problem within its boundaries and the need to address the problem at the local level and that public awareness and education of recycling and litter prevention is vital to the success of the Keep Columbus Beautiful program, and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Refuse Collection Division, in that it is immediately necessary to transfer, appropriate and authorize the expenditure of funds to the end of continuing operation of the Keep Columbus Beautiful program within the Public Service Department. Refuse Collection Division for calendar year 2003, thereby preserving the public health, peace, property, safety and welfare, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the City Auditor is hereby authorized and directed to transfer the sum of \$60,000.00 from the Public Service Department, Refuse Collection Division's General Fund appropriation to the Keep Columbus Beautiful Program, 2003 Recycle, Ohio! Grant, Grant No. 593001, General Government Grant Fund appropriation, as follows:

| Transfer from: | | | | |
|-----------------------|------------|------------------------|----------|-------------|
| Fund | Organ. No. | OL - 01 / OL - 03 Code | OCA Code | Amount |
| 010 | 59-02 | 10/5501 | 900316 | \$60,000.00 |
| Total Transfer From: | | | | \$60,000.00 |
| Transfer To: | | | | |
| Fund | Organ. No. | OL - 01 / OL - 03 Code | OCA Code | Amount |
| 220 | 59-02 | 80/0886 | 101916 | \$60,000.00 |
| Total Transfer To: | | | | \$60,000.00 |

SECTION 2. That from the unappropriated monies in the General Government Grant Fund, Fund 220, and from all monies estimated to come into said Fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2003, the sum of \$60,000.00 be and hereby is appropriated to the Keep Columbus Beautiful program, Public Service Department, Refuse Collection Division, Organization No.59-02, as follows:

| OCA Code | Grant No. | OL-01 / OL-03 Code | Item | Amount |
|----------|-----------|--------------------|-----------|-------------|
| 593001 | 593001 | 01/1100 | Personnel | \$44,318.00 |
| 593001 | 593001 | 02/2200 | Supplies | 5,500.00 |
| 593001 | 593001 | 03/3300 | Services | 10,182.00 |
| | | Total | | \$60,000.00 |

SECTION 3. That dollars remaining as of December 31, 2003, from the General Fund transfer into the Keep Columbus Beautiful program be allowed to roll forward into the subsequent year appropriation.

SECTION 4. 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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0196-03

To authorize the Director of the Department of Public Utilities to execute those documents necessary to grant a quitclaim deed of easement to Texas Eastern Transmission, LP, a Delaware limited partnership on that City owned real property located in the vicinity of Walnut Creek Road, commonly known as the Lowell B. Rader farm, and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised, and to declare an emergency.

WHEREAS, the City of Columbus is owner of that real property located in the vicinity of Walnut Creek Road, commonly known as the Lowell B. Rader farm; and

WHEREAS, Texas Eastern Transmission, LP, a Delaware limited partnership, desires to install, construct, reconstruct, operate, maintain, repair and remove a revetment structure and appurtenances thereto (the "improvement"); and

WHEREAS, the Department of Public Utilities, Division of Water has no objection to the granting of said quitclaim deed of easement, as it has been determined that its granting will not adversely affect the City; and

WHEREAS, the Real Estate Division, Department of Law has established \$500.00 as the value of such easement right; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to authorize the Director of the Department of Public Utilities, Division in Water to execute those documents necessary to grant a perpetual easement to Texas Eastern Transmission, LP for the immediate preservation of the public peace, property, health and safety; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Department of Director of the Department of Public Utilities be and hereby is authorized to execute those documents, as prepared by the Real Estate Division, Department of Law, necessary to grant a certain perpetual easement to Texas Eastern Transmission, LP for the following described real property, to-wit:

The following described easement is situated in Range 22, Township two, Section 23, Harrison Township, Pickaway County, State of Ohio, see plat accompanying this legal description for explanation of ownership, and being more particularly described as follows:

Beginning at a 3/4 inch diameter iron pin found in the north line of Little Walnut Creek Road, at the southwest corner of a 0.60 acre tract conveyed to Kenneth R. and Vicky L. Gregory by Volume 344, Page 745, said iron pin also being the southeast corner of a 239.000 acre tract conveyed to Robert List by Official Record 283, Page 297;

Thence, with the line between said 0.60 and said 239.000 acre tracts, N 32° 56' 26" E, passing a MA inch diameter iron pipe at 283.86 feet, a total distance of 407.64 feet to a point in the centerline of Walnut Creek;

Thence, with said centerline, N 15° 54' 33". W, a distance of 91.49 feet to the True Point Of Beginning;

Thence, with the following three new lines:

1. N 60° 39' 22" E, a distance of 55.06 feet to an iron pin and cap set;

2. S 30° 45' 04" E, passing the northwest line of said 0.60 acre tract at 48.29 feet, also passing the northwest line of a 2.78 acre tract also conveyed to Gregory by Volume 344, Page 745, at 104.09 feet, a total distance of 209.89 feet to an iron pin and cap set;

3. S 50° 39' 25" W, a distance of 76.11 feet to a point in the centerline of Walnut Creek;

Thence, with said centerline the following two courses:

1. N 36° 15' 52" W, passing the northwest line of said Gregory's 2.78 acre tract at 76.68 feet, a total distance of 107.76 feet;

2. N 15° 54' 33" W, passing the northwest line of said Gregory's 0.60 acre tract at 27.83 feet, a total distance of 119.33 feet returning to the True Point Of Beginning, containing 0.3736 acres, more or less in said easement.

Bearings are based on the southeast line of List's 239.000 acre tract (S 32° 56' 26" W) as described in Official Record 283, Page 297.

All iron pins set are 5/8 inch diameter rebar with yellow plastic caps stamped "Cottrill 6858."

This description is based on a field survey performed December 8, 2002, by James R. Cottrill, Registration #6858. (Job #S021203)

Section 2. That the Five Hundred Dollars. (5500.00), to be received by the City as consideration for the easement rights to be granted shall deposited as follows:

| Fund # | OCA Code | Object Level Three | Dept./Div. | Amount |
|--------|----------|--------------------|------------|----------|
| 600 | 045435 | 0827 | 60-09 | \$500.00 |

Section 3. That this Council has determined that it is in the best interest of the City of Columbus to waive and does hereby waive the requirements of Columbus City Codes (1959) Revised, Chapter 328 (Land Review Commission) and Section 329.25 (competitive bidding) to the extent that they may apply to this transaction with regards to this ordinance only.

Section 4. 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 its passage if the Mayor neither approves nor vetoes the same.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0197-03

To authorize the payment of \$562,414.65 to the Gahanna-Jefferson City School District pursuant to the Compensation Agreement between the City of Columbus and the Gahanna-Jefferson City School District; to authorize the expenditure of \$562,414.65 from the General Fund; and to declare an emergency. (\$562,414.65)

WHEREAS, Ordinance No.1698-78, approved August 3, 1978, authorized the Development Department to carry out a Community Reinvestment Program (CRA) pursuant to Sections 3735.65 to 3735.70 of the Ohio Revised Code, to stimulate job creation and growth in the area; and

WHEREAS, the Stelzer-Stygler CRA was established by Resolution No. 140x-86, approved July 14, 1986 and subsequently amended by Resolutions 253x-86, 62x-87, 172x-92 and 97x-96; and

WHEREAS, changes in the CRA law in 1994 placed additional obligations on municipalities to compensate school districts for lost revenues arising from tax abatements; and

WHEREAS, Ordinance No. 0629-02, passed April 15, 2002, authorized a Compensation Agreement with the Gahanna-Jefferson City School District to compensate the District for real property tax revenues forgone due to CRA tax abatements on parcels in the Stelzer-Stygler CRA; and

WHEREAS, four parcels in the Gahanna-Jefferson City School District area of the Stelzer-Styglar CRA have CRA tax abatements that require compensation for tax year 2002 in accordance with the Compensation Agreement; and

WHEREAS, the amount of compensation for tax year 2002, payable in 2003, is \$562,414.65 based on the formulas and procedures defined in the Compensation Agreement; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, is that it is immediately necessary to make the 2003 payment to the Gahanna-Jefferson City School District pursuant to the Compensation Agreement in order to preserve the public peace, health, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City Auditor is hereby authorized and directed to make payment to the Gahanna-Jefferson City School District in the amount of \$562,414.65

Section 2. That the expenditure of \$562,414.65, or so much as may be necessary, be and is hereby authorized from the Development Department, Economic Development Division, Division No.44-02, General Fund, Fund 010, Object Level Three 5513, OCA Code 440314.

Section 3. That for the reasons stated in the preamble hereto, this ordinance is hereby declared to be an emergency and shall take effect and be in force from and after its passage and approval by the Mayor or ten days if the Mayor neither approves nor vetoes the same.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0198-03

To authorize the Director of Public Utilities to modify contracts for the purchase of wholesale electric power with American Municipal Power-Ohio, Inc. for the Division of Electricity, under the provisions of Columbus City Codes, to authorize the expenditure of \$13,630,000.00, and to declare an emergency. (\$13,630,000.00)

WHEREAS, the City of Columbus (the City) is a member of American Municipal Power-Ohio, Inc. (AMP-Ohio), a non-profit organization whose membership includes seventy-seven Ohio Municipalities that own and operate municipal electric systems, including the City; and

WHEREAS, the City and AMP-Ohio have entered into a generic contract agreement dated March 11, 1986, Contract No. CT-07199, under which certain services may be provided by AMP-Ohio to the City via schedules pursuant thereto; and

WHEREAS, the City and AMP-Ohio have entered into a contract agreement dated July 11, 1988, Contract Number CT-09743, for energy supplied from the Gorsuch Station; and

WHEREAS, it is necessary to modify the existing contracts to provide for wholesale electric power and associated services required in 2003 under the provisions of Section 329.13, Columbus City Codes, 1959; and

WHEREAS, emergency action is requested in order that payments for purchased power may be made on a timely basis; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Electricity, Department of Public Utilities, in that it is immediately necessary to modify contracts with American Municipal Power-Ohio, Inc. for the purchase of wholesale electric power for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Public Utilities be and is hereby authorized to modify contracts with AMP-Ohio by increasing the contract amounts by \$13,630,000.00, as follows:

| CONTRACT NO. | AMOUNT |
|--------------------|---------------------|
| CT-07199 | \$ 9,230,000.00 |
| CT-09743 (Gorsuch) | <u>4,400,000.00</u> |
| TOTAL | \$13,630,000.00 |

Section 2. That these contract modifications are in compliance with Section 329.13, of Columbus City Codes, 1959.

Section 3. That to pay the cost of the aforesaid contract modifications, the expenditure of \$13,630,000.00, or so much thereof as may be needed, is hereby authorized from Division of Electricity Operating Fund 550, Division No.60-07, OCA Code 606715, and shall be disbursed among the following Object Level Three Codes:

| OBJECT LEVEL THREE | AMOUNT |
|--------------------|-------------------|
| 2233 | \$13,200,000.00 |
| 3333 | <u>430,000.00</u> |
| TOTAL | \$13,630,000.00 |

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is 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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0199-03

To authorize the Director of Public Utilities to increase the Encumbrance Legislated for the purchase of wholesale power in accordance with the Wholesale Energy Management contract with CMS Marketing, Services, and Trading Company under the provisions of Columbus City Codes, to authorize the expenditure of \$22,000,000.00, and to declare an emergency. (\$22,000,000.00)

WHEREAS, on December 21, 2000, under the authority of Ordinance Number 2587-00, passed November 27, 2000, and amended by Ordinance Number 2657-00, passed December 4, 2000, the City of Columbus entered into Contract No. EL-000875 with CMS Marketing, Services and Trading Company for Wholesale Energy Management; and

WHEREAS, it is necessary to increase the Encumbrance Legislated to provide funding for the purchase of wholesale electric power required in 2003; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Electricity, in that it is immediately necessary to increase the Encumbrance Legislated for the purchase of wholesale electric power for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of Public Utilities be and hereby is authorized to increase the Encumbrance Legislated by \$22,000,000.00 for the purchase of wholesale power from existing contract EL-000875 with CMS Marketing, Services, and Trading Company.

SECTION 2. That to pay for the purchase of wholesale electricity, the expenditure of \$22,000,000.00, or so much thereof as may be needed, is hereby authorized from Division of Electricity Operating Fund 550, Division No.60-07, OCA Code 606715, Object Level One 02, Object Level Three 2233.

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall be in force from and after its passage and approval by the mayor, or tell days after passage if the Mayor neither approves nor vetoes the same.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0200-03

To authorize the Director of Public Utilities to enter into a contract with Jess Howard Electric Company for the Dublin Road Water Plant Miscellaneous Improvements - Auxiliary High Service Pump Station Electrical Renovation, for the Division of Water, to authorize the expenditure of \$626,147.76 from the Waterworks Enlargement Voted 1991 Bonds Fund, and to declare an emergency. (\$626,147.76)

WHEREAS, the Director of Public Utilities did receive and open bids on September 25 2002 for the Dublin Road Water Plant Miscellaneous Improvements - Auxiliary High Service Pump Station Electrical Renovation for the Division of Water Department of Public Utilities and

WHEREAS, a satisfactory low bid has been received. and

WHEREAS, An emergency exists in the usual daily operation of the Division of Water, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to enter into a Contract with Jess Howard Electric Company for the Dublin Road Water Plant Miscellaneous Improvements Auxiliary High Service Pump Station Electrical Renovation, for the Division of Water, for the preservation of public health, peace, property and safety now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. The Director of Public Utilities be and is hereby authorized to enter into a Contract with Jess Howard Electric Company, in the amount of \$626,147.76 for the Dublin Road Water Plant Miscellaneous Improvements - Auxiliary High Service Pump Station Electrical Renovation for the Division of Water, Department of Public Utilities, Contract No.979 on the basis of the lowest responsive and responsible bid received on September 25, 2002.

Section 2. That for the purpose of paying the cost thereof, the expenditure of \$626,147.76 is hereby authorized from Waterworks Enlargement Voted 1991 Bonds Fund, Fund No. 606, Department of Public Utilities, Division of Water, Dept./Div No. 60-09, Object Level Three 6623, Project No. 690278, OCA Code 642900.

Section 3. The City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project; that the project has been completed and the monies are no longer required for said project except that no transfer shall be so made from a project account funded by monies from more than one source.

Section 4 That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is 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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0201-03

To authorize the Director of Public Utilities to enter into contract with Delaware County for the O'Shaughnessy Reservoir Home Road Bridge Improvements, for the Division of Water, to authorize the expenditure of \$4,117,287.00 from Waterworks Enlargement Voted 1991 Bonds Fund, and to declare an emergency. (\$4,117,287.00)

WHEREAS, the City of Columbus, Public Utilities Department. Division of Water and the Delaware County have entered into a cooperative agreement for the O'Shaughnessy Reservoir Home Road Bridge Improvements (Ordinance Number 2814-99), and

WHEREAS, an emergency exists in the usual daily operation of the Division of Water. Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to enter into contract with The Delaware County for the immediate preservation of public health, peace, property and safety: now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. The Director of Public Utilities be and is hereby authorized to enter into contract with the Delaware County Engineer, 50 Channing Street, Delaware, Ohio 43015 for the O'Shaughnessy Reservoir Home Road Bridge Improvements.

Section 2. The for the purpose of paying the cost thereof the expenditure of \$4,117,287.00 is hereby authorized from Waterworks Enlargement Voted 1991 Bonds Fund. Fund No. 606, Department of Public Utilities, Division of Water, Dept./ Div. No. 60-09, Object Level Three 6621, Project No. 690412, OCA Code 606412.

Section 3. The City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance within the same fund upon receipt of certification from the Director of the department administering said project except that no transfer shall be made from a project account funded by monies from more than one source.

Section 4. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is 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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0202-03

To authorize the Director of Finance to establish a Blanket Purchase Order for the Rental of Construction Equipment with Operator from Universal Term Contracts with Travco Construction Co., Right Way Excavating, Inc., and George J. Igel & Company, Inc., for the Division of Sewerage and Drainage; to authorize the expenditure of \$ 1,380,000.00 from the Sewerage System Operating Fund, and \$800,000.00 from the Storm Sewer Operating Fund, and to declare an emergency. (\$ 2,180,000.00)

WHEREAS, the Purchasing Office has established Universal Term Contracts for the option to obtain the Rental of Construction Equipment with Operator. with Travco Construction Co.. George J. Igel & Company, Inc. and Right Way Excavating, Inc.; and,

WHEREAS, an emergency exists in the usual daily operations of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to establish Blanket Purchase Orders in order to provide the Division of Sewerage & Drainage with sufficient funding to meet daily demands for the preservation of the public health, property, peace and safety; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and he is hereby authorized to establish Blanket Purchase Orders with Travco Construction Co., George J. Igel & Company, Inc., and Right Way Excavating, Inc., based on Universal Term Contracts for the Division of Sewerage and Drainage.

Section 2. That the purpose of paying the cost thereof, the expenditure of \$1,380,000.00 or so much thereof as may be needed, is hereby authorized from the Sewerage System Operating Fund, Fund No. 650., and the expenditure of \$800,000.00 or so much thereof as may be needed is hereby authorized from the Storm Sewer Operating Fund, Fund No. 675.

Division No.60-05 - Department of Public Utilities

| OCA | Object Level One | Object Level Three | Amount |
|--------|------------------|--------------------|-----------------|
| 605030 | 03 | 3299 | \$ 10,000.00 |
| 605899 | 03 | 3299 | \$ 20,000.00 |
| 605089 | 03 | 3299 | \$ 1,350,000.00 |
| | | Subtotal | \$ 1,380,000.00 |

Division No.60-15 - Department of Public Utilities

| OCA | Object Level One | Object Level Three | Amount |
|--------|------------------|--------------------|-----------------|
| 675002 | 03 | 3299 | \$ 800,000.00 |
| | | Subtotal | \$ 800,000.00 |
| | | TOTAL | \$ 2,180,000.00 |

to pay the cost thereof.

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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0208-03

To authorize the City Clerk to contract with The Greater Columbus Convention and Visitors Bureau, Inc. for promoting and publicizing the City of Columbus, Ohio; to authorize the expenditure of 1.5% (presently estimated at \$3,420,000) of the combined rates of 5.1% of the Hotel/Motel Excise Tax; and to authorize the expenditure of \$560,749 from the General Fund and to declare an emergency. (\$3,980,749)

WHEREAS, Section 371.02(c) of the Columbus City Codes, 1959, specifies that up to 1.84 percent of the combined rates of 5.1 percent of the revenues of the Hotel/Motel Excise Tax are to be used for the promotion of the City of Columbus as a desirable location for conventions, tourism, trade shows, and similar events; and

WHEREAS, City Council desires to contract with the Columbus Convention and Visitors Bureau for \$3,420,000 or 1.5 percent of the combined rates of 5.1 percent of the revenues of the Hotel / Motel Excise Tax in accordance with Chapter 371.02 (c) of Columbus City Codes, 1959; and

WHEREAS, an additional \$560,749 in general fund support will be provided to the Bureau in order to enhance their marketing efforts of the City; and

WHEREAS, the City and its citizens benefit economically, culturally, and otherwise from such promotion, and it is in the best interests of the City and its citizens to encourage and support the services of The Greater Columbus Convention and Visitors Bureau; and

WHEREAS, an emergency exists in the usual daily operation of the government of the City of Columbus in that it is immediately necessary to insure the ongoing operation of The Greater Columbus Convention and Visitors Bureau, Inc. for the immediate preservation of 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 Clerk is hereby authorized to contract with The Greater Columbus Convention and Visitors Bureau, Inc. for the promotion and publicizing of the City of Columbus, so as to bring the patronage and business of cultural, educational, religious, professional and sports organizations to the City for the benefit of the citizens of Columbus and the business community.

SECTION 2. For the purpose of paying additional costs thereof, the sum of 1.5% of the combined rates of 5.1% of the Hotel / Motel Excise Tax in excess of the currently appropriated \$3,420,000 (Ordinance No. 1862-02) is hereby deemed appropriated and authorized to be expended from City Council, Department No.20-01, the Hotel / Motel Excise Tax Fund 231, Object Level One 03, Object Level Three 3337, OCA Code 200204.

SECTION 3. Said contract shall provide for payment by the City for such services the equivalent of 1.5 percent of the combined rates of 5.1 percent of the revenues of the Hotel-Motel Excise Tax in accordance with Chapter 371.02(c) of Columbus City Codes, 1959, and \$3,420,000 is hereby authorized to be expended from City Council, Department No.20-01, the Hotel / Motel Excise Tax Fund 231, Object Level One 03, Object Level Three 3337, OCA Code 200204.

SECTION 4. That the additional sum of \$560,749 be and hereby is authorized to be expended from City Council, Department No.20-01, Fund 010, Object Level One 03, Object Level Three 3337, OCA Code 200105.

SECTION 5. Award of this contract meets the procurement provisions of Chapter 329.29 and 3901.01 of the Columbus City Code, 1959.

SECTION 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is 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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0209-03

To authorize the Director of Public Utilities to pay the Water Pollution Control Loan Fund application fee to the Ohio Water Development Authority, for the Division of Sewerage and Drainage; to authorize the expenditure of \$73,475.00 from the Sewer System Operating Fund; and to declare an emergency. (\$73,475.00)

WHEREAS, a Sewerage and Drainage Division project was approved for financing on December 12, 2002 through the Ohio Water Pollution Control Loan Fund, at a below-market interest rate, which will help in reducing total project costs to the City's sewerage customers; and

WHEREAS, it is necessary to authorize the Director of Public Utilities to pay the requisite loan application fee to the Ohio Water Development Authority payable upon the delivery of the executed loan agreement and invoice; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to pay the loan application fee on the earliest practicable date, in order to initiate project construction, to expedite construction fund payment requests, to insure engineering cost reimbursements, and for the immediate preservation of the public peace, health, property and safety; Now, Therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Public Utilities be, and hereby is, authorized to pay the Water Pollution Control Loan Fund application fee to the Ohio Water Development Authority as required by the terms of the loan agreement, for the Division of Sewerage and Drainage CIP Project No. 650349, Southerly Wastewater Treatment Plant, Sludge Dewatering and Miscellaneous Improvements; WPCLF Project No. C5392259-01.

Section 2. That for the purpose of paying the cost of the application fee the following expenditure of \$73,475.00, or as much thereof as may be needed, be and the same is hereby authorized as follows:

| Division | Fund | Object Level One | Object Level Three | OCA | Amount |
|----------|------|------------------|--------------------|--------|-------------|
| 60-05 | 650 | 03 | 3390 | 606038 | \$73,475.00 |

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.

Passed February 10, 2003, Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

RESOLUTIONS

RES NO. 019X-03

To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the Hiawatha Park / Atwood Relief Sewer Project, and to declare an emergency.

WHEREAS, the City of Columbus is engaged in the Hiawatha Park / Atwood Relief Sewer Project; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, in that it is immediately necessary to declare the necessity and intent to appropriate permanent and construction easements in, over, under and through the hereinbefore described real estate necessary for the aforementioned project so that there will be no delay in the project thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That this Council hereby declares the necessity and intent to appropriate permanent and construction easements in, over, under and through the following described real estate necessary for the Hiawatha Park/Atwood Relief Sewer Project, Project # 650646, pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code (1959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit:

PARCEL 1T-1

TEMPORARY EASEMENT

Situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 4, Township 1, Range 18, United States Military Lands and being out of Block 20, Lot 18 of "Indianola Summit Addition" of record in Plat Book 5, page 140, as shown in the deed to Richard A. Talbott and C. Robert Talbott of record in Official Record 33121E07, (all references refer to the Recorder's Office, Franklin County, Ohio) and described as follows;

Beginning in the southerly right-of-way of Alden Avenue, being North 86° 05' 25" West, with said southerly right-of-way line, a distance of 18.12 feet from the intersection of said southerly right-of-way line with the westerly right-of-way line of a 12 foot alley, the northeasterly corner of said Lot 18;

thence across said Lot 18, the following courses; South 02° 49' 12" East, a distance of 114.95 feet; North 86° 09' 48" West, a distance of 23.76 feet; North 02° 54' 25" East, a distance of 31.05 feet; North 87° 57' 17" West, a distance of 8.41 feet;

North 03° 56' 55" East, a distance of 83.38 feet to the southerly right-of-way line of said Alden Avenue;

thence South 86° 05' 25" East, with said southerly right-of-way line, a distance of 19.18 feet to the Point of Beginning and containing 0.062 acre, more or less.

EVANS, MECHWART, HAMBLETON, & TILTON, INC., John C. Dodgion, Registered Surveyor No.8069

Section 2. That the City Attorney be and hereby is authorized to cause a written notice of the adoption of this resolution to be served upon the owners, persons in possession of or persons having a real or possible interest of record in the above described premises in the manner provided by law.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

Adopted February 10, 2003 Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk..

RES NO. 020X-03

To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Gateway Area Revitalization Initiative Project, and to declare an emergency.

WHEREAS, the City of Columbus is engaged in Gateway Area Revitalization Initiative Project; and

WHEREAS, pursuant to Section 6 of the Economic Development Agreement between the City and the Gateway Area Revitalization Initiative (hereinafter "G.A.R.I"). entered into pursuant to Ordinance No. 2925-99, passed December 13, 1999. G.A.R.I. has requested the City acquire certain parcels in the project area as defined in the aforementioned agreement for the relocation of Pearl Alley; and

WHEREAS, the Director of the Department of Trade and Development has determined that G.A.R.I. has complied with the conditions precedent to the City's obligation to acquire said parcels under the Economic Development Agreement; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, Department of Trade and Development, in that it is immediately necessary to declare the necessity and intent to appropriate fee simple title and lesser interests in and to the hereinbefore described real estate necessary for the aforementioned project so that there will be no delay in the project thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That this Council hereby declares the necessity and intent to appropriate fee simple title and lesser interests in and to the following described real estate necessary for the Gateway Area Revitalization Initiative Project, pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code (1959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit:

Situated in the Country of Franklin in the State of Ohio, and in the City of Columbus and bounded and described as follows:

Being Lots Number Seven (7) and Eight (8) in Amos and Palmer's Subdivision in the City of Columbus, Ohio, as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Book No.3, Recorder's Office, Franklin County, Ohio.

Address: 79 East Eleventh Avenue, Columbus, Ohio Tax Parcel Number: 010-046172

Section 2. That the City Attorney be and hereby is authorized to cause a written notice of the adoption of this resolution to be served upon the owners, persons in possession of or persons having a real or possible interest of record in the above described premises in the manner provided by law.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

Adopted February 10, 2003 Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk..

RES NO. 021X-03

To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the South Fork Dry Run Flood Routing at Valleyview Project, and to declare an emergency.

WHEREAS, the City of Columbus is engaged in the South Fork Dry Run Flood Routing at Valleyview Project; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, in that it is immediately necessary to declare the necessity and intent to appropriate permanent and construction easements in, over, under and through the hereinbefore described real estate necessary for the aforementioned project so that there will be no delay in the project thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That this Council hereby declares the necessity and intent to appropriate permanent and construction easements in, over, under and through the following described real estate necessary for the South Fork Dry Run Flood Routing at Valleyview Project, Project #610824, pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code (1959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit:

1P**DRAINAGE EASEMENT, 0.448 ACRE**

Situated in the State of Ohio, County of Franklin, City of Columbus, Virginia Military Survey Numbers 1390 and 9197 and being a strip of land across that tract as conveyed to Young Men's Christian Association by deed of record in Deed Book 1919, Page 118 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and more particularly bounded and described as follows:

Beginning, at Grantor's southeasterly corner;

Thence with Grantor's southerly line, the following courses and distances;

South 63° 17' 30" West, a distance of 64.47 feet to a point; and with the arc of a curve to the left having a central angle of 130 04' 14" and a radius of 2736.00 feet, having a chord bearing and distance of South 600 49' 00," West, 622.79 feet to a point in Grantor's westerly line;

Thence North 03° 19' 40" West, with Grantor's westerly line, a distance of 68.64 feet to a point;

Thence North 64° 44' 13" East, across Grantor's tract, a distance of 667.98 feet to a point in Grantor's easterly line;

Thence South 03° 19' 40" East, with Grantor's easterly line, a distance 20.99 feet to the True Point of Beginning and containing 0.0448 acre of land, more or less.

EVANS MECHWART HAMBLETON & TILTON, INC.,

Clark E. White (signed 6-17-02), Registered Surveyor No.7868

1T**TEMPORARY EASEMENT, 0.819 ACRE**

Situated in the State of Ohio, County of Franklin, City of Columbus, Virginia Military Survey Numbers 1390 and 9197 and being a strip of land across that tract as conveyed to Young Men's Christian Association by deed of record in Deed Book 1919, Page 118 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and more particularly bounded and described as follows:

Beginning, for reference, at Grantor's southeasterly corner;

Thence North 03° 19' 40" West, with Grantor's easterly line, a distance of 41.98 feet to the True Point of Beginning;

Thence South 64° 44' 23" West, across Grantor's tract, a distance of 667.97 feet to a point in Grantor's westerly line;

Thence North 03° 19' 40" West, with Grantor's westerly line, a distance of 27.94 feet to a point;

Thence across Grantor's tract with the arc of a curve to the right having a central angle of 13° 45' 41" and a radius of 2836.00 feet, having a chord bearing and distance of North 62° 26' 06" East, 679.52 feet to a point in Grantor's easterly line;

Thence South 03° 19' 40" East, with Grantor's easterly line, a distance of 57.39 feet to the True Point of Beginning and containing 0.819 acre of land, more or less.

EVANS MECHWART HAMBLETON & TILTON, INC.,

Clark E. White (signed 6-17-02), Registered Surveyor No.7868

2P**DRAINAGE EASEMENT, 0.090 ACRE**

Situated in the State of Ohio, County of Franklin, City of Columbus, Virginia Military Survey Numbers 1390 and 9197 and being a strip of land across that tract as conveyed to Glenwood Methodist Church by deed of record in Deed Book 1919, Page 137 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and more particularly bounded and described as follows:

Beginning, at Grantor's southeasterly corner;

Thence North 03° 19' 40" West, with Grantor's westerly line a distance of 20.99 feet to a point;

Thence across Grantor's tract, the following courses and distances:

North 65° 06'54" East, a distance of 132.54 feet to a point;

North 67° 28'47" East, a distance of 109.53 feet to a point;

South 06° 02'38" East, a distance of 19.73 feet to a point in Grantor's southerly line;

Thence with said southerly line, the following courses and distances:

South 70° 57'50" West, a distance of 100.12 feet to a point;

South 62° 30'50" West, a distance of 143.87 feet to the Point of Beginning and containing 0.090 acre of land, more or less.

EVANS MECHWART HAMBLETON & TILTON, INC.,

Clark E. White (signed 6-17-02), Registered Surveyor No.7868

2T**TEMPORARY EASEMENT, 0.126 ACRE**

Situated in the State of Ohio, County of Franklin, City of Columbus, Virginia Military Survey Numbers 1390 and 9197 and being a strip of land across that tract as conveyed to Glenwood Methodist Church by deed of record in Deed Book 1919, Page 137 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and more particularly bounded and described as follows:

Beginning, for reference, at Grantor's southwesterly corner;

Thence, North 03° 19' 40" West, with Grantor's westerly line a distance of 42.00 feet to the True Point of Beginning;

Thence, North 03° 19'40" West, continuing with said westerly line, a distance of 62.39 feet to a point;

Thence across Grantor's tract, the following courses and descriptions:
 North 86° 40'20" East, a distance of 126.86 feet to a point;
 North 73° 05'54" East, a distance of 101.63 feet to a point;
 South 06° 02' 38" East, a distance of 2.25 feet to a point;
 South 67° 29'42" West, a distance of 115.69 feet to a point, and
 South 65° 07'26" West, a distance of 125.24 feet to the True Point of
 Beginning and containing 0.126 acre of land, more or less.
 EVANS MECHWART HAMBLETON & TILTON, INC.,
 Clark E. White (signed 6-17-02), Registered Surveyor No.7868

3P**DRAINAGE EASEMENT, 0.447 ACRE**

Situated in the State of Ohio, County of Franklin, City of Columbus, Virginia Military Surveys 3315, and 9197, and being a strip of land across that tract as conveyed to Board of Education Columbus Public Schools by deed of record in Deed Book 1977 Page 564 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and more particularly bounded and described as follows:

Beginning at Grantor's southeasterly corner;
 Thence South 540 36'43" West, with Grantor's southerly line, a distance of 481.55 feet to a point;
 Thence across Grantor's tract, the following courses and distances;
 North 340 57'19" East, a distance of 133.78 feet to a point; and
 North 540 36'33" East, a distance of 383.77 feet to a point in Grantor's easterly line;
 Thence South 030 19'40" East, with Grantor's easterly line, a distance of 53.12 feet to the Point of Beginning and containing 0.447 acre of land, more or less.,
 EVANS MECHWART HAMBLETON & TILTON, INC.
 Clark E. White (signed 6-17-02), Registered Surveyor No.7868

3T**TEMPORARY EASEMENT, 0.540 ACRE**

Situated in the State of Ohio, County of Franklin, City of Columbus, Virginia Military Survey Numbers 1390 and 9197 and being a strip of land across that tract as conveyed to Board of Education Columbus Public Schools by deed of record in Deed Book 1977, Page 564 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and more particularly bounded and described as follows:

Beginning, for reference, at Grantor's southwesterly corner;
 Thence North 03° 19' 35" West, with Grantor's westerly line a distance of 211.43 feet to a point;
 Thence across Grantor's tract, the following courses and distances:
 North 86° 32' 48" East, a distance of 149.70 feet to a point;
 North 54° 36' 43" East, a distance of 120.64 feet to a point;
 South 34° 57'19" West, a distance of 179.99 feet to a point;
 North 35° 23'54" West, a distance of 5.55 feet to a point;
 South 54° 36'43" West, a distance of 100.00 feet to a point;
 South 35° 23' 50" East, a distance of 45.00 feet to point in Grantor's southerly line;
 Thence South 54° 36' 43" West, with said southerly line, a distance of 90.42 feet to the Point of Beginning and containing 0.540 acre of land, more or less.
 EVANS MECHWART HAMBLETON & TILTON, INC.
 Clark E. White (signed 6-17-02), Registered Surveyor No.7868

3T-1**TEMPORARY EASEMENT, 0.282 ACRE**

Situated in the State of Ohio, County of Franklin, City of Columbus, Virginia Military Surveys 3315, and 9197, and being a strip of land across that tract as conveyed to Board of Education Columbus Public Schools by deed of record in Deed Book 1977 Page 564 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and more particularly bounded and described as follows:

Beginning, for reference, at Grantor's southeasterly corner;
 Thence North 03° 19'40" West, with Grantor's easterly line, a distance of 53.12 feet to the True Point of Beginning;
 Thence across Grantor's tract, the following courses and distances:
 South 54°36'33" West, a distance of 383.77 feet to a point;
 North 39°57'19" East, a distance of 163.50 feet to a point;
 North 64°34'44" East, a distance of 241.68 feet to a point in Grantor's easterly line,
 Thence South 03°19'40" East, with Grantor's easterly line, a distance of 15.52 feet to the True Point of Beginning and containing 0.282 acre of land, more or less.
 EVANS MECHWART HAMBLETON & TILTON, INC.,
 Clark E. White (signed 6-17-02), Registered Surveyor No.7868

3T-2**TEMPORARY EASEMENT, 0.041 ACRE**

Situated in the State of Ohio, County of Franklin, City of Columbus, Virginia Military Surveys 3315, and 9197, and being a strip of land across that tract as conveyed to Board of Education Columbus Public Schools by deed of record in Deed Book 1977 Page 564 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and more particularly bounded and described as follows:

Beginning, for reference, at Grantor's southeasterly corner;
 Thence North 03° 19'40" West, with Grantor's easterly line, a distance of 64.88 feet to the True Point of Beginning;
 Thence across Grantor's tract, the following courses and distances;
 South 64° 44'13" West, a distance of 136.60 feet to a point; and
 North 54° 36'43" East, a distance of 149.51 feet to a point in Grantor's easterly line;
 Thence South 03° 19'40" East, with Grantor's easterly line, a distance of 28.33 feet to the True Point of Beginning and containing 0.041 acre of land, more or less.
 EVANS MECHWART HAMBLETON & TILTON, INC.,
 Clark E. White (signed 6-17-02), Registered Surveyor No.7868

4P**DRAINAGE EASEMENT, 0.744 ACRE**

Situated in the State of Ohio, County of Franklin, City of Columbus, Virginia Military Survey Numbers 3315, 9197 and 1390 and being a strip of land across that tract as conveyed to Camp Chase Industrial Railroad Corporation by deed of record in Official Record 28363F03 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and more particularly bounded and described as follows:

Beginning at the southwesterly corner of that tract as conveyed to Board of Education Columbus Public Schools by deed of record in Deed Book 1977, Page 564;

Thence with Grantor's westerly line, the following courses and distances:

North 54°36'43" East, a distance of 6193.48 feet to a point of curvature;

With the arc of a curve to the right, having a central angle of 13° 04'14", and a radius of 2736.00 feet, having a chord bearing and distance of North 60° 43'00" East, 622.79 feet to a point of tangency;

North 62° 45' 20" East, a distance of 208.33 feet to a point; and

South 70° 57'27" East, a distance of 157.58 feet to a point;

Thence across Grantor's tract, the following courses and distances;

South 00° 26'46" East, a distance of 26.26 feet to a point;

South 67° 16' 33" West, a distance of 354.96 feet to a point of curvature;

With the arc of a curve to the left, having a central angle of 13° 04' 14" and a radius of 2718.00 feet, having a chord bearing and distance of South 60°49' 00" West, 618.69 feet to a point of tangency;

South 54° 36'43" East, a distance of 630.86 feet to a point; and

North 03° 19'19" West, a distance of 21.24 feet to the Point of Beginning and containing 0.744 acre of land, more or less.

EVANS MECHWART HAMBLETON & TILTON, INC.,

Clark E. White (signed 6-17-02), Registered Surveyor No.7868

4T**TEMPORARY EASEMENT, 0.571 ACRE**

Situated in the State of Ohio, County of Franklin, City of Columbus, Virginia Military Survey Numbers 3315, 9197 and 1390 and being a strip of land across that tract as conveyed to Camp Chase Industrial Railroad Corporation by deed of record in Official Record 28363F03 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and more particularly bounded and described as follows:

Beginning at the southwesterly corner of that tract as conveyed to Board of Education Columbus Public Schools by deed of record in Deed Book 1977, Page 564;

Thence South 03° 19'19" East, across Grantor's tract, a distance of 21.24 feet to the True Point of Beginning;

Thence across Grantor's tract, the following courses and distances;

North 54° 36'43" East, a distance of 630.86 feet to a point of curvature;

With the arc of a curve to the right, having a central angle of 13° 04' 14", at a radius of 2718.00 feet, a chord bearing and distance of North 60°49'00" East, 618.69 feet to a tangency;

North 67°16'33" East, a distance of 354.96;

South 00° 26'46" East, a distance of 31.74 feet to a point;

South 70° 11'14" West, a distance of 291.35 feet to a point of curvature;

With the arc of a curve to the left, having a central angle of 14°10'26" radius of 2404.00 feet, having a chord bearing and distance of South 61°21'59" West, 667.21 feet to a point of tangency;

South 54°36'43" West, a distance of 639.61 feet to a point; and

North 03°20'11" West, a distance of 16.52 feet to the True Point of Beginning and containing 0.571 acre of land, more or less

Section 2. That the City Attorney be and hereby is authorized to cause a written notice of the adoption of this resolution to be served upon the owners, persons in possession of or persons having a real or possible interest of record in the above described premises in the manner provided by law.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

Adopted February 10, 2003 Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk..

RES NO. 022X-03

To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Jasonway Avenue Drainage Project, and to declare an emergency.

WHEREAS, the City of Columbus is engaged in the Jasonway Avenue Drainage Project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division Sewerage and Drainage, in that it is immediately necessary to declare the necessity and intent to appropriate fee simple title and lesser interests in and to the hereinbefore described real estate necessary for the aforementioned project so that there will be no delay in the project thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That this Council hereby declares the necessity and intent to appropriate fee simple title and lesser interests in and to the following described real estate necessary for the Jasonway Avenue Drainage Project, Project # 610941, pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code (1959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit:

PARCEL 1-S
CSX TRANSPORTATION INC.
SEWER EASEMENT
0.012 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a tract of land conveyed to CSX Transportation Inc. (Chesapeake and Ohio Railroad) in Deed Book , Page (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point in the easterly line of the said CSX Transportation Inc. property and at the northwesterly corner of a 3.501 acre tract (Parcel 1) conveyed to Sportsite Holdings, Inc. in Official Record 26281, Page J08;

Thence South 09°16'02" East, along the westerly line of the said 3.501 acre tract, a distance of 94.23 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence South 09°16'02" East, continuing along the said westerly line, a distance of 25.48 feet to a point;

Thence South 80°47'03" West, a distance of 20.37 feet to a point;

Thence North 09°12'57" West, a distance of 25.48 feet to a point;

Thence North 80°47'03" East, a distance of 20.34 feet to the Point of Beginning.

Containing 0.012 acre, more or less, being within Auditors Parcel Number 010-005773.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No.7876.

COLUMBUS ENGINEERING CONSULTANTS, INC. Steven L. Lamphear, Date,
Registered Professional Surveyor No.7876

PARCEL 1T-1
CSX TRANSPORTATION INC.
TEMPORARY CONSTRUCTION EASEMENT
0.009 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a tract of land conveyed to CSX Transportation Inc. (Chesapeake and Ohio Railroad) in Deed Book , Page (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point in the easterly line of the said CSX Transportation Inc. property and at the northwesterly corner of a 3.501 acre tract (Parcel 1) conveyed to Sportsite Holdings, Inc. in Official Record 26281, Page J08;

Thence South 09°16'02" East, along the westerly line of the said 3.501 Acre tract, a distance of 74.24 feet to a point, said point being the Point of Beginning (P.O.C.) of the herein described easement;

Thence South 09°16'02" East, continuing along the said westerly line, a distance of 19.99 feet to a point;

Thence South 80°47'03" West, a distance of 20.34 feet to a point;

Thence North 09°12'57" West, a distance of 19.99 feet to a point;

Thence North 80°47'03" East, a distance of 20.33 feet to the Point of Beginning.

Containing 0.009 acre, more or less, being within Auditors Parcel Number 010-005773.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No.7876.

Steven L. Lamphear, Registered Professional Surveyor No.7876

PARCEL 1T-2
CSX TRANSPORTATION INC.
TEMPORARY CONSTRUCTION EASEMENT
0.007 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a tract of land conveyed to CSX Transportation Inc. (Chesapeake and Ohio Railroad) in Deed Book , Page (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point in the easterly line of the said CSX Transportation Inc. property and at the northwesterly corner of a 3.501 acre tract (Parcel 1) conveyed to Sportsite Holdings, Inc. in Official Record 26281, Page J08;

Thence South 09°16'02" East, along the westerly line of the said 3.501 acre tract, a distance of 119.71 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence South 09°16'02" East, continuing along the said westerly line, a distance of 14.53 feet to a point;

Thence South 80°47'03" West, a distance of 20.38 feet to a point;

Thence North 09°12'57" West, a distance of 14.53 feet to a point;

Thence North 80°47'03" East, a distance of 20.37 feet to the Point of Beginning. Containing 0.007 acre, more or less, being within Auditors

Parcel Number 010-005773.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L; Lamphear, Professional Registered Surveyor No. 7876.

COLUMBUS ENGINEERING CONSULTANTS, INC. Steven L. Lamphear, Date, Registered Professional Surveyor No.7876

1WD (aka 1P)
PERMANENT RIGHT-OF-WAY EASEMENT

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being 0.0039 acre (171.8 sq. ft.) out of a 0.159 acre tract conveyed to Donald V. Mussawir in Deed Book 3760, Page 369 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing at a centerline monument found at the northeasterly corner of said 0.159 acre tract at a point of deflection in the centerline of existing right-of-way of Olentangy River Road at centerline station 96+71.10 as shown upon right-of-way plans "Olentangy River Road Sec. "E" PT." on file with the Franklin County Engineers Office, Franklin County, Ohio, said point being South 12° 57' 00" East, a distance of 517.46 feet from a centerline monument found in said centerline;

Thence leaving the said centerline, North 87° 58' 13" West, along the northerly line of said 0.159 acre tract, a distance of 31.06 feet to point in the westerly right-of-way line of said Olentangy River Road, said point being the Point of Beginning of the herein described 0.0000 acre tract;

Thence leaving the said northerly line, South 12° 57' 00" East, along the said westerly right-of-way line, a distance of 7.06 feet to a point;

Thence South 09° 16' 35" East, continuing along the said right-of-way line, a distance of 3.86 feet to a point;

Thence leaving the said right-of-way line, North 86° 21' 08" West, through the said 0.159 acre tract, a distance of 17.97 feet to a point;
 Thence North 03° 38' 52" East, continuing through said 0.159 acre tract, a distance of 10.11 feet to a point in the northerly line of said 0.159 acre tract and the southerly line of "Olentangy, The Condominium" of record in Condominium Book 21, Page 75;
 Thence South 87° 58' 13" East, along the said northerly and southerly line, a distance of 15.10 feet to the Point of Beginning.
 Containing 0.0039 acre or 171.8 square feet, more or less, all out of parcel number 010-074027.
 Bearings are based on the centerline of Olentangy River Road as shown upon the right-of-way plan "Olentangy River Road Sec. "E" PT." on file with the Franklin County Engineers Office, Franklin County, Ohio.
 All references herein are to records in the Recorder's Office, Franklin County, Ohio, unless otherwise shown.
 The above description was based on an actual field survey made in September 2000 and prepared by Columbus Engineering Consultants, Inc..
 Daniel J. Hornyak, Registered Professional Surveyor No.7963

T-1**TEMPORARY CONSTRUCTION EASEMENT**

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a temporary construction easement consisting of 0.0043 acre (187.5 sq. ft.) out of a 0.159 acre tract conveyed to Donald V. Mussawir in Deed Book 3760, Page 369 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), said easement being more particularly described as follows:

Commencing at a centerline monument found at the northeasterly corner of said 0.159 acre tract at a point of deflection in the centerline of existing right-of-way of Olentangy River Road at centerline station 96+71.10 as shown upon right-of-way plans "Olentangy River Road Sec. "E" PT." on file with the Franklin County Engineers Office, Franklin County, Ohio, said point being South 12° 57' 00" East, a distance of 517.46 feet from a centerline monument found in said centerline;

Thence leaving the said centerline, North 87° 58' 13" West, along the northerly line of said 0.159 acre tract, passing the westerly right-of-way line of said Olentangy River Road at a distance of 31.06 feet, a total distance of 46.16 feet to point at 44.58 feet left of centerline station 96+83.03, said point being the Point of Beginning of the herein described easement;

Thence leaving the said northerly line, and through the said 0.159 acre tract, the following three (3) courses:
 South 03° 38' 52" West, a distance of 10.11 feet to a point at 47.47 feet left of centerline station 96+73.34;
 North 86° 21' 08" West, a distance of 19.06 feet to a point at 65.73 feet left of centerline station 96+78.78;
 North 03° 38' 52" East, a distance of 9.57 feet to a point in the northerly line of said 0.159 acre tract and the southerly line of "Olentangy, The Condominium" of record in Condominium Book 21, Page 75 at 63.00 feet left of centerline station 96+87.96;

Thence South 87° 58' 13" East, along the said northerly and southerly line, a distance of 19.06 feet to the Point of Beginning.

Containing 0.0043 acre or 187.5 square feet, more or less, all out of parcel number 010-074027.

Bearings and Station Offsets are based on the centerline of Olentangy River Road as shown upon the right-of-way plan "Olentangy River Road Sec. "E" PT." on file with the Franklin County Engineers Office, Franklin County, Ohio.

All references herein are to records in the Recorder's Office, Franklin County, Ohio, unless otherwise shown.

The above description was based on an actual field survey made in September 2000 and prepared by Columbus Engineering Consultants, Inc..
 Daniel J. Hornyak, Registered Professional Surveyor No.7963

WD-2 (aka 2P)**OLENTANGY, THE CONDOMINIUM
PERMANENT RIGHT-OF-WAY EASEMENT**

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being 0.0063 acre (276.3 sq. ft.) out of the lands of "Olentangy, The Condominium" of record in Condominium Book 21, Page 75 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing at a centerline monument found at the northeasterly corner of a 0.159 acre tract conveyed to Donald V. Mussawir in Deed Book 3760, Page 369 at a point of deflection in the centerline of existing right-of-way of Olentangy River Road at centerline station 96+71.10 as shown upon right-of-way plans "Olentangy River Road Sec. "E" PT." on file with the Franklin County Engineers Office, Franklin County, Ohio, said point being South 12° 57' 00" East, a distance of 517.46 feet from a centerline monument found in said centerline;

Thence leaving the said centerline, North 87° 58' 13" West, along the northerly line of said 0.159 acre tract, a distance of 31.06 feet to point in the westerly right-of-way line of said Olentangy River Road, said point being the Point of Beginning of the herein described 0.0000 acre tract;

Thence leaving the said westerly right-of-way line, North 87° 58' 13" West, continuing along the northerly line of said 0.159 acre tract, a distance of 15.10 feet to a point;

Thence leaving the said northerly line, North 03° 38' 52" East, through the said lands of "Olentangy, The Condominium", a distance of 24.12 feet to a point;

Thence South 85° 00' 09" East, continuing through said lands, a distance of 8.09 feet to a point in the said westerly right-of-way line of Olentangy River Road;

Thence South 12° 57' 00" East, along the said right-of-way line, a distance of 24.53 feet to the Point of Beginning.

Containing 0.0063 acre or 276.3 square feet, more or less.

Bearings are based on the Centerline of Olentangy River Road as shown upon the right-of-way plan "Olentangy River Road Sec. "E" PT." on file with the Franklin County Engineers Office, Franklin County, Ohio.

All references herein are to records in the Recorder's Office, Franklin County, Ohio, unless otherwise shown.

The above description was based on an actual field survey made in September 2000 and prepared by Columbus Engineering Consultants, Inc..
 Daniel J. Hornyak, Registered Professional Surveyor No.7963

T-2**OLENTANGY, THE CONDOMINIUM
TEMPORARY CONSTRUCTION EASEMENT**

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a temporary construction easement consisting of 0.0169 acre (735.8 sq. ft.) out of the lands of "Olentangy, The Condominium" of record in Condominium Book 21, Page 75 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), said easement being more particularly described as follows:

Commencing at a centerline monument found at the northeasterly corner of a 0.159 acre tract conveyed to Donald V. Mussawir in Deed

Book 3760, Page 369 at a point of deflection in the centerline of existing right-of-way of Olentangy River Road at centerline station 96+71.10 as shown upon right-of-way plans "Olentangy River Road Sec. "E" PT." on file with the Franklin County Engineers Office, Franklin County, Ohio, said point being South 12° 57' 00" East, a distance of 517.46 feet from a centerline monument found in said center line;

Thence leaving the said centerline, North 87° 58' 13" West, along the northerly line of said 0.159 acre tract, passing the westerly right-of-way line of said Olentangy River Road at a distance of 31.06 feet, a total distance of 46.16 feet to point at 44.58 feet left of centerline station 96+83.03, said point being the Point of Beginning of the herein described easement;

Thence North 87° 58' 13" West, continuing along the northerly line of said 0.159 acre tract, a distance of 19.06 feet to a point at 63.00 feet left of centerline station 96+87.96;

Thence leaving the said northerly line, North 03° 38' 52" East, through the said lands of Olentangy, The Condominium", a distance of 31.77 feet to a point at 53.92 feet left of centerline station 97+18.40;

Thence North 77° 03' 00" East, continuing through said lands, a distance of 23.92 feet to a point in the said westerly right-of-way line of Olentangy River Road at 30.00 feet left of centerline station 97+18.40;

Thence South 12° 57' 00" East, along the said right-of-way line, a distance of 14.75 feet to a point at 30.00 feet left of centerline station 97+03.65;

Thence leaving the said right-of-way line, North 85° 00' 09" West, through said lands of "Olentangy, The Condominium", a distance of 8.09 feet to a point at 37.69 feet left of centerline station 97+06.14;

Thence South 03° 38' 52" West, continuing through said lands, a distance of 24.12 feet to the Point of Beginning.

Containing 0.0169 acre or 735.8 square feet, more or less.

Bearings and Station Offsets are based on the centerline of Olentangy River Road as shown upon the right-of-way plan "Olentangy River Road Sec. "E" PT." on file with the Franklin County Engineers Office, Franklin County, Ohio.

All references herein are to records in the Recorder's Office, Franklin County, Ohio, unless otherwise shown.

The above description was based on an actual field survey made in September 2000 and prepared by Columbus Engineering Consultants, Inc..

Daniel J. Hornyak, Registered Professional Surveyor No.7963

PARCEL 2-V
SPORTSITE HOLDINGS, INC.
VACATION OF A PORTION OF A SANITARY SEWER EASEMENT
0.024 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 1.703 acre tract (Parcel 2) conveyed to Sportsite Holdings, Inc. in Official Record 26281, Page 308 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Beginning (P.O.B.) at a point at the northwesterly corner of a 11.445 acre tract conveyed to Richard S. Zimmerman in Deed Book 3071, Page 678 and the northeasterly corner of a 3.501 acre tract (Parcel 1) conveyed to said Sportsite Holdings, Inc. in said Official Record 26281, Page 308;

Thence North 86°23'46" West, along the northerly line of the said 3.501 acre tract, a distance of 10.26 feet to a point;

Thence North 09°16'15" West, a distance of 30.76 feet to a point;

Thence South 86°26'23" East, a distance of 87.58 feet to a point;

Thence South 23°18'37" East, a distance of 3.69 feet to a point;

Thence South 66°41'23" West, a distance of 14.85 feet to a point;

Thence North 86°26'23" West, a distance of 63.46 feet to a point;

Thence South 09°16'15" East, a distance of 20.52 feet to the Point of Beginning.

Containing 0.024 acre, more or less, being within Auditors Parcel Number 010-016606.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No.7876.

PARCEL 2-S
SPORTSITE HOLDINGS, INC.
SEWER EASEMENT
0.063 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 1.703 acre tract (Parcel 2) conveyed to Sportsite Holdings, Inc. in Official Record 26281, Page J08 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Beginning (P.O.B.) at a point at the northwesterly corner of a 11.445 acre tract conveyed to Richard S. Zimmerman in Deed Book 3071, Page 678 and the northeasterly corner of a 3.501 acre tract (Parcel 1) conveyed to said Sportsite Holdings, Inc. in said Official Record 26281, Page J08;

Thence North 86°24'18" West, along the northerly line of the said 3.501 acre tract, a distance of 83.58 feet to a point;

Thence North 77°58'24" East, a distance of 185.84 feet to a point in the southerly line of a 0.826 acre tract conveyed to Damon's Management, Inc. in Instrument 200003030043001;

Thence South 86°26'23" East, along the said southerly line, a distance of 2.42 feet to a point;

Thence South 66°02'59" West, a distance of 33.45 feet to a point;

Thence South 23°18'37" East, a distance of 8.78 feet to a point;

Thence South 66°41'23" West, a distance of 59.11 feet to a point in the northerly line of the said 11.445 acre tract;

Thence North 86°24'18" West, along the aforesaid northerly line, a distance of 19.43 feet to the Point of Beginning.

Containing 0.063 acre, more or less, being within Auditors Parcel Number 010-016606.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No.7876.

Steven L. Lamphear, Date, Registered Professional Surveyor No.7876

PARCEL 2-SA
SPORTSITE HOLDINGS, INC.
SANITARY SEWER EASEMENT
0.004 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 1.703 acre tract (Parcel 2) conveyed to Sportsite Holdings, Inc. in Official Record 26281, Page J08 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point in the westerly right-of-way line of Knightsbridge Boulevard and the northerly line of a 11.445 tract conveyed to Richard S. Zimmerman in Deed Book 3071, Page 678, at the southeasterly corner of the said 1.703 acre tract;

Thence North 54°14'44" West, along the said westerly right-of-way line, a distance of 68.02 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence South 03°39'19" West, a distance of 16.24 feet to a point;

Thence North 86°26'23" West, a distance of 10.00 feet to a point;

Thence North 03°39'19" East, a distance of 22.52 feet to a point in the said westerly right-of-way line;

Thence South 54°14'44" East, along the said right-of-way line, a distance of 11.80 feet to the Point of Beginning.

Containing 0.004 acre, more or less, being within Auditors Parcel Number 010-016606.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No.7876.

PARCEL 2-T
SPORTSITE HOLDINGS, INC.
TEMPORARY CONSTRUCTION EASEMENT
0.298 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 1.703 acre tract (Parcel 2) conveyed to Sportsite Holdings, Inc. in Official Record 26281, Page J08 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Beginning (P.O.B.) at a point in the westerly right-of-way line of Knightsbridge Boulevard and the northerly line of a 11.445 acre tract conveyed to Richard S. Zimmerman in Deed Book 3071, Page 678, at the southeasterly corner of the said 1.703 acre tract;

Thence North 86°26'22" West, along the said northerly line, a distance of 340.59 feet to a point;

Thence North 66°41'23" East, a distance of 59.11 feet to a point;

Thence North 23°18'37" West, a distance of 8.78 feet to a point;

Thence North 66°02'59" East, a distance of 33.45 feet to a point in the southerly line of a 0.826 acre tract conveyed to Damon's Management, Inc. in Instrument 200003030043001;

Thence South 86°26'23" East, along the said southerly line, a distance of 182.75 feet to a point in the said westerly right-of-way line of Knightsbridge Boulevard;

Thence South 54°14'44" East, along the said westerly right-of-way line, a distance of 93.85 feet to the Point of Beginning.

Containing 0.298 acre, more or less, being within Auditors Parcel Number 010-016606.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

PARCEL 3-V
SPORTSITE HOLDINGS, INC.
VACATION OF A PORTION OF A SANITARY SEWER EASEMENT
0.003 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 3.501 acre tract (Parcel 1) conveyed to Sportsite Holdings, Inc. in Official Record 26281, Page J08 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Beginning (P.O.B.) at a point at the northwesterly corner of a 11.445 acre tract conveyed to Richard S. Zimmerman in Deed Book 3071, Page 678 and the northeasterly corner of the said 3.501 acre tract on the southerly line of a 1.703 acre tract (Parcel 2) conveyed to said Sportsite Holdings, Inc. in said Official Record 26281, Page J08;

Thence South 09°16'15" East, along the westerly line of the said 11.445 acre tract, a distance of 9.05 feet to a point;

Thence South 66°41'23" West, a distance of 10.31 feet to a point;

Thence North 09°16'15" West, a distance of 13.84 feet to a point in the southerly line of the said 1.703 acre tract;

Thence South 86°23'46" East, along the said southerly line, a distance of 10.26 feet to the Point of Beginning.

Containing 0.003 acre, more or less, being within Auditors Parcel Number 010-008573.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No.7876.

PARCEL 3S-1
SPORTSITE HOLDINGS, INC.
SEWER EASEMENT
0.097 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 3.501 acre tract (Parcel 1) conveyed to Sportsite Holdings, Inc. in Official Record 26281, Page J08 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point at the northwesterly corner of a 11.445 acre tract conveyed to Richard S. Zimmerman in Deed Book 3071, Page 678 and the northeasterly corner of the said 3.501 acre tract on the southerly line of a 1.703 acre tract (Parcel 2) conveyed to said Sportsite Holdings, Inc. in said Official Record 26281, Page J08;

Thence North 86°23'46" West, along the southerly line of the said 1.703 acre tract, a distance of 25.38 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence South 77°58'24" West, a distance of 173.44 feet to a point;

Thence South 42°25'34" West, a distance of 59.55 feet to a point;

Thence South 77°58'24" West, a distance of 10.08 feet to a point;

Thence South 09°23'24" East, a distance of 14.13 feet to a point;

Thence South 80°47'03" West, a distance of 32.09 feet to a point in the easterly line of a tract of land conveyed to CSX Transportation Inc. in Deed Book Page ; Thence North 42°25'34" East, a distance of 116.69 feet to a point;

Thence North 77°58'24" East, a distance of 95.82 feet to a point in the southerly line of the said 1.703 acre tract;

Thence South 86°23'46" East, along the said southerly line, a distance of 76.75 feet to the Point of Beginning.

Containing 0.097 acre, more or less, being within Auditors Parcel Number 010-008573.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No.7876.

**PARCEL 3S-2
SPORTSITE HOLDINGS, INC.**

SEWER EASEMENT

0.004 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 3.501 acre tract (Parcel 1) conveyed to Sportsite Holdings, Inc. in Official Record 26281, Page J08 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Beginning (P.O.B.) at a point at the northwesterly corner of a 11.445 acre tract conveyed to Richard S. Zimmerman in Deed Book 3071, Page 678 and the northeasterly corner of the said 3.501 acre tract on the southerly line of a 1.703 acre tract (Parcel 2) conveyed to said Sportsite Holdings, Inc. in said Official Record 26281, Page J08;

Thence South 09°16'15" East, along the westerly line of the said 11.445 tract, a distance of 9.05 feet to a point;

Thence South 66°41'23" West, a distance of 15.23 feet to a point;

Thence North 09°30'46" West, a distance of 16.14 feet to a point in the southerly line of the said 1.703 acre tract;

Thence South 86°23'46" East, along the southerly line of the said 1.703 acre tract, a distance of 15.22 feet to the Point of Beginning.

Containing 0.004 acre, more or less, being within Auditors Parcel Number 010-008573.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No.7876.

**PARCEL 3-T
SPORTSITE HOLDINGS, INC.
TEMPORARY CONSTRUCTION EASEMENT**

0.194 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 3.501 acre tract (Parcel 1) conveyed to Sportsite Holdings, Inc. in Official Record 26281, Page J08 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point at the northwesterly corner of a 11.445 acre tract conveyed to Richard S. Zimmerman in Deed Book 3071, Page 678 and the northeasterly corner of the said 3.501 acre tract on the southerly line of a 1.703 acre tract (Parcel 2) conveyed to said Sportsite Holdings, Inc. in said Official Record 26281, Page J08;

Thence South 09°16'15" East, along the westerly line of the said 11.445 acre tract, a distance of 9.05 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence South 09°16'15" East, continuing along the said westerly line, a distance of 20.88 feet to a point;

Thence South 77°58'24" West, a distance of 253.08 feet to a point;

Thence South 09°31'15" East, a distance of 26.64 feet to a point;

Thence South 80°47'03" West, a distance of 34.18 feet to a point in the easterly line of a tract of land conveyed to CSX Transportation Inc. in Deed Book Page ; Thence North 09°16'02" West, along the said easterly line, a distance of 14.53 feet to a point;

Thence North 80°47'03" East, a distance of 32.09 feet to a point;

Thence North 09°23'24" West, a distance of 14.13 feet to a point;

Thence North 77°58'24" East, a distance of 10.08 feet to a point;

Thence North 42°25'34" East, a distance of 59.55 feet to a point;

Thence North 77°58'24" East, a distance of 173.44 feet to a point in the southerly line of the said 1.703 acre tract;

Thence South 86°23'46" East, along the said southerly line, a distance of 10.16 feet to a point;

Thence South 09°30'46" East, a distance of 16.14 feet to a point;

Thence North 66°41'23" East, a distance of 15.23 feet to the Point of Beginning.

Containing 0.194 acre, more or less, being within Auditors Parcel Number 010-008573.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No.7876.

**PARCEL 4-T
DAMON'S MANAGEMENT, INC.
TEMPORARY CONSTRUCTION EASEMENT**

0.112 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of 0.826 acre tract conveyed to Damon's Management, Inc. in Instrument 200003030043001 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Beginning (P.O.B) at a point on the westerly right-of-way line of Knightsbridge Boulevard and the northeasterly corner of a 1.703 acre tract (Parcel 2) conveyed to Sportsite Holdings, Inc in Official Record 26281, Page 308;
 Thence North 86°26'23" West, along the southerly line of the said 1.703 acre tract, a distance of 182.75 feet to a point;
 Thence North 66°02'59" East, a distance of 121.49 feet to a point in the said westerly right-of-way line;
 Thence along the said right-of-way line, with a curve to the left having a radius of 130.00 feet and a central angle of 17°47'43", subtended by a chord bearing of South 43°27'23" East and a chord distance of 40.21 feet to a point;
 Thence South 54°14'44" East, continuing along the said right-of-way line, a distance of 53.86 feet to the Point of Beginning.
 Containing 0.112 acre, more or less, being within Auditors Parcel Number 010-018234.
 Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.
 All references herein are to records in the Recorder's Office, Franklin County, Ohio.
 The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No.7876.

PARCEL 4-S
DAMON'S MANAGEMENT, INC.
SEWER EASEMENT
0.030 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of 0.826 acre tract conveyed to Damon's Management, Inc. in Instrument 200003030043001 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:
 Commencing (P.O.C.) at a point on the westerly right-of-way line of Knightsbridge Boulevard and the northeasterly corner of a 1.703 acre tract (Parcel 2) conveyed to Sportsite Holdings, Inc in Official Record 26281, Page 308;
 Thence North 54°14'44" West, along the said westerly right-of-way line, a distance of 53.86 feet to a point;
 Thence continuing along the said right-of-way line, with a curve to the right having a radius of 130.00 feet and a central angle of 17°47'43", subtended by a chord bearing of North 43°27'23" West and a chord distance of 40.21 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement:
 Thence South 66°02'59" West, a distance of 121.49 feet to a point in the northerly line of the said 1.703 acre tract;
 Thence North 86°26'23" West, along the said northerly line, a distance of 21.65 feet to a point;
 Thence North 66°02'59" East, a distance of 139.21 feet to a point in the said westerly right-of-way line;
 Thence along the said right-of-way line, with a curve to the left having a radius of 130.00 feet and a central angle of 04°27'22", subtended by a chord bearing of South 32°19'51" East and a chord distance of 10.11 feet to the Point of Beginning.
 Containing 0.030 acre, more or less, being within Auditors Parcel Number 010-018234.
 Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.
 All references herein are to records in the Recorder's Office, Franklin County, Ohio.
 The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No.7876.

PARCEL 5-S
RICHARD S. ZIMMERMAN
SEWER EASEMENT
0.002 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 11.445 acre tract conveyed to Richard S. Zimmerman in Deed Book 3071, Page 678 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:
 Beginning (P.O.B.) at a point at the northeasterly corner of a 3.501 acre tract (Parcel 1) conveyed to said Sportsite Holdings, Inc. in said Official Record 26281, Page J08 and the northwesterly corner of said 11.445 acre tract and on the southerly line of a 1.703 acre tract (Parcel 2) conveyed to said Sportsite Holdings, Inc. in said Official Record 26281 Page J08;
 Thence South 86°26'32" East, along the southerly line of the said 1.703 acre tract, a distance of 19.43 feet to a point;
 Thence South 66°41'23" West, a distance of 19.53 feet to a point in the easterly line of the said 3.501 acre tract;
 Thence North 09°16'15" West, along the said easterly line, a distance of 9.05 feet to the Point of Beginning.
 Containing 0.002 acre, more or less, being within Auditors Parcel Number 010-017007.
 Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.
 All references herein are to records in the Recorder's Office, Franklin County, Ohio.
 The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No.7876.

PARCEL 6-V
OLENTANGY COMMONS LP
VACATION OF A PORTION OF A SANITARY EASEMENT
0.020 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 20.574 acre tract (Phase 3) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:
 Commencing (P.O.C.) at a point in the easterly right-of-way line of Knightsbridge Boulevard and the northerly line of a 11.445 acre tract conveyed to Richard S. Zimmerman in Deed Book 3071, Page 678, at the southwesterly corner of the said 20.574 acre tract;
 Thence along the said easterly right-of-way line, with a curve to the left having a radius of 175.00 feet and a central angle of 18°49'17", subtended by a chord bearing of North 41°03'05" West and a chord distance of 57.23 feet to a point;
 Thence North 50°27'44" West, continuing along the said right-of-way line, a distance of 151.26 feet to a point;
 Thence continuing along the said right-of-way line, with a curve to the right having a radius of 70.00 feet and a central angle of 104°00'00", subtended by a chord bearing of North 00°21'14" West and a chord distance of 110.32 feet to a point;
 Thence continuing along the said right-of-way line, with a curve to the left having a radius of 302.91 feet and a central angle of 00°56'45", subtended by a chord bearing of North 51°10'23" East and a chord distance of 5.00 feet to a point;
 Thence South 38°06'32" East, a distance of 72.33 feet to a point;
 Thence North 80°29'41" East, a distance of 220.46 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described

vacation;

Thence North 80°29'41" East, a distance of 27.62 feet to a point;
 Thence North 48°46'21" West, a distance of 7.42 feet to a point;
 Thence North 66°25'54" East, a distance of 11.05 feet to a point;
 Thence South 48°46'21" East, a distance of 5.88 feet to a point;
 Thence North 18°55'57" East, a distance of 7.22 feet to a point;
 Thence North 66°25'54" East, a distance of 13.45 feet to a point;
 Thence South 18°58'17" West, a distance of 26.72 feet to a point;
 Thence South 80°24'04" West, a distance of 81.57 feet to a point;
 Thence North 66°25'54" East, a distance of 41.70 feet to the Point of Beginning.
 Containing 0.020 acre, more or less, being within Auditors Parcel Number 010-016553.
 Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.
 All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No.7876.

PARCEL 6-D
OLENTANGY COMMONS LP
DRAINAGE EASEMENT
1.461 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 20.574 acre tract (Phase 3) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point in the easterly right-of-way line of Knightsbridge Boulevard and the northerly line of a 11.445 acre tract conveyed to Richard S. Zimmerman in Deed Book 3071, Page 678, and at the southwesterly corner of the said 20.574 acre tract;

Thence along the said easterly right-of-way line, with a curve to the left having a radius of 175.00 feet and a central angle of 18°49'17", subtended by a chord bearing of North 41°03'05" West and a chord distance of 57.23 feet to a point;

Thence North 50°27'44" West, continuing along the said right-of-way line, a distance of 143.67 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence North 50°27'44" West, continuing along the said right-of-way line, a distance of 7.59 feet to a point;

Thence continuing along the said right-of-way line, with a curve to the right having a radius of 70.00 feet and a central angle of 104°00'00", subtended by a chord bearing of North 00°21'14" West and a chord distance of 110.32 feet to a point;

Thence continuing along the said right-of-way line, with a curve to the left having a radius of 302.91 feet and a central angle of 00°56'45", subtended by a chord bearing of North 51°10'23" East and a chord distance of 5.00 feet to a point;

Thence South 38°06'32" East, a distance of 72.33 feet to a point;

Thence North 80°29'41" East, a distance of 179.30 feet to a point;

Thence North 66°25'54" East, a distance of 55.23 feet to a point;

Thence South 88°19'31" East, a distance of 76.98 feet to a point;

Thence North 35°46'11" East, a distance of 87.58 feet to a point;

Thence North 78°39'54" East, a distance of 279.47 feet to a point;

Thence North 60°04'01" East, a distance of 246.56 feet to a point on the westerly right-of-way of Jasonway Avenue;

Thence along the said westerly right-of-way line, with a curve to the left having a radius of 580.00 feet and a central angle of 10°18'20", subtended by a chord bearing of South 63°01'16" East and a chord distance of 104.18 feet to a point;

Thence South 64°58'13" West, a distance of 316.32 feet to a point;

Thence South 82°07'37" West, a distance of 272.65 feet to a point;

Thence South 31°36'56" West, a distance of 51.86 feet to a point;

Thence South 53°20'38" West, a distance of 51.22 feet to a point;

Thence North 87°51'59" West, a distance of 80.66 feet to a point;

Thence South 67°39'51" West, a distance of 18.05 feet to a point;

Thence South 59°34'37" West, a distance of 136.91 feet to a point;

Thence North 87°17'20" West, a distance of 137.96 feet to the Point of Beginning.

Containing 1.461 acre, more or less, being within Auditors Parcel Number 010-016553.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No.7876.

PARCEL 6SA-1
OLENTANGY COMMONS LP
SANITARY EASEMENT
0.017 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 20.574 acre tract (Phase 3) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point in the easterly right-of-way line of Knightsbridge Boulevard and the northerly line of a 11.445 acre tract conveyed to Richard S. Zimmerman in Deed Book 3071, Page 678, at the southwesterly corner of the said 20.574 acre tract;

Thence along the said easterly right-of-way line, with a curve to the left having a radius of 175.00 feet and a central angle of 180°49'17", subtended by a chord bearing of North 41°03'05" West and a chord distance of 57.23 feet to a point;

Thence North 50°27'44" West, continuing along the said right-of-way line, a distance of 109.34 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence North 50°27'44" West, continuing along the said right-of-way line, a distance of 12.34 feet to a point;

Thence North 03°39'19" East, a distance of 69.53 feet to a point;

Thence South 86°20'41" East, a distance of 10.00 feet to a point;

Thence South 03°39'19" West, a distance of 76.77 feet to Point of Beginning.

Containing 0.017 acre, more or less, being within Auditors Parcel Number 010-016553.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No.7876.

**PARCEL 6SA-2
OLENTANGY COMMONS LP
SANITARY EASEMENT**

0.009 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 20.574 acre tract (Phase 3) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point in the easterly right-of-way line of Knightsbridge Boulevard and the northerly line of a 11.445 acre tract conveyed to Richard S. Zimmerman in Deed Book 3071, Page 678, at the southwesterly corner of the said 20.574 acre tract;

Thence along the said easterly right-of-way line, with a curve to the left having a radius of 175.00 feet and a central angle of 18°49'17", subtended by a chord bearing of North 41°03'05" West and a chord distance of 57.23 feet to a point;

Thence North 50°27'44" West, continuing along the said right-of-way line, a distance of 151.26 feet to a point;

Thence continuing along the said right-of-way line, with a curve to the right having a radius of 70.00 feet and a central angle of 104°00'00", subtended by a chord bearing of North 00°21'15" West and a chord distance of 110.32 feet to a point;

Thence continuing along the said right-of-way line, with a curve to the left having a radius of 302.91 feet and a central angle of 00°56'45", subtended by a chord bearing of North 51°10'23" East and a chord distance of 5.00 feet to a point;

Thence South 38°06'32" East, a distance of 72.33 feet to a point;

Thence North 80°29'41" East, a distance of 179.30 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence North 66°25'54" East, a distance of 58.85 feet to a point;

Thence South 48°46'21" East, a distance of 11.05 feet to a point;

Thence South 66°25'54" West, a distance of 23.64 feet to a point;

Thence South 80°29'41" West, a distance of 41.15 feet to the Point of Beginning.

Containing 0.009 acre, more or less, being within Auditors Parcel Number 010-016553.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No.7876.

**PARCEL 6SA-3
OLENTANGY COMMONS LP
SANITARY EASEMENT**

0.003 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 20.574 acre tract (Phase 3) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point in the easterly right-of-way line of Knightsbridge Boulevard and the northerly line of a 11.445 acre tract conveyed to Richard S. Zimmerman in Deed Book 3071, Page 678, at the southwesterly corner of the said 20.574 acre tract;

Thence along the said easterly right-of-way line, with a curve to the left having a radius of 175.00 feet and a central angle of 18°49'17", subtended by a chord bearing of North 41°03'05" West and a chord distance of 57.23 feet to a point;

Thence North 50°27'44" West, continuing along the said right-of-way line, a distance of 151.26 feet to a point;

Thence continuing along the said right-of-way line, with a curve to the right having a radius of 70.00 feet and a central angle of 104°00'00", subtended by a chord bearing of North 00°21'15" West and a chord distance of 110.32 feet to a point;

Thence continuing along the said right-of-way line, with a curve to the left having a radius of 302.91 feet and a central angle of 00°56'45", subtended by a chord bearing of North 51°10'23" East and a chord distance of 5.00 feet to a point;

Thence South 38°06'32" East, a distance of 72.33 feet to a point;

Thence North 80°29'41" East, a distance of 179.30 feet to a point;

Thence North 66°25'54" East, a distance of 69.90 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence North 66°25'54" East, a distance of 21.25 feet to a point;

Thence South 18°55'57" West, a distance of 13.56 feet to a point;

Thence South 66°25'54" West, a distance of 7.38 feet to a point;

Thence North 48°46'21" West, a distance of 11.05 feet to the Point of Beginning.

Containing 0.003 acre, more or less, being within Auditors Parcel Number 010-016553.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No.7876.

**PARCEL 6T-1
OLENTANGY COMMONS LP
TEMPORARY CONSTRUCTION EASEMENT**

0.303 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 20.574 acre tract (Phase 3) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Beginning (P.O.B.) at a point on the easterly right-of-way line of Knightsbridge Boulevard and the northerly line of a 11.445 acre tract conveyed to Richard S. Zimmerman in Deed Book 3071, Page 678, and at the southwesterly corner of the said 20.574 acre tract;

Thence along the said easterly right-of-way line, with a curve to the left having a radius of 175.00 feet and a central angle of 18°49'17", subtended by a chord bearing of North 41°03'05" West and a chord distance of 57.23 feet to a point;

Thence North 50°27'44" West, continuing along the said right-of-way line, a distance of 143.67 feet to a point;

Thence South 87°17'20" East, a distance of 137.96 feet to a point;

Thence North 59°34'37" East, a distance of 136.91 feet to a point;

Thence South 43°37'25" West, a distance of 72.83 feet to a point;

Thence South 59°59'20" West, a distance of 56.99 feet to a point;

Thence South 13°38'45" East, a distance of 121.91 feet to a point on the northerly line of the said 11.445 acre tract;

Thence North 86°26'23" West, along the said northerly line, a distance of 36.72 feet to the Point of Beginning.

Containing 0.303 acre, more or less, being within Auditors Parcel Number 010-016553.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

PARCEL 6T-2
OLENTANGY COMMONS LP
TEMPORARY CONSTRUCTION EASEMENT
0.055 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 20.574 acre tract (Phase 3) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point at the southwesterly corner of a 8.775 acre tract (Phase 2-Tract II) conveyed to said Olentangy Commons Limited Partnership in said Instrument 200108100185343 and the southeasterly corner of the said 20.574 acre tract;

Thence North 03°34'27" East, along the westerly line of the said 8.775 acre tract, 467.07 feet to a point on the southerly right-of-way line of Jasonway Avenue;

Thence along the said right-of-way line, with a curve to the right having a radius of 580.00 feet and a central angle of 18°11'51", subtended by a chord bearing of North 77°16'22" West and a chord distance of 183.44 feet to a point;

Thence South 64° 58' 13" West, a distance of 316.32 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence South 76°49'30" West, a distance of 188.89 feet to a point;

Thence North 86°12'37" West, a distance of 86.34 feet to a point;

Thence North 82°07'37" East, a distance of 272.65 feet to the Point of Beginning.

Containing 0.055 acre, more or less, being within Auditors Parcel Number 010-016553.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

PARCEL 6T-3
OLENTANGY COMMONS LP
TEMPORARY CONSTRUCTION EASEMENT
0.620 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 20.574 acre tract (Phase 3) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point at the southwesterly corner of a 8.775 acre tract (Phase 2-Tract II) conveyed to said Olentangy Commons Limited Partnership in said Instrument 200108100185343 and the southeasterly corner of the said 20.574 acre tract;

Thence North 03°34'27" East, along the westerly line of the said 8.775 acre tract, 467.07 feet to a point on the southerly right-of-way line of Jasonway Avenue;

Thence along the said right-of-way line, with a curve to the right having a radius of 580.00 feet and a central angle of 28°30'11", subtended by a chord bearing of North 72°07'12" West and a chord distance of 285.57 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence South 60°04'01" West, a distance of 246.56 feet to a point;

Thence South 78°39'54" West, a distance of 279.47 feet to a point;

Thence South 35°46'11" West, a distance of 87.58 feet to a point;

Thence North 88°19'31" West, a distance of 49.25 feet to a point;

Thence North 18°55'57" East, a distance of 138.22 feet to a point;

Thence North 83°47'55" East, a distance of 397.12 feet to a point;

Thence North 60°04'08" East, a distance of 160.38 feet to a point in the said westerly right-of-way line of Jasonway Avenue;

Thence along the said right-of-way line, with a curve to the left having a radius of 580.00 feet and a central angle of 01°06'44", subtended by a chord bearing of South 57°18'44" East and a chord distance of 11.26 feet to the Point of Beginning.

Containing 0.620 acre, more or less, being within Auditors Parcel Number 010-016553.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

PARCEL 7-T
ALZHEIMERS MEDICAL PROPERTIES LLC
TEMPORARY CONSTRUCTION EASEMENT
0.737 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 1.572 acre tract conveyed to Alzheimers Medical Properties, LLC in Instrument 200007130138668 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point in the northerly right-of-way line of Jasonway Avenue at the southwesterly corner of a 9.165 acre tract (Phase 2 – Tract I) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343;

Thence North 86°22'17" West, along the said right-of-way line, a distance of 42.49 feet to a point;

Thence continuing along the said right-of-way line, with a curve to the right having a radius of 520.00 feet and a central angle of 01°36'27", subtended by a chord bearing of North 85°34'04" West and a chord distance of 14.59 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence continuing along the said right-of-way line, with a curve to the right having a radius of 520.00 feet and a central angle of 18°39'42", subtended by a chord bearing of North 75°25'59" West and a chord distance of 168.62 feet to a point at the southwesterly corner of the said 1.572 acre tract;

Thence North 23°53'52" East, along the westerly line of the said 1.572 acre tract, a distance of 76.78 feet to a point;

Thence North 60°02'19" East, a distance of 310.85 feet to a point in the easterly line of the said 1.572 acre tract;

Thence along the aforesaid easterly line, with a curve to the right having a radius of 235.00 feet and a central angle of 07°12'44", subtended by a chord bearing of South 15°33'15" West and a chord distance of 29.56 feet to a point at the northwesterly corner of the said 9.165 acre tract;

Thence North 87°11'41" West, a distance of 11.16 feet to a point;

Thence South 26°12'57" West, a distance of 267.43 feet to the Point of Beginning.

Containing 0.737 acre, more or less, being within Auditors Parcel Number 010-254195.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

PARCEL 7-D
ALZHEIMERS MEDICAL PROPERTIES LLC
DRAINAGE EASEMENT
0.124 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 1.572 acre tract conveyed to Alzheimers Medical Properties, LLC in Instrument 200007130138668 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Beginning (P.O.B.) at a point in the northerly right-of-way line of Jasonway Avenue at the southwesterly corner of a 9.165 acre tract (Phase 2 – Tract I) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343;

Thence North 86°22'17" West, along the said right-of-way line, a distance of 42.49 feet to a point;

Thence continuing along the said right-of-way line, with a curve to the right having a radius of 520.00 feet and a central angle of 01°36'27", subtended by a chord bearing of North 85°34'04" West and a chord distance of 14.59 feet to a point;

Thence North 26°12'57" East, a distance of 267.43 feet to a point;

Thence South 87°11'41" East, a distance of 11.16 feet to a point at the northwesterly corner of the said 9.165 acre tract;

Thence along the westerly line of the said 9.165 acre tract, with a curve to the right having a radius of 235.00 feet and a central angle of 14°05'54", subtended by a chord bearing of South 26°12'33" West and a chord distance of 57.68 feet to a point at the northwesterly corner of the said 9.165 acre tract;

Thence continuing along the said westerly line, with a curve to the left having a radius of 265.00 feet and a central angle of 29°37'47", subtended by a chord bearing of South 18°26'36" West and a chord distance of 135.52 feet to a point;

Thence South 03°37'43" West, continuing along the said westerly line, a distance of 63.01 feet to the Point of Beginning.

Containing 0.124 acre, more or less, being within Auditors Parcel Number 010-254195.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

PARCEL 7-S
ALZHEIMERS MEDICAL PROPERTIES LLC
SEWER EASEMENT
0.124 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 1.572 acre tract conveyed to Alzheimers Medical Properties, LLC in Instrument 200007130138668 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Beginning (P.O.B.) at a point in the northerly right-of-way line of Jasonway Avenue at the southwesterly corner of a 9.165 acre tract (Phase 2 – Tract I) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343;

Thence North 86°22'17" West, along the said right-of-way line, a distance of 42.49 feet to a point;

Thence continuing along the said right-of-way line, with a curve to the right having a radius of 520.00 feet and a central angle of 01°36'27", subtended by a chord bearing of North 85°34'04" West and a chord distance of 14.59 feet to a point;

Thence North 26°12'57" East, a distance of 267.43 feet to a point;

Thence South 87°11'41" East, a distance of 11.16 feet to a point at the northwesterly corner of the said 9.165 acre tract;

Thence along the westerly line of the said 9.165 acre tract, with a curve to the right having a radius of 235.00 feet and a central angle of 14°05'54", subtended by a chord bearing of South 26°12'33" West and a chord distance of 57.68 feet to a point at the northwesterly corner of the said 9.165 acre tract;

Thence continuing along the said westerly line, with a curve to the left having a radius of 265.00 feet and a central angle of 29°37'47", subtended by a chord bearing of South 18°26'36" West and a chord distance of 135.52 feet to a point;

Thence South 03°37'43" West, continuing along the said westerly line, a distance of 63.01 feet to the Point of Beginning.

Containing 0.124 acre, more or less, being within Auditors Parcel Number 010-254195.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

**PARCEL 8-ACCESS
OLENTANGY COMMONS LP
PERMANENT ACCESS EASEMENT**

0.181 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 9.165 acre tract (Phase 2 – Tract I) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Beginning (P.O.B.) at a point in the northerly right-of-way line of Jasonway Avenue at the southeasterly corner of a 1.572 acre tract conveyed to Alzheimers Medical Properties, LLC in Instrument 200007130138668;

Thence North 03°37'43" East, along the easterly line of the said 1.572 acre tract, a distance of 63.01 feet to a point;

Thence continuing along the said easterly line, with a curve to the right having a radius of 265.00 feet and a central angle of 29°37'47", subtended by a chord bearing of North 18°26'36" East and a chord distance of 135.52 feet to a point;

Thence continuing along the said easterly line, with a curve to the left having a radius of 235.00 feet and a central angle of 14°05'54", subtended by a chord bearing of North 26°12'33" East and a chord distance of 57.68 feet to a point at the northwesterly corner of the said 9.165 acre tract;

Thence North 78°50'29" East, along the northerly line of the said 9.165 acre tract, a distance of 34.10 feet to a point;

Thence with a curve to the right having a radius of 265.00 feet and a central angle of 17°49'24", subtended by a chord bearing of South 24°20'47" West and a chord distance of 82.10 feet to a point;

Thence with a curve to the left having a radius of 235.00 feet and a central angle of 29°37'47", subtended by a chord bearing of South 18°26'36" West and a chord distance of 120.18 feet to a point;

Thence South 03°37'43" West, a distance of 63.01 feet to a point in the said northerly right-of-way line of Jasonway Avenue;

Thence North 86°22'17" West, a distance of 30.00 feet to the Point of Beginning.

Containing 0.181 acres, more or less, being within Auditors Parcel Number 010-001732.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

**PARCEL 8-D
OLENTANGY COMMONS LP
DRAINAGE EASEMENT**

0.311 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 9.165 acre tract (Phase 2 – Tract I) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point in the northerly right-of-way line of Jasonway Avenue at the southeasterly corner of a 1.572 acre tract conveyed to Alzheimers Medical Properties, LLC in Instrument 200007130138668;

Thence North 03°37'43" East, along the easterly line of the said 1.572 acre tract, a distance of 63.01 feet to a point;

Thence continuing along the said easterly line, with a curve to the right having a radius of 265.00 feet and a central angle of 29°37'47", subtended by a chord bearing of North 18°26'36" East and a chord distance of 135.52 feet to a point;

Thence continuing along the said easterly line, with a curve to the left having a radius of 235.00 feet and a central angle of 14°05'54", subtended by a chord bearing of North 26°12'33" East and a chord distance of 57.68 feet to a point at the northwesterly corner of the said 9.165 acre tract;

Thence North 78°50'29" East, along the northerly line of the said 9.165 acre tract, a distance of 34.10 feet to a point;

Thence South 88°22'38" East, a distance of 45.20 feet to a point; said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence North 78°50'29" East, a distance of 336.54 feet to a point in a common line to "Olentangy, The Condominium" of record in Condominium Book 21, Page 75 and the said 9.165 acre tract;

Thence South 10°53'31" East, along the said common line, a distance of 42.66 feet to a point;

Thence South 65°05'48" West, a distance of 23.29 feet to a point;

Thence South 82°04'06" West, a distance of 225.14 feet to a point;

Thence South 79°32'15" West, a distance of 88.94 feet to a point;

Thence North 11°09'31" West, a distance of 34.44 feet to the Point of Beginning.

Containing 0.311 acre, more or less, being within Auditors Parcel Number 010-001732.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

**PARCEL 8-S
OLENTANGY COMMONS LP
SEWER EASEMENT**

0.107 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 9.165 acre tract (Phase 2 – Tract I) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point in the northerly right-of-way line of Jasonway Avenue at the southeasterly corner of a 1.572 acre tract conveyed to Alzheimers Medical Properties, LLC in Instrument 200007130138668;

Thence North 03°37'43" East, along the easterly line of the said 1.572 acre tract, a distance of 63.01 feet to a point;

Thence continuing along the said easterly line, with a curve to the right having a radius of 265.00 feet and a central angle of 06°59'50", subtended by a chord bearing of North 07°07'38" East and a chord distance of 32.34 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence continuing along the said easterly line, with a curve to the right having a radius of 265.00 feet and a central angle of 22°37'57", subtended by a chord bearing of North 21°56'31" East and a chord distance of 104.00 feet to a point;

Thence continuing along the said easterly line, with a curve to the left having a radius of 235.00 feet and a central angle of 14°05'54", subtended by a chord bearing of North 26°12'33" East and a chord distance of 57.68 feet to a point at the northwesterly corner of the said 9.165 acre tract;

Thence North 78°50'29" East, along the northerly line of the said 9.165 acre tract, a distance of 34.10 feet to a point;

Thence South 88°22'38" East, a distance of 45.20 feet to a point;

Thence South 11°09'31" East, a distance of 34.44 feet to a point;

Thence South 79°32'15" West, a distance of 101.44 feet to a point;

Thence South 26°12'57" West, a distance of 112.94 feet to the Point of Beginning.

Containing 0.107 acre, more or less, being within Auditors Parcel Number 010-001732.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

**PARCEL 8T-1
OLENTANGY COMMONS LP
TEMPORARY CONSTRUCTION EASEMENT**

0.082 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 9.165 acre tract (Phase 2 – Tract I) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point in the northerly right-of-way line of Jasonway Avenue at the southeasterly corner of a 1.572 acre tract conveyed to Alzheimers Medical Properties, LLC in Instrument 200007130138668;

Thence North 03°37'43" East, along the easterly line of the said 1.572 acre tract, a distance of 63.01 feet to a point;

Thence continuing along the said easterly line, with a curve to the right having a radius of 265.00 feet and a central angle of 29°37'47", subtended by a chord bearing of North 18°26'36" East and a chord distance of 135.52 feet to a point;

Thence continuing along the said easterly line, with a curve to the left having a radius of 235.00 feet and a central angle of 14°05'54", subtended by a chord bearing of North 26°12'33" East and a chord distance of 57.68 feet to a point at the northwesterly corner of the said 9.165 acre tract;

Thence North 78°50'29" East, along the northerly line of the said 9.165 acre tract, a distance of 34.10 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence North 78°50'29" East, along the aforesaid northerly line and the southerly line of "Olentangy, The Condominium" of record in Condominium Book 21, Page 75, a distance of 380.67 feet to a point at a common corner to the said "Olentangy, The Condominium" and the said 9.165 acre tract;

Thence South 10°53'31" East, along a common line to said "Olentangy, The Condominium" and said 9.165 acre tract, a distance of 10.00 feet to a point;

Thence South 78°50'29" West, a distance of 336.54 feet to a point;

Thence North 88°22'38" West, a distance of 45.20 feet to the Point of Beginning.

Containing 0.082 acre, more or less, being within Auditors Parcel Number 010-001732.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

**PARCEL 8T-2
OLENTANGY COMMONS LP
TEMPORARY CONSTRUCTION EASEMENT**

0.258 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 9.165 acre tract (Phase 2 – Tract I) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point in the northerly right-of-way line of Jasonway Avenue at the southeasterly corner of a 1.572 acre tract conveyed to Alzheimers Medical Properties, LLC in Instrument 200007130138668;

Thence North 03°37'43" East, along the easterly line of the said 1.572 acre tract, a distance of 63.01 feet to a point;

Thence continuing along the said easterly line, with a curve to the right having a radius of 265.00 feet and a central angle of 29°37'47", subtended by a chord bearing of North 18°26'36" East and a chord distance of 135.52 feet to a point;

Thence continuing along the said easterly line, with a curve to the left having a radius of 235.00 feet and a central angle of 14°05'54", subtended by a chord bearing of North 26°12'33" East and a chord distance of 57.68 feet to a point at the northwesterly corner of the said 9.165 acre tract;

Thence North 78°50'29" East, along the northerly line of the said 9.165 acre tract, a distance of 34.10 feet to a point;

Thence with a curve to the right having a radius of 265.00 feet and a central angle of 11°08'46", subtended by a chord bearing of South 21°00'29" West and a chord distance of 51.47 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence North 79°32'15" East, a distance of 160.42 feet to a point;

Thence North 82°04'06" East, a distance of 225.14 feet to a point;

Thence North 65°05'48" East, a distance of 23.29 feet to a point in a common line to "Olentangy, The Condominium" of record in Condominium Book 21, Page 75 and the said 9.165 acre tract;

Thence South 10°53'31" East, along the said common line, a distance of 22.90 feet to a point;

Thence South 78°48'59" West, a distance of 436.29 feet to a point;

Thence with a curve to the right having a radius of 235.00 feet and a central angle of 02°58'11", subtended by a chord bearing of North 31°46'24" East and a chord distance of 12.18 feet to a point;

Thence with a curve to the left having a radius of 265.00 feet and a central angle of 06°40'37", subtended by a chord bearing of North 29°55'10" East and a chord distance of 30.86 feet to the Point of Beginning.

Containing 0.258 acre, more or less, being within Auditors Parcel Number 010-001732.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

**PARCEL 8T-3
OLENTANGY COMMONS LP
TEMPORARY CONSTRUCTION EASEMENT**

0.004 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of a 9.165 acre tract (Phase 2 – Tract I) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a point in the northerly right-of-way line of Jasonway Avenue at the southeasterly corner of a 1.572 acre tract conveyed to Alheimers Medical Properties, LLC in Instrument 200007130138668;

Thence North 03°37'43" East, along the easterly line of the said 1.572 acre tract, a distance of 63.01 feet to a point;

Thence continuing along the said easterly line, with a curve to the right having a radius of 265.00 feet and a central angle of 29°37'47", subtended by a chord bearing of North 18°26'36" East and a chord distance of 135.52 feet to a point;

Thence continuing along the said easterly line, with a curve to the left having a radius of 235.00 feet and a central angle of 14°05'54", subtended by a chord bearing of North 26°12'33" East and a chord distance of 57.68 feet to a point at the northwesterly corner of the said 9.165 acre tract;

Thence North 78°50'29" East, along the aforesaid northerly line and the southerly line of the "Olentangy, The Condominium" of record in Condominium Book 21, Page 75, a distance of 414.77 feet to a point at a common corner to said "Olentangy, The Condominium" property and the said 9.165 acre tract;

Thence South 88°01'36" East, a distance of 133.34 feet to a point at a common corner to said "Olentangy, The Condominium" property and the said 9.165 acre tract, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence South 86°40'22" East, along the southerly line of the said "Olentangy, The Condominium" property, a distance of 10.84 feet to a point;

Thence South 11°15'24" East, a distance of 14.11 feet to a point;

Thence South 78°45'07" West, a distance of 10.59 feet to a point in a common line to said "Olentangy, The Condominium" property and the said 9.165 acre tract,

Thence North 10°53'31" West, along the said common line, a distance of 16.83 feet to Point of Beginning.

Containing 0.004 acre, more or less, being within Auditors Parcel Number 010-001732.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

**PARCEL 9T-3
OLENTANGY, THE CONDOMINIUM
TEMPORARY CONSTRUCTION EASEMENT**

0.036 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of "Olentangy, The Condominium" of record in Condominium Book 21, Page 75 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a monument found on the centerline of Olentangy River Road at the northeasterly corner of a 0.159 acre tract conveyed to Donald V. Mussawir in Deed Book 3760, Page 369;

Thence North 86°09'21" West, along the northerly line of the said 0.159 acre tract and the southerly line of the said "Olentangy, The Condominium" property, a distance of 280.89 feet to a point at the northwesterly corner of the said 0.159 acre tract;

Thence South 66°29'32" West, continuing along the said southerly line and a northerly line of a 9.165 acre tract (Phase 2 – Tract I) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343, a distance of 183.30 feet to a point;

Thence North 86°40'22" West, continuing along the aforesaid southerly line and the aforesaid northerly line, a distance of 39.11 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence North 86°40'22" West, continuing along the aforesaid southerly line and northerly line, a distance of 10.84 feet to a point at a common corner to the said "Olentangy, The Condominium" property and the said 9.165 acre tract;

Thence South 10°53'31" East, along a common line to the said "Olentangy, The Condominium" property and the said 9.165 acre tract, a distance of 16.83 feet to a point;

Thence South 78°45'07" West, a distance of 108.11 feet to a point;

Thence North 65°05'48" East, a distance of 122.15 feet to a point;

Thence South 11°15'24" East, a distance of 14.73 feet to the Point of Beginning.

Containing 0.036 acre, more or less, being within Auditors Parcel Number 010-191761.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

**PARCEL 9D-1
OLENTANGY, THE CONDOMINIUM
DRAINAGE EASEMENT**

0.119 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of "Olentangy, The Condominium" of record in Condominium Book 21, Page 75 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a monument found on the centerline of Olentangy River Road at the northeasterly corner of a 0.159 acre tract conveyed to Donald V. Mussawir in Deed Book 3760, Page 369;

Thence North 86°09'21" West, along the northerly line of the said 0.159 acre tract and the southerly line of the said "Olentangy, The Condominium" property, a distance of 280.89 feet to a point at the northwesterly corner of the said 0.159 acre tract;

Thence South 66°29'32" West, continuing along the said southerly line and a northerly line of a 9.165 acre tract (Phase 2 – Tract I) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343, a distance of 183.30 feet to a point;

Thence North 86°40'22" West, continuing along the said southerly line and the aforesaid northerly line, a distance of 39.11 feet to a point;

Thence North 11°15'24" West, a distance of 14.73 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence South 65°05'48" West, a distance of 144.72 feet to a point in a common line to the said "Olentangy, The Condominium" property and the said 9.165 acre tract;

Thence North 10°53'31" West, along the said common line, a distance of 42.66 feet to a point at a common corner to the said "Olentangy, The Condominium" property and the said 9.165 acre tract;

Thence North 78°50'29" East, a distance of 19.34 feet to a point;

Thence North 64°59'41" East, a distance of 79.57 feet to a point;

Thence North 77°28'56" East, a distance of 43.74 feet to a point;

Thence South 11°15'24" East, a distance of 28.36 feet to the Point of Beginning.

Containing 0.119 acre, more or less, being within Auditors Parcel Number 010-191761.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

**PARCEL 9D-2
OLENTANGY, THE CONDOMINIUM
DRAINAGE EASEMENT**

0.658 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of "Olentangy, The Condominium" of record in Condominium Book 21, Page 75 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a monument found on the centerline of Olentangy River Road at the northeasterly corner of a 0.159 acre tract conveyed to Donald V. Mussawir in Deed Book 3760, Page 369;

Thence North 86°09'21" West, along the northerly line of the said 0.159 acre tract and the southerly line of the said "Olentangy, The Condominium" property, a distance of 46.16 feet to a point in the westerly right-of-way line of the said Olentangy River Road, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence North 86°09'21" West, continuing along the said southerly line and the said northerly line, a distance of 234.73 feet to a point at the northwesterly corner of the said 0.159 acre tract;

Thence South 66°29'32" West, continuing along the said southerly line and a northerly line of a 9.165 acre tract (Phase 2 – Tract I) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343, a distance of 183.30 feet to a point;

Thence North 17°56'58" West, a distance of 13.11 feet to a point;

Thence North 12°01'10" West, a distance of 19.19 feet to a point;

Thence North 78°01'18" East, a distance of 4.28 feet to a point;

Thence North 11°14'26" West, a distance of 22.93 feet to a point;

Thence North 77°39'11" East, a distance of 8.84 feet to a point;

Thence North 13°15'22" West, a distance of 26.43 feet to a point;

Thence North 78°50'29" East, a distance of 410.14 feet to a point in the said westerly right-of-way line of Olentangy River Road;

Thence South 11°08'08" East, along the said westerly right-of-way line, a distance of 82.74 feet to a point;

Thence North 83°11'16" West, continuing along the said right-of-way line, a distance of 8.09 feet to a point;

Thence South 05°27'44" West, continuing along the said right-of-way line, a distance of 24.12 feet to the Point of Beginning.

Containing 0.658 acre, more or less, being within Auditors Parcel Number 010-191761.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

PARCEL 9T-1
OLENTANGY, THE CONDOMINIUM
TEMPORARY CONSTRUCTION EASEMENT
0.014 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of "Olentangy, The Condominium" of record in Condominium Book 21, Page 75 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a monument found on the centerline of Olentangy River Road at the northeasterly corner of a 0.159 acre tract conveyed to Donald V. Mussawir in Deed Book 3760, Page 369;

Thence North 86°09'21" West, along the northerly line of the said 0.159 acre tract and the southerly line of the said "Olentangy, The Condominium" property, a distance of 280.89 feet to a point at the northwesterly corner of the said 0.159 acre tract;

Thence South 66°29'32" West, continuing along the said southerly line and a northerly line of a 9.165 acre tract (Phase 2 – Tract I) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343, a distance of 183.30 feet to a point;

Thence North 86°40'22" West, continuing along the aforesaid southerly and northerly lines, a distance of 39.11 feet to a point;

Thence North 11°15'24" West, a distance of 43.09 feet to a point;

Thence South 77°28'56" West, a distance of 43.74 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence South 64°59'41" West, a distance of 79.57 feet to a point;

Thence South 78°50'29" West, a distance of 19.34 feet to a point in a common line to the said "Olentangy, The Condominium" property and the said 9.165 acre tract;

Thence North 10°53'31" West, along the said common line, a distance of 10.00 feet to a point at a common corner to the said "Olentangy, The Condominium" property and the said 9.165 acre tract;

Thence North 78°50'29" East, a distance of 14.16 feet to a point;

Thence North 72°34'40" East, a distance of 82.88 feet to the Point of Beginning.

Containing 0.014 acre, more or less, being within Auditors Parcel Number 010-191761.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

PARCEL 9T-2
OLENTANGY, THE CONDOMINIUM
TEMPORARY CONSTRUCTION EASEMENT
0.006 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of "Olentangy, The Condominium" of record in Condominium Book 21, Page 75 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a monument found on the centerline of Olentangy River Road at the northeasterly corner of a 0.159 acre tract conveyed to Donald V. Mussawir in Deed Book 3760, Page 369;

Thence North 86°09'21" West, along the northerly line of the said 0.159 acre tract and the southerly line of the said "Olentangy, The Condominium" property, a distance of 280.89 feet to a point at the northwesterly corner of the said 0.159 acre tract;

Thence South 66°29'32" West, continuing along the said southerly line and a northerly line of a 9.165 acre tract (Phase 2 – Tract I) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343, a distance of 183.30 feet to a point;

Thence North 86°40'22" West, continuing along the said southerly line and the aforesaid northerly line, a distance of 49.95 feet to a point at a common corner to the said "Olentangy, The Condominium" property and the said 9.165 acre tract;

Thence South 10°53'31" East, along a common line to the said "Olentangy, The Condominium" property and the said 9.165 acre tract, a distance of 16.83 feet to a point;

Thence South 78°45'07" West, a distance of 108.11 feet to a point;

Thence South 65°05'48" West, a distance of 11.04 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence South 10°53'31" East, a distance of 25.64 feet to a point;

Thence South 78°48'59" West, a distance of 11.18 feet to a point in a common line to the said "Olentangy, The Condominium" property and the said 9.165 acre tract

Thence North 10°53'31" West, a distance of 22.90 feet to a point;

Thence North 65°05'48" East, a distance of 11.53 feet to the Point of Beginning.

Containing 0.006 acre, more or less, being within Auditors Parcel Number 010-191761.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

PARCEL 9T-3
OLENTANGY, THE CONDOMINIUM
TEMPORARY CONSTRUCTION EASEMENT
0.036 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 18, United States Military Lands, being a part of "Olentangy, The Condominium" of record in Condominium Book 21, Page 75 (further shown and delineated upon Exhibit A attached hereto and made a part hereof), and being more particularly described as follows:

Commencing (P.O.C.) at a monument found on the centerline of Olentangy River Road at the northeasterly corner of a 0.159 acre tract conveyed to Donald V. Mussawir in Deed Book 3760, Page 369;

Thence North 86°09'21" West, along the northerly line of the said 0.159 acre tract and the southerly line of the said "Olentangy, The Condominium" property, a distance of 280.89 feet to a point at the northwesterly corner of the said 0.159 acre tract;

Thence South 66°29'32" West, continuing along the said southerly line and a northerly line of a 9.165 acre tract (Phase 2 – Tract I) conveyed to Olentangy Commons Limited Partnership in Instrument 200108100185343, a distance of 183.30 feet to a point;

Thence North 86°40'22" West, continuing along the aforesaid southerly line and the aforesaid northerly line, a distance of 39.11 feet to a point, said point being the Point of Beginning (P.O.B.) of the herein described easement;

Thence North 86°40'22" West, continuing along the aforesaid southerly line and northerly line, a distance of 10.84 feet to a point at a common corner to the said "Olentangy, The Condominium" property and the said 9.165 acre tract;

Thence South 10°53'31" East, along a common line to the said "Olentangy, The Condominium" property and the said 9.165 acre tract, a distance of 16.83 feet to a point;

Thence South 78°45'07" West, a distance of 108.11 feet to a point;

Thence North 65°05'48" East, a distance of 122.15 feet to a point;

Thence South 11°15'24" East, a distance of 14.73 feet to the Point of Beginning.

Containing 0.036 acre, more or less, being within Auditors Parcel Number 010-191761.

Bearings are based on the Ohio State Plane Coordinate System, South Zone, NAD 83.

All references herein are to records in the Recorder's Office, Franklin County, Ohio.

The herein description and exhibit is based on a survey made in September 2000 (said survey is not a complete boundary survey of the parent tract), and was prepared under the direct supervision of Steven L. Lamphear, Professional Registered Surveyor No. 7876.

Section 2. That the City Attorney be and hereby is authorized to cause a written notice of the adoption of this resolution to be served upon the owners, persons in possession of or persons having a real or possible interest of record in the above described premises in the manner provided by law.

Section 3. That for the reasons state in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

Adopted February 10, 2003 Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk..

RES NO. 023X-03

To honor and recognize the Columbus Chapter of Tuskegee Airmen, Inc.

WHEREAS, the Columbus chapter of Tuskegee Airmen, Inc. was established in 1972; and

WHEREAS, the Columbus chapter of Tuskegee Airmen Inc. has over 65 members that are active in keeping alive the spirit and legacy of the Tuskegee Airmen, Inc.; and

WHEREAS, there are currently over 45 local chapters throughout the United States; and

WHEREAS, the present day mission of Tuskegee Airmen, Inc. is to inspire young people to outstanding achievement and leadership in our democratic society through social and educational activities; and

WHEREAS, the Columbus chapter on November 11, 2000 dedicated a Tuskegee Airmen memorial monument to Rickenbacker Port Authority. The monument reads "Home of the Tuskegee Airmen 1946-1949"; and

WHEREAS, the Tuskegee Airmen received more than 150 Distinguished Flying Crosses, eight Purple Hearts, 14 Bronze Stars, 744 Air Medals and three distinguished unit citations; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

That this Council does hereby honor and recognize the Columbus Chapter of Tuskegee Airmen, Inc.

Adopted February 10, 2003 Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk..

RES NO. 024X-03

To honor and recognize the celebration of Tet (Vietnamese Lunar New Year), 2003

WHEREAS, our nation's embrace of cultural diversity is evident in our recent history by the designation of National Asian American Heritage Month, National American Indian Month, National African American History Month, and National Hispanic Month; and

WHEREAS, today, we proudly join the Vietnamese Community Association of Columbus and other major cities across the United States to joyously celebrate Tet; and

WHEREAS, Tet is a cultural holiday that people of all creeds, political leanings, and ethnicities can celebrate; and

WHEREAS, it marks commitment to family, ancestry and it signifies peace, harmony and acts of reconciliation, which are values that we have shared for centuries and continue to share; and

WHEREAS, Tet marks the dawning of a new year and a new Spring, this gives us renewed purpose to gather and appreciate one another; and

WHEREAS, together, the City of Columbus and the Vietnamese Community Association of Columbus invites all of Columbus community members to share in celebrating the cultural traditions heralded by Tet a commitment to family, peace and harmony; now, therefore

Adopted February 10, 2003 Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk..

RES NO. 025X-03

To recognize and congratulate the March of Dimes of Central Ohio Division on its 33rd WalkAmerica Campaign Kick-Off.

WHEREAS, on Tuesday, February 11, 2003 at the River Club on 679 West Spring Street at 5:00 pm will launch its five-year, seventy-five million dollar research awareness and education campaign for healthier babies with their 33rd WalkAmerica Kick-Off; and

WHEREAS, it is an unfortunate fact that in 18,253 premature births per year, lifelong health problems will result for at least half, the Ohio Chapter of the March of Dimes Birth Defect Campaign hopes to raise awareness of the severity of premature births; and

WHEREAS, the Greater Columbus WalkAmerica anticipates raising over 5300,000, with the help of citizens, to fund their goal to help American families have healthier babies through awareness and education, to fight against prematurity within the Central Ohio Area and across the country, and

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

That this Council does hereby exalt its citizens of Columbus to support WalkAmerica and the March of Dimes in our fight against prematurity.

BE IT FURTHER RESOLVED,

That a copy of this Resolution be presented to the March of Dimes as a token of our esteem.

Adopted February 10, 2003 Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk..

RES NO. 026X-03

To recognize and congratulate Justin J. Valentine on his acceptance to the University of Minnesota and recent signing of a letter of intent to play on their Big Ten football team.

WHEREAS, Justin Valentine, after being recruited by such schools as Wisconsin, Boston College, Michigan State, Maryland, Illinois, Indiana and The Ohio State University, made his decision on Wednesday, February 5, 2003, by signing a letter of intent to play for the Minnesota Golden Gophers football team in a number of positions including running back and fullback; and

WHEREAS, he has been on the honor roll, has an overall cumulative grade point average of 3.1 and has also served Eastmoor Academy and his community as a Student Intern at Columbus City Council during 2001 and 2002, junior class president, senior class secretary, member of Student Council, spent over one hundred hours tutoring elementary school students, was a Ronald McDonald House volunteer and organized a clean-up effort within his own neighborhood; and

WHEREAS, Justin has been recognized in "Who's Who Among High School Students 2002" and as the number one running back in the State of Ohio, one of the top five running backs in the Midwest, and the number twelve fullback in the nation; in addition, he was chosen by his own teammates as a team captain, the Most Valuable Player and the Most Inspirational Player for the 2002/2003 season; and

WHEREAS, in his high school football career, Justin has also earned honors as First Team All-City, First Team and Honorable Mention All-District, Special Mention All-State, Honorable Mention All-State in his freshman year; and, he will be playing in the 2003 North-South Ohio All-Star Football Game; and

WHEREAS, Justin Valentine has exhibited leadership, sportsmanship, ethics and character on the playing field and off; he also possesses a level of maturity beyond his years, is a self-motivated worker with an ability to succeed in an adult environment, and is a genuinely caring person who loves his family and values his friendships; and

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

That this Council does hereby honor and recognize Justin J. Valentine for his outstanding achievements both on and off the field and wish him the utmost success in all his endeavors at the University of Minnesota and in the future.

BE IT FURTHER RESOLVED,

That a copy of this Resolution be presented to Justin J. Valentine as a token of our esteem.

Adopted February 10, 2003 Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk..

RES NO. 027X-03

To recognize and commend William B. Carlisle Sr. for his dedicated service to the City of Columbus.

WHEREAS, William Carlisle Sr. was originally appointed in 1969 by Mayor Sensenbrenner to the City of Columbus' Plumbing Examining Board which was responsible for administering and grading all plumbing and sewer tapper licenses for the city, and

WHEREAS, William Carlisle Sr. served on the Plumbing Examining Board for seventeen years representing the Plumbers and Pipefitters Union Local 189 as well as serving on the Apprenticeship Committee for Management of the Mechanical Contractors Association of Central Ohio (MCACO) in 1975 and 1976, and

WHEREAS, during his tenure on the Plumbing Examining Board the city decided to re-number all contractor licenses issued by the City of Columbus, and

WHEREAS, William Carlisle Sr. at that time the longest serving member of the Plumbing Examining Board was issued number P0001 for Plumbing and ST0001 for Sewer Tapper, and

WHEREAS, in recognition of William Carlisle's dedicated service to the city and the Plumbing Examining Board, Plumbers License number P0001 and Sewer Tapper License number ST0001 have been retired in William Carlisle Sr.'s name, and

WHEREAS, William Carlisle Sr. will be recognized for his service to the city on February 19, 2003 at a breakfast to be held in his honor, and

WHEREAS, as an aside, William B. Carlisle Sr. on March 18, 1965 assisted the Columbus Police in the apprehension of an escaped murderer. therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS,

That it does hereby recognize and commend William B. Carlisle Sr. for his dedicated service to the City of Columbus while serving for seventeen years on the city's Plumbing Examining Board.

BE IT FURTHER RESOLVED

That a copy of this resolution be presented to William B. Carlisle Sr.

Adopted February 10, 2003 Matthew D. Habash, President of Council / Approved February 11, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk..

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| BIDS WANTED - PURCHASING OFFICE |
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Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if a corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE:

Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article 1, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

LOCAL CREDIT: For all contracts except professional service contracts: In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$20,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSAL CALL (614) 645-7599

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| BID OPENING DATE 02/20/03 |
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BID FOR TRUCK BRAKE PARTS

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on FEBRUARY 20, 2003 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: FLEET MANAGEMENT

Bid for TRUCK BRAKE PARTS Solicitation No. SA000407 GRW in accordance with specifications on file in the Purchasing Office.

(02/08/03; 02/15/03)

BID FOR THE PURCHASE OF WEMCO PUMP PARTS

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on FEBRUARY 20, 2003 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: Sewerage & Drainage

Bid for The Purchase of Wemco Pump Parts Solicitation No. SA00040SBGB in accordance with specifications on file in the Purchasing

Office.

(02/08/03; 02/15/03)

BID FOR PURCHASE OF PHS PHARMACEUTICALS

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on February 27, 2003 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: Health

Bid for Purchase of PHS Pharmaceuticals Solicitation No. SA00041ODRM in accordance with specifications on file in the Purchasing

Office.

Joel Taylor Finance Director

(02/15/03; 02/22/03)

BID FOR VARIOUS MAGNETIC TAPE MEDIA

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on FEBRUARY 27, 2003 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: TECHNOLOGY

Bid for VARIOUS MAGNETIC TAPE MEDIA Solicitation No. SA 000409 JY in accordance with specifications on file in the Purchasing

Office.

Joel Taylor Finance Director

(02/15/03; 02/22/03)

BIDS WANTED - OTHER DIVISIONS

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if a corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE:

Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article 1, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

LOCAL CREDIT: For all contracts except professional service contracts: In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$20,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSAL CALL THE LISTED DIVISION

BID FOR DEPOSIT OF PUBLIC MONEY

Notice is hereby given in accordance with Chapter 321 of the Columbus City Codes, 1959 to all banks, and building and loan or savings associations or companies situated in Franklin County, Ohio, whose application for deposit of public money has been approved by the Columbus Depository Commission that bids will be accepted by the City Treasurer for the deposit of inactive funds:

The City Treasurer will accept such bids by telephone (645-7727) or in person between the hours of 8:00 a.m. and 10:45 a.m. Monday through Friday. Such bids should specify the time span of the certificate of deposit, the rate of interest being offered, the amount of funds being bid upon, and the beginning and ending date for which said bid is applicable. By order of the Columbus Depository Commission.

THOMAS ISAACS, Chairman
HUGH J. DORRIAN, Secretary
JOEL S. TAYLOR, Member

BID OPENING DATE 2/26/03

BID FOR STREET LIGHTING IMPROVEMENTS FOR CLINTONVILLE II ASSESSMENT

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, until 3:00 p.m. local time, on February 26, 2003 and publicly opened and read at the hour and place for Street Lighting Improvements for Clintonville II Assessment. The work for which proposals are invited consists of furnishing all labor, material and equipment for Street Lighting Improvements for Clintonville II Assessment and such other work as may be necessary to complete the contract in accordance with the plans and specifications. Copies of the Contract Documents and the plans are on file and are available to prospective bidders through the office of the Division of Electricity, 3500 Indianola Ave., Columbus, Ohio 43214, upon payment of \$20.00 per set (non-refundable). Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for Street Lighting Improvements for Clintonville II Assessment.
PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215(614)645-8290, at the offices of The Construction Inspection Division, 1800 E. 17th

Avenue, Columbus, Ohio 43219 (614) 645-3182, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 120 days after the bid opening, and / or to advertise for new proposals, when it is in the best interests of the City.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

(02/08/03; 02/15/03)

BID OPENING DATE 2/28/03

**UNIVERSITY GATEWAY CENTER
PUBLIC RIGHT-OF-WAY IMPROVEMENTS, PHASE I**

Sealed proposals will be received by the Gateway Area Revitalization Initiative (GARI), at its office located at 1824 North High Street, Columbus, Ohio, until 3:00 pm local time, on February 28, 2003, and publicly opened and read at the hour and place for University Gateway Center Public Right-of-Way Improvements, Phase I. The work for which proposals are invited consists of the widening of North High Street from E Ninth Avenue to Chittenden Avenue, the installation of various storm sewers from 54" thru 12", installation of a 24" sanitary sewer and other sanitary sewers from 8" thru 15", minor improvements to B. Ninth Ave., W. Tenth Ave., E. & W. Eleventh Ave., Chittenden Ave. and the relocation and reconstruction of Pearl Alley and significant utility relocations and such other work as may be necessary to complete the contract in accordance with the plans and specifications. Copies of the Contract Documents and the plans will be on file in the office of GARI, the office of the Design Engineer, EMH & T, Inc., 170 Mill Street, Gahanna, Ohio 43230, and will be available on February 10, 2003 at the offices of the Construction Manager, H. R. Gray and Associates, 1335 Dublin Road, Suite 100B, Columbus, Ohio 43215. The cost of each set of Contract Documents is \$25.00 (Twenty Five Dollars), for which said amount will not be refunded.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for:

**UNIVERSITY GATEWAY CENTER
PUBLIC RIGHT-OF-WAY IMPROVEMENTS, PHASE I**

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to GARI. The amount of the guaranty shall not be less than ten (10) percent of the bid, including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the *City of Columbus Construction & Materials Specifications*, latest edition, will be required to assure the faithful performance of the work. Said bond shall be payable to GARI in lieu of the City of Columbus.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio, *Construction and Materials Specifications*, latest edition, and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said *Construction and Material Specifications* may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio, 43215, (614) 645-8290; at the offices of The Construction Inspection Division, 1800 E. 17th Avenue, Columbus, Ohio, 43219, (614) 645-3182; and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio, 43215, (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with the bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by GARI, to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 60 days after the bid opening, and/or to advertise for new proposals, when it is in the best interests of GARI.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE

(1) The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, or national origin. Such action shall include, but not be limited to the following: employment upgrading, demotion, or termination; rates of pay or other forms of compensation; and selection for training. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices summarizing the provision of this Equal Opportunity Clause.

(2) The contractor will, in all solicitations of advertisements for employees placed by or on behalf of the contractor, state that the contractor is an

equal-opportunity employer.

(3) It is the policy of GARI that business concerns owned and operated by minority and female persons shall have the maximum practicable opportunity to participate in the performance of contracts awarded by GARI.

(4) The contractor shall permit access to any relevant and pertinent reports and documents by the Administrator for the sole purpose of verifying compliance with this Article, and with the regulations of the Contract Compliance Office. All such materials provided to the Administrator by the contractor shall be considered confidential.

(5) The contractor will not obstruct or hinder the Administrator or his deputies and assistants in the fulfillment of the duties and responsibilities imposed by Article I, Title 39.

(6) The contractor and each subcontractor will include a summary of this Equal Opportunity Clause in every subcontract. The contractor will take such action with respect to any subcontractor as is necessary as a means of enforcing the provisions of the Equal Opportunity Clause.

(7) The contractor agrees to refrain from subcontracting any part of this contract or contract modification thereto to a contractor not holding a valid certification number as provided for in Article I, Title 39.

(8) Failure or refusal of a contractor or subcontractor to comply with the provisions of Article I, Title 39, may result in cancellation of this contract or any other action prescribed in C.C. 3905.05.

WITHHOLDING OF INCOME TAX

All bidders are advised that in order for a contract to bind GARI, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractors' employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX

All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor, a statement of Delinquent Personal Property Tax. Such statement is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

CONTACT PERSON

Tom Szaraz, H. R. Gray and Associates, 1335 Dublin Road St 100B, (614) 487-1335.

(02/08/03; 02/15/03)

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|----------------------------------|
| BID OPENING DATE 03/05/03 |
|----------------------------------|

BID FOR STREET LIGHTING IMPROVEMENTS FOR EASTMOOR II ASSESSMENT.

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, until 3:00 p.m. local time, on March 5, 2003 and publicly opened and read at the hour and place for Street Lighting Improvements for Eastmoor II Assessment. The work for which proposals are invited consists of furnishing all labor, material and equipment for Street Lighting Improvements for Eastmoor II Assessment and such other work as may be necessary to complete the contract in accordance with the plans and specifications. Copies of the Contract Documents and the plans are on file and are available to prospective bidders through the office of the Division of Electricity, 3500 Indianola Ave., Columbus, Ohio 43214, upon payment of \$20.00 per set (non-refundable). Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for Street Lighting Improvements for Eastmoor II Assessment.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614)645-8290, at the offices of The Construction Inspection Division, 1800 E. 17th Avenue, Columbus, Ohio 43219(614)645-3182, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 120 days after the bid opening, and / or to advertise for new proposals, when it is in the best interests of the City.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

(02/15/03; 02/22/03)

BID FOR CRACK SEAL -2003

PLEASE NOTE THE BID LOCATION HAS CHANGED: Sealed proposals will be received by the City of Columbus Transportation Division, 109 N. Front Street, 3rd Floor, Room 300, Columbus, Ohio 43215 until 3:00 P.M. local time, and publicly opened and read at 109 N. Front Street 2nd Floor, Room 205 at 3:00 P.M. on March 6, 2003, for Crack Seal - 2003, 1533 DR. A. The work for which proposals are invited consists of crack sealing residential and arterial streets within the City of Columbus, and such other work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Contract Documents and the plans are on file in the office of the Transportation Division Administrator, 109 N. Front Street, 3rd Fl., Columbus, OH 43215 and are available to prospective bidders at the non-refundable cost of \$20.00.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for CRACK SEAL -2003.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall be expressed in dollars and cents and shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, 2002 edition, will be required to assure the faithful performance of the work.

SUBSURFACE DATA (Not Applicable for this Project)

Subsurface data was/was not obtained for project design purposes. If obtained, copies of the report are available upon execution of the subsurface information release form.

PRE-BID CONFERENCE (Not Applicable for this Project)**CONTRACT COMPLETION**

The contract completion time is 120 calendar days.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, 2002 edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of the Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182, and 109 N. Front - 3rd Floor, Columbus, Ohio 43215 (614) 645-5660, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215(614)645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Service of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interests of the City.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

(02/15/03; 02/22/03)

WESTBEND, SECTION 3

Sealed proposals will be received by Richard Conie of Maronda Homes, Inc. of Ohio, at 109 North Front Street, Room #320, Columbus, Ohio until 3:00 p.m. on Thursday, March 13, 2003, and read immediately following in Room #205 for Westbend, Section 3.

The work for which proposals are invited consists of street paving and street lighting and such other work as may be necessary to complete the project in accordance with the plans therefore.

Copies of the plans will be available after February 18, 2003, at the office of Land Network, Inc., 39 E. Whittier Street, Columbus, OH 43206, (PH: 614-445-8111) and are available to prospective bidders upon payment of \$25.00 per set.

Proposals must be submitted on proposal forms. These proposals must be submitted in their entirety in sealed envelopes marked "Bids for Westbend, Section 3".

Attention of the bidder is called to the special requirements that include prevailing rates of wages to be paid. Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state. The bidder will be required to state in full detail, on his proposal, his experience in this class of work. Bids from contractors inexperienced in this particular class of work will not be considered. The City of Columbus, OH, Construction and Material Specifications are hereby made a part of this contract and the contractor does hereby agree that said specifications are part of this contract. Copies of the said Construction and Materials Specifications may be examined and / or purchased at the office of the Director of Public Service, 90W. Broad Street, 3rd Floor, Columbus, OH. The right is reserved by Maronda Homes, Inc. of Ohio, to reject any or all bids.

Richard J. Conie, Maronda Homes, Inc. of Ohio

(02/15/03; 02/22/03)

BID OPENING DATE 04/08/03**BID FOR
CONSTRUCTION OF A NEW POLICE ACADEMY**

Sealed bids will be received by the Department of Public Service, Division of Facilities Management of the City of Columbus, Ohio at their office, located at 90 West Broad Street, basement, Room B16, Columbus, Ohio 43215 until 3:00 p.m. local time, on Tuesday, April 8, 2003, and publicly opened and read at the hour and place for CONSTRUCTION OF A NEW POLICE ACADEMY.

A pre-bid meeting will be held Friday, March 14, 2003 at 10:00 am., at the existing Police Academy, 2609 McKinley Avenue, Columbus, Ohio 43204. The work for which bids are invited consist of construction of a new police academy, site utilities and site work.

Copies of the Contract Documents shall be available at ATLAS BLUEPRINT & SUPPLY CO., 374 WEST SPRING STREET, COLUMBUS, 0111043215 beginning MONDAY, MARCH 10, 2003. Contract documents shall be available to prospective bidders for a cost of \$200.00. If contract documents are returned to ATLAS BLUEPRINT & SUPPLY CO., contractor shall receive a refund of \$100.00 by ATLAS BLUEPRINT & SUPPLY CO.

Proposals must be submitted on the proper forms contained in the Bid Documents and the Bid Documents containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: Bid for: CONSTRUCTION OF A NEW POLICE ACADEMY.

**FAILURE TO RETURN THE BID PACKET AND REQUIRED INFORMATION MAY RESULT IN REJECTION OF THE PROPOSAL.
PROPOSAL GUARANTY**

The bidder is required to submit a Proposal Guaranty, consisting either of a Proposal Bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall be expressed in dollars and cents and shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction and Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

OSHA/EPA REQUIREMENTS

Contractors are subject to all applicable federal, state and local laws, ordinances, rules and regulations pertaining to services or products to be provided under this contract.

CONSTRUCTION AND MATERIALS SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Material Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specification are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Materials Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 West Broad Street, Room 301, Columbus, Ohio 43215, (614) 645-8290, at the office of the Transportation Division, 1800 East 17th Avenue, Columbus, Ohio 43219, (614)645-3182, at the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, (614)645-6141.

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification. Any questions or inquiries concerning this should be directed to the Equal Business Opportunity Commission Office.

The City of Columbus encourages the participation of Minority and female owned business enterprises. Each bidder must identify any subcontractor(s) who are minority or female owned businesses (M/FBE's) as defined in Title 39 of the Columbus City Code along with the scope of work and anticipated cost.* This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Please contact EBOCO (614) 645-4764 for assistance with identifying potential M/FBE subcontractors. Equal Business Opportunity Commission Office, 109 N. Front Street 4th Floor, Columbus, Ohio 43215, (614)645-4764.

*While the participation of minority and female owned businesses is encouraged the level of minority or female participation will not be a condition of the bid award.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Service of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interest of the City. Also, the right is reserved by the Public Service Director to hold bids for a period of 180 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under laws of any other state.

LINDA K. PAGE, DIRECTOR, PUBLIC SERVICE DEPARTMENT

JOHNNY B. SCALES, ADMINISTRATOR DIVISION OF FACILITIES MANAGEMENT

(02/15/03; 02/22/03; 03/01/03)

**PROFESSIONAL SERVICES
REQUEST FOR PROPOSAL (RFP)
REQUEST FOR STATEMENT OF QUALIFICATIONS (RFSQ)**

**LEGAL NOTICE
PROFESSIONAL SERVICES
Request For Proposal (RFP)
Request for Statements of Qualifications (RFSQ)**

Sealed proposals for the following item(s) will be received by the Purchasing Office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, **until 11:00a.m. Local Time on MARCH 6, 2003** and at that time will be publicly opened and read. Proposals received after the time of opening will be returned to the offeror unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: TECHNOLOGY

PROPOSALS FOR WINDOWS 2000 MIGRATION SERVICES, PROPOSAL NO. SA 000406 JY in accordance with specifications on file in the Purchasing Office.

PRE-BID CONFERENCE FEBRUARY 20, 2003 SEE SPECIFICATION FOR LOCATION / TIME

FOR COPIES AND QUESTIONS OF THE FOLLOWING BID PROPOSAL PLEASE ACCESS COLUMBUS.GOV/RFP/

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if a corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE:

Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article 1, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHHOLDING OF INCOME TAX:

All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX:

All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

LOCAL CREDIT:

For all contracts except professional service contracts: In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$20,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

**JOEL S. TAYLOR, Finance Director
(02/08/03; 02/15/03)**

**CITY OF COLUMBUS
DEPARTMENT OF PUBLIC SERVICE
TRANSPORTATION DIVISION
LINDEN TRAFFIC MANAGEMENT PLAN**

In accordance with City Code, Chapter 329, the City of Columbus, Ohio Department of Public Service is hereby soliciting Letters of Interest for professional engineering services to develop a traffic management plan for the Linden area (**Linden Traffic Management Plan**).

A selection team will review, evaluate and rank the Letters of Interest according to qualifications submitted as stated below. A list will be provided to the Director of Public Service for selection of no more than four firms to be invited to submit a detailed technical proposal and prepare an oral presentation.

COMPLIANCE

The successful consultant shall work under the direction of the Transportation Administrator to perform professional engineering design of the project. Any services performed must follow current City of Columbus and Ohio Department of Transportation regulations, specifications, and standards. Please note the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state. A selected consultant will be required to submit a City of Columbus Contract. Compliance Certification Number or a completed application for certification with its technical proposal.

PROJECT

The overall purpose of the Linden Traffic Management Plan is to identify the impacts vehicular travel patterns have on livability and pedestrian safety in the Greater Linden neighborhood and to develop a cost effective program of mitigation measures, including traffic calming.

SPECIFICATIONS

The scope of services of the successful consultant shall include, but not be limited to the following: (a) developing a communications plan; (b) defining the desirable traffic related characteristics of a livable, safe and economically vibrant neighborhood; (c) data collection; (d) problem identification; and (e) corrective strategies. The corrective strategies may go beyond traditional engineering solutions.

There will be a high level of community involvement through a number of public meetings and the formation of an advisory group. The work effort must be coordinated with related area planning documents.

The successful consultant will retain an engineering firm with national knowledge and experience in applying state of the art traffic mitigation measures on an area-wide basis. The study will encompass both the North Linden Area Commission and South Linden Area Commission boundaries as well as a portion of the North Central Area Commission, approximately 7.0 square miles. Boundaries are depicted at www.columbusinfobase.org/areas. The study shall take nine months to complete.

The Letter of Interest shall describe the firm's specific knowledge and experience in developing neighborhood oriented traffic mitigation plans (in addition to designing traffic calming features), project manager and staff resources assigned to perform this work and their qualifications, and firm's location.

FORMAT

The following requirements must be followed in preparing and binding letters of interest:

- (a) Page numbers must be centered at the bottom of each page
- (b) Use 8 1/2 by 11 inch bond weight paper only.
- (c) Bind letters of interest by stapling at the upper left hand corner only.
Do not use any other binding system.
- (d) Do not provide tabbed inserts or other features that may interfere with machine copying.
- (e) Only one-sided pages are permitted.
- (f) Pages must be limited to a maximum of ten in number.

Letters of Interest will be accepted at the following address until 12:00 pm on February 25, 2003:

Pamela Clawson, P.E., Administrator
Division of Transportation
Public Service Department
City of Columbus
109 North Front Street, Room 300
Columbus, Ohio 43215

ATTN: Melanie Braithwaite, Contract Administrator

(02/08/03; 02/15/03)

**CITY OF COLUMBUS
DEPARTMENT OF PUBLIC SERVICE
TRANSPORTATION DIVISION**

**YEAR 2003 ANNUAL TESTING AND INSPECTION SERVICES
FOR THE TRANSPORTATION DIVISION**

In accordance with City Code, Section 329.12, the City of Columbus, Ohio Department of Public Service, is hereby requesting proposals for professional engineering consulting services for the **Annual 2003 Annual Testing and Inspection Services for the Transportation Division**. A selection team will review, evaluate and rank the proposals according to the criteria stated in the Request for Proposal (FRP) and provide them to the Director of Public Service for selection. The City will then enter into contract negotiations with the selected Offeror. If negotiations fail, the City shall enter into contract negotiations with the next highest-ranking Offeror. This process shall continue until a contract is successfully negotiated for 2003 testing services.

COMPLIANCE

The successful consultant shall work under the direction of the Transportation Administrator to perform professional testing services. Any services performed will generally follow current City of Columbus and Ohio Department of Transportation regulations, specifications, and standards. Please note the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state. A selected consultant will be required to submit a City of Columbus Contract Compliance Certification Number or a completed application for certification with its technical proposal.

PROJECT

The scope of the work shall be for complete Materials Testing and Inspection Services for various public and private construction projects for the period beginning **April 1, 2003 through December 31, 2003**. However, the contract may be extended for two (2) one (1) year periods if mutually agreed upon in writing by both parties. The primary services include performing batch plant inspections at various Ready-Mixed Concrete and Hot-Mixed Asphalt plants. Secondary services include laboratory testing of soils, aggregates, and various construction materials. Also, subsurface investigation services could be requested on a project per project basis;

REQUEST FOR PROPOSAL

Interested firms may download the RFP from the Transportation Division web page, which is located under the Department of Public Service. To access the city's website, go to www.ci.columbus.oh.us. All questions concerning this advertisement or the RFP should be made to Melanie Braithwaite, Contract Administrator, at mcbraithwaite@cmhmetro.net. It is imperative that a consultant be selected and the contract be finalized by April 1, 2003.

FORMAT

The following requirements **must be followed** in preparing and binding proposals:

- (a) Ten copies of the proposal must be submitted.
- (b) Page numbers must be centered at the bottom of each page.
- (c) Use 8 1/2 X 11 inch bond weight paper only.
- (d) Bind proposals by stapling at the upper left hand corner only. Do not use any other binding system.
- (e) Do not provide tabbed inserts or other features that may interfere with machine copying.
- (f) Only one-sided pages are permitted.
- (g) Pages must be limited to a maximum of twenty (20) in number.

Proposal packages will be accepted at the following address until **12:00 pm on March 4, 2003**. Pamela Clawson, P.E., Administrator, Division of Transportation, Public Service Department, City of Columbus, 109 North Front Street, Room 300, Columbus, Ohio 43215, Attn: Melanie Braithwaite, Contract Administrator
(02/15/03; 02/22/03)

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| PUBLIC NOTICES |
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**CITY BULLETIN NOTICE
MEETING SCHEDULE
CITY OF COLUMBUS RECORDS COMMISSION**

The regular meetings of the City of Columbus Records Commission for the calendar year 2003 are scheduled as follows:

Monday, February 3, 2003
Monday, May 12, 2003
Monday, September 29, 2003

The location of these meetings will be City Hall, 90 West Broad Street, 2nd Floor, Mayor's Conference Room. They will begin promptly at 10:00 am

Every effort will be made to adhere to the above schedule, but the City of Columbus Records Commission reserves the right to change the date, time or location of any meeting; or to hold additional meetings. To confirm the meeting date, time and locations or to obtain agenda information, contact the Office of the City of Columbus Records Commission Coordinator at (614) 645-8539.
(10/2002; 10/2003)

**OFFICIAL NOTICE
CIVIL SERVICE COMMISSION
COMPETITIVE EXAMINATION
ANNOUNCEMENTS
APPLY DAILY MONDAY THROUGH FRIDAY 8:00 A.M. TO 4:30 P.M.**

The Civil Service Commission continuously administers competitive examinations. Information regarding examinations, for which the Civil Service Commission is currently accepting applications, is posted at the Commission offices located at 50 West Gay Street, 6th Floor, Columbus, Ohio. Please note that all visitors to the Beacon Building are required to produce a picture ID, authenticating their identity, in order to visit the applications area. Interested applicants should regularly check this location for examination announcements. Also, please visit our website at www.csc.columbus.gov.
(01/2003; 12/2003)

**BOARD OF REVIEW
OF GENERAL AND LIMITED
SIGN ERECTORS
MEETING SCHEDULE**

MEETING TIME: 1ST Tuesday of each month (except May & November) November through April 3:30 p.m. and May through October at 4:00, 757 Carolyn Avenue, Hearing Room E.

CUT-OFF TIME FOR APPLICATIONS: One week prior to the meeting

Questions: Dave Reiss: 645-7973

| CUT-OFF DATES | MEETING DATES |
|---------------|---------------|
| January 28 | February 5 |
| February 25 | March 4 |
| March 25 | April 4 |
| May 6 | May 13 |
| May 27 | June 3 |
| June 24 | July 1 |
| July 29 | August 5 |
| August 26 | September 2 |
| September 24 | October 1 |
| November 4 | November 11 |
| November 26 | December 3 |

(01/25/03; 12/27/03)

**BOARD OF REVIEW OF
WARM AIR & HYDRONICS CONTRACTORS
MEETING SCHEDULE
2003**

MEETING TIME: 2nd Tuesday of each month, 5:00 pm at 757 Carolyn Avenue, Hearing Room D.

CUT-OFF TIME FOR APPLICATIONS: One week prior to the meeting

Questions: Cheryl Roahrig: 645-3270

| CUT-OFF DATES | MEETING DATES |
|---------------|---------------|
| February 6 | February 11 |
| March 4 | March 11 |
| April 1 | April 8 |
| May 6 | May 13 |

| | |
|-------------|-------------|
| June 3 | June 10 |
| July 1 | July 8 |
| August 5 | August 12 |
| September 2 | September 9 |
| October 7 | October 14 |
| November 4 | November 11 |
| December 2 | December 9 |

(01/25/03; 12/27/03)

**BOARD OF REVIEW OF
ELECTRICAL CONTRACTORS
MEETING SCHEDULE
2003**

MEETING TIME: 2nd Wednesday of each month, 5:00 pm at 757 Carolyn Avenue, Hearing Room E.
CUT-OFF TIME FOR APPLICATIONS: One week prior to the meeting
Questions: Jerry Tudor: 645-6076

| CUT-OFF DATES | MEETING DATES |
|----------------------|----------------------|
| February 7 | February 12 |
| March 5 | March 12 |
| April 2 | April 9 |
| May 7 | May 14 |
| June 4 | June 11 |
| July 2 | July 9 |
| August 6 | August 13 |
| September 3 | September 10 |
| October 1 | October 8 |
| November 5 | November 12 |
| December 3 | December 10 |

(01/25/03; 12/27/03)

**BOARD OF REVIEW
OF REFRIGERATION CONTRACTORS
MEETING SCHEDULE**

MEETING TIME: 1ST Wednesday of each month at 5:00 pm at 757 Carolyn Avenue, Hearing Room H.
CUT-OFF TIME FOR APPLICATIONS: One week prior to the meeting
Questions: Cheryl Roahrig: 645-3270

| CUT-OFF DATES | MEETING DATES |
|----------------------|----------------------|
| January 29 | February 5 |
| February 26 | March 5 |
| March 26 | April 2 |
| April 30 | May 7 |
| May 28 | June 4 |
| June 25 | July 2 |
| July 30 | August 6 |
| August 27 | September 3 |
| September 24 | October 1 |
| October 29 | November 5 |
| November 26 | December 3 |

(01/25/03; 12/27/03)

**BOARD OF REVIEW OF
PLUMBING CONTRACTORS
2003 BOARD MEETING
SCHEDULE**

MEETING TIME: 3rd Wednesday of each month at 5:00 p.m.
CUT-OFF TIME FOR APPLICATIONS: 1 week prior to the meeting
QUESTIONS: Larry Caito: 645-6340

| CUTOFF DATES | MEETING DATES |
|---------------------|----------------------|
| February 12 | February 19 |
| March 12 | March 19 |
| April 9 | April 16 |
| May 14 | May 21 |

| | |
|--------------|--------------|
| June 11 | June 18 |
| July 9 | July 16 |
| August 13 | August 20 |
| September 10 | September 17 |
| October 8 | October 15 |
| November 12 | November 19 |
| December 10 | December 17 |

(01/25/03; 12/27/03)

**EXHIBIT A
NOTICE OF REGULAR MEETINGS
COLUMBUS RECREATION AND PARKS COMMISSION**

The Recreation and Parks Commission, appointed and organized under the Charter of the City of Columbus, Section 112-1 is empowered to equip, operate, direct and maintain all the existing recreational and park facilities. In addition, said Commission exercises certain powers and duties as specified in Sections 112-1 and 112-2 of the Columbus City Charter.

Please take notice that meetings of the Recreation and Parks Commission will be held at 8:30 a.m. on the following dates and locations (unless otherwise posted):

Wednesday, January 8, 2003- Operations Complex, 420 W Whittier Street
 Wednesday, February 12, 2003 - Operations Complex, 420 W Whittier Street
 Wednesday, March 12, 2003-- Operations Complex, 420 W Whittier Street
 Wednesday, April 9, 2003-- Operations Complex, 420 W Whittier Street
 Wednesday, May 14, 2003 - Walnut Hill Golf Course, 6001 E. Livingston Avenue
 Wednesday, June 11, 2003 - Goodale Shelterhouse, 120 W Goodale Boulevard
 Wednesday, July 9, 2003 - Gillie Recreation Center, 2100 Morse Road
 August Recess - No meeting
 Wednesday, September 10, 2003-Whetstone Park of Roses Shelterhouse, 4015 Olentangy Boulevard
 Wednesday, October 8, 2003- Davis Youth Complex (Franklin Park), 1755 E. Broad Street
 Wednesday, November 12, 2003 - Operations Complex, 420 W Whittier Street
 Wednesday, December 10, 2003 - Operations Complex, 420 W Whittier Street

In the event no proper business exists the meeting may be cancelled without further notice. For further information you may contact the Recreation and Parks Department, 90 West Broad Street, Room 115, Columbus, Ohio 43215 (Telephone: [614] 645-3300).

(02/01/03 thru 12/13/03)

**MEETING NOTICE
HISTORIC RESOURCES COMMISSION**

The regular meeting of the Historic Resources Commission will be held on Thursday, February 20, 2003, at 6:15 p.m. in the Community Training Center, 109 N. Front Street, ground floor. Copies of the agenda may be obtained by calling 645-7964. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Neighborhood Services Division is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-7964 or TDD 645-6802.

(02/08/03; 02/15/03)

**MEETING NOTICE
ITALIAN VILLAGE COMMISSION**

The regular meeting of the Italian Village Commission will be held on Tuesday, February 18, 2003, at 6:15p.m. at 109 N. Front in the first floor Community Training Center. Copies of the agenda may be obtained by calling 645-7964. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-7964 or TDD 645-6802.

(02/08/03; 02/15/03)

**AGENDA
COLUMBUS BUILDING COMMISSION
FEBRUARY 18, 2003
1:00 P.M.
757 CAROLYN AVENUE
HEARING ROOM - LOWER LEVEL**

1. APPROVAL OF JANUARY 21, 2003 MEETING MINUTES
2. ITEMS FROM THE FLOOR (as approved by the Board)
3. PRESENTATION OF PROPOSED LEGISLATION
4. PRESENTATION OF PROPOSED REVISION to CC 4109.09
Change In Experience Requirement for Journeyman Plumber's Examination
Mandatory Secure Permit

A sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Building Services Division is made aware of this need and given a reasonable notice of at least four (4) hours before the scheduled meeting time. To schedule an interpreter, please call 645-6079 or TDD 645-3293. Should you have any questions regarding this policy, please contact the City of Columbus, Human Resources Department, at 645-6373.

(02/08/03; 02/15/03)

**AGENDA
GRAPHICS COMMISSION
CITY OF COLUMBUS, OHIO
FEBRUARY 18, 2003**

The City Graphics Commission will hold a public hearing on TUESDAY, FEBRUARY 18, 2003 at 4:15:00 PM in the First Floor Hearing Room, Building and Development Services Section, 757 Carolyn Avenue.

The City Graphics Commission hears requests for Variances, Special Permits, Appeals, Graphics Plans and certain Miscellaneous Graphics, as provided by the Columbus Graphics Code, Title 33, Article 15 of the City Codes.

SPECIAL NOTE TO APPLICANT: YOU OR YOUR REPRESENTATIVE MUST ATTEND THIS MEETING. It is the rule of the Commission to withdraw an application when a representative is not present.

SIGN LANGUAGE INTERPRETER: A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Building and Development Services Section is made aware of this need and given a reasonable notice of at least four (4) hours prior to the scheduled meeting time. To schedule an interpreter, please call 614-645-6373 or TDD 614-645-3293.

THE FOLLOWING CASES WILL BE HEARD BEGINNING AT 4:15 P.M.:

1. 02320-00040
3535 OLENTANGY RIVER ROAD
None

To Appeal Zoning Code Violation Order No. 02470-05937 issued on 10/28/2002 for:

1. 3375.22, Ornamental Banners

Code Enforcement Officer: Rob McNeal

Code Enforcement Officer Phone: 645-7910

Appellant: OhioHealth Corporation, 3555 olentangy River Road, Columbus, Ohio 43214

Owner: same as appellant

Attorney/Agent: Elizabeth M. Kelly c/o Kephart & Fisher, LLP, 41 S. High Street, #2495, Columbus, Ohio 43215

-
2. **ODS No.: 02320-00041**
Location: 3535 OLENTANGY RIVER ROAD, 43214, located at the northwest corner of West North Broadway St. and Olentangy River Rd.
Area Comm./Civic: None
Existing Zoning: C-3, Commercial
Request: Graphics Plan
3375.12, Graphics requiring graphics commission approval.
To permit the use of light poles for the purpose of displaying public health information on banners. Also, to display corporate banner(s) with words printed thereon.
Proposed Use: To use light poles as flag poles for displaying banners and to allow the display of corporate banner(s) with words printed thereon.
Applicant: Ohio Health Corporation, 3535 Olentangy River Rd., Columbus, Ohio 43214
Property Owner: Same as applicant.
Attorney/Agent: Elizabeth M. Kelly; c/o Kephart & Fisher, L.L.P., 41 S. High St.; Suite 2495, Columbus, Ohio 43215

 3. **ODS No.: 02320-00043**
Location: 2441 STELZER ROAD, 43219, located at the southwest corner of Lifestyle Blvd. & Stelzer Rd.
Area Comm./Civic: Northeast Area Commission
Existing Zoning: C.P.D., Commercial District
Request: Special Permit
3378.01, General provisions.
To permit the installation of a permanent, off-premises sign.
Proposed Use: To erect a 36 sq. ft., 7 ft. tall, non-illuminated, ground sign to Identify an apartment complex.
Applicant: Triangle Real Estate Services, Inc., 470 Olde Worthington Rd., Westerville, Ohio 43082
Property Owner: Synergy Capital Company, Ltd., 37 W. Broad St., Columbus, Ohio 43215
Attorney/Agent: David L. Hodge; c/o Smith & Hale, 37 W. Broad St., Columbus, Ohio 43215

The names and addresses of the adjacent property owners hereby notified were furnished by the applicant. You are not obligated to **attend** this meeting; however, you must be **notified** in accordance with law so that you can express your approval or disapproval of the variance or special permit, if you care to do so.

(02/08/03; 02/15/03)

**PUBLIC HEARING
DEVELOPMENT COMMISSION POLICY MEETING
FEBRUARY 27, 2003**

The Development Commission of the city of Columbus will hold its monthly Policy Meeting on Thursday, February 27, 2003, beginning at 6:15 p.m. in the Community Training Center at 109 North Front Street, Columbus, Ohio 43215, for:

PRESENTATION, DISCUSSION AND APPROVAL:

- ADULT ORIENTED BUSINESS ZONING ORDINANCE
- ZONING APPLICATION TIME LIMITS

Please contact Paul Freedman, Code Development, Building Services Division, 645-0704 for additional information on the above code

changes

Important: please call Boni Lautenschuetz at 645-8036 on the day of the meeting to confirm that the item(s) of interest to you will be heard.

A sign language interpreter to sign this meeting will be made available for anyone with a need for this service, provided the Department of Development is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call the Mayor's Action Center and leave a message on the TDD line 645-6407.

THE PUBLIC IS INVITED TO ATTEND

Mark Barbash, Director, Department of Development
(02/15/03; 02/22/03)

PUBLIC HEARING
BY COLUMBUS CITY COUNCIL

The following Rezoning/Variance Ordinances will be heard by City Council on **Monday, February 24, 2003** at approximately 6:30 p.m. in Council Chambers, Second Floor, City Hall, 90 West Broad Street, Columbus, Ohio 43215.

- 0210-03** To rezone **2832 SUNBURY ROAD (43219)**, being 2.10± acres located on the east side of
Z02-072 Sunbury Road, 240± feet north of Agler Road, From: AR-3, Apartment Residential District, and SR, Suburban Residential District, To: R-2, Residential District.
- 0211-03** To rezone **955 EAST DUBLIN-GRANVILLE ROAD (43229)**, being 1.02± acres located at the
Z02-076 southwest corner of East Dublin-Granville Road and North Meadows Boulevard, From: C-4, Commercial District, To: CPD, Commercial Planned Development District.
- 0212-03** To rezone **2200 JOYCE AVENUE (43219)**, being 8.18± acres located on the east side of Joyce
Z02-090 Avenue, 280± feet south of Hudson Street, From: C-4, Commercial and R-2, Residential Districts, To: L-AR-12, Limited Apartment Residential District.
- 0213-03** To rezone **1175 NOE BIXBY ROAD (43213)**, being 8.25± acres located on the west side of Noe
Z02-092 Bixby Road, 430± feet north of East Main Street, From: RRR, Restricted Rural Residential and C-4, Commercial District, To: CPD, Commercial Planned Development District.
- 0214-03** To rezone **6075 EMERALD PARKWAY (43016)**, being 1.37± acres located on the west side of
Z02-080 Emerald Parkway, 252± feet north of Tuttle Crossing Boulevard, From: L-C-4, Limited Commercial District, To: L-C-4, Limited Commercial District.
- 0215-03** To rezone **6861 CLEVELAND AVENUE (43081)**, being 0.63± acres located on the northwest
Z02-082 corner of Cleveland Avenue and Schrock Road, From: C-5, Commercial District, To: CPD, Commercial Planned Development District.
- 0219-03** To rezone **6822 SAWMILL ROAD (43235)**, being 1.57± acres located on the east side of
Z02-068 Sawmill Road, 292± feet north of Snouffer Road, From: CPD, Commercial Planned Development District, To: L-C-4, Limited Commercial District.
- 0216-03** To rezone **4066 MORSE ROAD (43230)**, being 0.72± acres located on the south side of Service
Z02-096 Road 7A, 470± feet north of Morse Road, 200± feet west of I-270, From: M-2, Manufacturing District, To: C-4, Commercial District
(02/15/03; 02/22/03)

AGENDA
BOARD OF ZONING ADJUSTMENT
CITY OF COLUMBUS, OHIO
FEBRUARY 25, 2003

The Columbus Board of Zoning Adjustment will hold a public hearing on the following applications on **TUESDAY, FEBRUARY 25, 2003** at **6:00 P.M.** in the First Floor Hearing Room of the Building Services Division, 757 Carolyn Avenue.

The Board of Zoning Adjustment hears requests for Special Permits, Appeals and Variances to the requirements of the Columbus Zoning Code, Title 33, of the Columbus City Codes. The Board does not hear applications to amend the Official Zoning Map. Specific case information may be obtained by contacting the Building Services Division, 757 Carolyn Avenue, 645-7314.

SPECIAL NOTE TO THE APPLICANT: It is important that you or your representative be present at the public hearing. It is the rule of the Board to dismiss an application when a representative is not present.

SIGN LANGUAGE INTERPRETER: An interpreter to "Sign" this meeting will be made available for anyone with a need for this service, provided the Building Services Division is made aware of this need and given a reasonable notice of at least four (4) hours prior to the scheduled meeting time. To schedule an interpreter, please contact the City of Columbus, Human Resources Department at 645-6373 or TDD 645-3293.

THE FOLLOWING CASES WILL BE HEARD BEGINNING AT 6:00 P.M.:

1. **ODS No.:** 02310-00095
Location: 2591 JOHNSTOWN ROAD (43219), located on the west side of Cassidy Ave., 283.44 ft. south of Johnstown Rd.
Area Comm./Civic: None
Existing Zoning: L-M, Limited Manufacturing District
Request: Variance(s) to Section(s):
1. 3363.41, Storage.

- To reduce the required setback for storage from a residential zoning district from 100 ft. to 25 ft. (75 ft.) along the west property line.
- Proposal:** To permit storage of materials within 100 ft. of a residential zoning district along the west property line.
Applicant(s): William F. Newman; c/o Sando Treonze and Pasquale Giammarco
600 S. High St.
Columbus, Ohio 43215
- Property Owner(s):** Sando Treonze and Pasquale Giammarco
2849 Switzer Ave.
Columbus, Ohio 43219
- Case Planner:** Dave Reiss, 645-7973
2. **ODS No.:** 02310-00096
Location: 1029 BRYDEN ROAD (43205), located on the south side of Bryden Road between South 21st and 22nd Streets.
Area Comm./Civic: Historic Resources Commission and Near East Area Commission
Existing Zoning: R-3, Residential District
Request: Variance(s) to Section(s):
1. 3332.26, Minimum side yard permitted
To reduce the minimum side yard from 3 feet to 1 foot along the east side of a proposed garage.
2. 3332.38, Private garage
To increase the lot area devoted to private garage from 720 square feet to 1,104 square feet.
- Proposal:** To construct a 528 sq. ft. two-car detached garage in addition to an existing 576 sq. ft. carriage house.
Applicant(s): David L. & Marianne Kolbe
1029 Bryden Rd.
Columbus, OH 43205
- Property Owner(s):** Applicants
Case Planner: Denise Powers, 645-1788
3. **ODS No.:** 02310-00098
Location: 1760-1790 EAST DUBLIN-GRANVILLE ROAD (43229), located at the northwest corner of Sharon Woods Blvd. & E. Dublin-Granville Rd.
Area Comm./Civic: Northland Community Council
Existing Zoning: C-4, Commercial District
Request: Variance(s) to Section(s):
1. 3342.28, Minimum number of parking spaces required.
To reduce the minimum number of parking spaces from 24 to 0.
- Proposal:** To expand an existing restaurant use into retail floorspace.
Applicant(s): Howard S. Adams
8445 Gullane Ct.
Dublin, Ohio 43017
- Property Owner(s):** Applicant
Case Planner: Dave Reiss, 645-7973
4. **ODS No.:** 02310-00100
Location: 6402 WINCHESTER PIKE (43110), located at the northwest corner of Winchester Pk. & Gender Rd.
Area Comm./Civic: Southeast Community Coalition
Existing Zoning: L-AR-12, Limited Apartment Residential District
Request: Variance(s) to Section(s):
1. 3333.17, Building lines; definitions.
To reduce the minimum setback from 50 ft. to 6 ft. (44 ft.) for a brick wall to display a ground sign.
- Proposal:** To construct a brick wall for a ground sign.
Applicant(s): Casto Winchester Land, Ltd.; c/o Jeffrey L. Brown
37 W. Broad St., Suite 725
Columbus, Ohio 43215
- Property Owner(s):** Casto Winchester Land, Ltd.
209 E. State St.
Columbus, Ohio 43215
- Case Planner:** Dave Reiss, 645-7973
5. **ODS No.:** 02310-00101
Location: 898 CANIFF ROAD (43221), located on the north side of Caniff Road, 70± feet west of Caniff Court.
Area Comm./Civic: None
Existing Zoning: SR, Suburban Residential District
Request: Variance(s) to Section(s):
1. 3332.25, Maximum side yards required
To reduce the sum of the widths of each side yard from 20% of the width of the lot, or 13 feet, to 16% of the width of the lot, or 10± feet.
2. 3332.26, Minimum side yard permitted
To reduce the minimum side yard from 5 feet to 3 feet along the east side.
- Proposal:** To allow a one-car addition to a one-car attached garage.
Applicant(s): Diana L. Kenney c/o Studio 501 Architects, Daniel Bossenbroek
2781 Olentangy River Rd.
Columbus, OH 43202
- Property Owner(s):** Applicant

- Case Planner:** Denise Powers, 645-1788
- 6. ODS No.:** **02310-00102**
Location: **1694 NORTH HIGH STREET (43201)**, located at the northeast corner of E. 12th Ave. & High St.
Area Comm./Civic: University Area Commission
Existing Zoning: C-4, Commercial District
Request: Variance(s) to Section(s):
 1. 3342.28, Minimum number of parking spaces required.
 To reduce the minimum number of parking spaces from 11 to 0.
Proposal: To construct a connector building between 1694 N. High St. and 12-22 E. 12th Ave.
Applicant(s): Comet Group, Ltd.; c/o Donald Plank; Shuler, Plank & Brahm
 145 E. Rich St.
 Columbus, Ohio 43215
Property Owner(s): Same as applicant
Case Planner: Dave Reiss, 645-7973
- 7. ODS No.:** **02310-00104**
Location: **3364 BEULAH ROAD (43224)**, located on the east side of Beulah Road, 160± feet north of Oakland Park.
Area Comm./Civic: North Linden Area Commission
Existing Zoning: R-3, Residential District
Request: Variance(s) to Section(s):
 1. 3332.21, Building lines
 To reduce the platted building line from 20 feet to not less than 14 feet along Beulah Road.
Proposal: To enclose a 12 ft. X 12 ft. screened front porch with windows.
Applicant(s): Ohio Energy Contractors c/o Madison & Serrott, LLP
 502 S. 3rd St.
 Columbus, OH 43215
Property Owner(s): Raymond Scott
 3364 Beulah Rd.
 Columbus, OH 43224
Case Planner: Denise Powers, 645-1788
- 8. ODS No.:** **02310-00103**
Location: **754 NEIL AVENUE (43215)**, located on the east side of Neil Avenue, 150± feet north of Collins Avenue.
Area Comm./Civic: Victorian Village Commission
Existing Zoning: R-4, Residential District
Request: Variance(s) to Section(s):
 1. 3332.25, Maximum side yards required
 To reduce the sum of the widths of each side yard from 20% of the width of the lot, or 10 feet, to 6% of the width of the lot, or 3 feet.
 2. 3332.26, Minimum side yard permitted
 To reduce the minimum side yard from 5 feet to 3 feet along the south side property line for a front porch addition. Also, to reduce the minimum side yard from 5 feet to 6 inches along the north side property line for a rear veranda addition topped with a 7± foot tall ornamental metal arbor.
Proposal: To construct front porch and rear veranda additions.
Applicant(s): Deborah C. & John F. Edsall
 754 Neil Av.
 Columbus, OH 43215
Property Owner(s): Applicants
Case Planner: Denise Powers, 645-1788

HOLDOVER CASES:

- 9. ODS No.:** **02310-00086**
Location: **526-534 EAST FOREST STREET (43206)**, located on the north side of East Forest Street, 160± feet west of Parsons Avenue.
Area Comm./Civic: Council of Southside Organizations and Schumacher Place Civic Association
Existing Zoning: R-2F, Residential District
Request: Special Permit and Variance(s) to Section(s):
 1. 3307.06, Special Permits
 To expand a nonconforming use.
 2. 3332.18, Basis of computing area
 To increase the lot area allowed to be covered by a building from 50% of the lot area to not more than 54%.
 3. 3332.26, Minimum side yard permitted
 To reduce the minimum side yard from 5 feet to 1 foot along the west side of the building.
 4. 3332.27, Rear yard
 To reduce the rear yard from 25% of the total lot area to 17%.
Proposal: To expand a nonconforming use by the construction of a laundry room and five-car garage. Also to install a combination wrought iron/white vinyl privacy fence with brick piers along the perimeter of the lot and to allow five (5) air conditioning units that have been installed in required yard areas.
Applicant(s): Clark Mayo, CMC Builders
 906 N. 3 B's & K Rd.

Property Owner(s): Michael J. Ferris
 Sunbury, OH 43074
 533 S. 3rd St.
 Columbus, OH 43215

Case Planner: Denise Powers, 645-1788

10. ODS No.: 02310-00085
Location: 1634 WEST 3RD AVENUE (43212), located on the north side of West 3rd Avenue, 50± feet west of North Star Avenue.

Area Comm./Civic: None
Existing Zoning: AR-1, Apartment Residential District
Request: Variance(s) to Section(s):

1. 3333.22, Maximum side yard required
 To reduce the sum of the widths of each side yard from 20% of the width of the lot, or 10 feet, to 12%± of the width of the lot, or 6± feet.
2. 3333.23, Minimum side yard permitted
 To reduce the minimum side yard from 5 feet to 3 feet.
3. 3333.24, Rear yard
 To reduce the rear yard from 25% of the total lot area to not less than 18%.
4. 3342.19, Parking space
 To reduce the width of six (6) parking spaces from 9 feet to 8 feet.

Proposal: To raze an existing two-story two-family dwelling and redevelop the site with a 2-1/2 story three-family dwelling.
Applicant(s): Aaron Saez
 3270 Kioka Av.
 Upper Arlington, OH 43221

Property Owner(s): Clonan Inc.
 3021 International Dr.
 Columbus, OH 43228

Case Planner: Denise Powers, 645-1788

RULES DISCUSSION NOTICE:

The Board of Zoning Adjustment will discuss a proposed update of its rules at this meeting, following the regularly scheduled items listed on the agenda. Discussion and a possible vote to adopt any modifications or new rules will occur.
 (02/15/03; 02/22/03)

PLACEMENT OF TRAFFIC CONTROL DEVICES AS RECOMMENDED BY THE TRANSPORTATION DIVISION

Whereas, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that certain traffic control devices must be authorized immediately in order to preserve the public health, peace, property, and safety; now, therefore,

Under the power vested in me by Chapters 2105 and 2155 of the Traffic Code of Columbus, Ohio, I hereby determine that based on studies conducted by and recommendations made by the Transportation Division, that the following traffic regulations are necessary and I hereby authorize on the effective date of this order, or as soon thereafter as practical, the installation and/or removal of appropriate traffic control devices as follows:

SECTION 2105.08 STOP AND YIELD INTERSECTIONS

Stop signs shall be installed at intersections as follows:

FRANCES PL shall stop for SIXTH AV
 FRANCES PL shall stop for SEVENTH

Yield signs shall be removed from intersections as follows:

FRANCES PL shall no longer yield to SIXTH AV
 FRANCES PL shall no longer yield to SEVENTH AV

PARKING REGULATIONS

The parking regulations on the 704 foot long block face along the E side of FRONT ST from FRANKFORT ST extending to SYCAMORE ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--------------------------------------|
| 0 - 31 | 2105.17 | NO STOPPING ANYTIME |
| 31 - 300 | | (STATUTORY RESTRICTIONS APPLY) |
| 300 - 400 | 2105.17 | NO STOPPING ANYTIME |
| 400 - 570 | 2105.17 | ONE HOUR PARKING 8AM - 6PM MON - SAT |
| 570 - 704 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 704 foot long block face along the E side of HAGUE AV SERVICE RD from TERMINUS extending to HAGUE AV shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--------------------------------|
| 0 - 162 | 2105.17 | NO STOPPING ANYTIME |
| 162 - 704 | | (STATUTORY RESTRICTIONS APPLY) |

The parking regulations on the 1108 foot long block face along the S side of MAIN ST from GRANT AV extending to WASHINGTON AV shall be

| Range | Code |
|-------|------|
|-------|------|

| in feet | Section | Regulation |
|------------|---------|--------------------------------|
| 0 - 145 | 2105.17 | NO STOPPING ANYTIME |
| 145 - 192 | 2105.14 | BUS STOP ONLY |
| 192 - 278 | 2105.17 | NO STOPPING ANYTIME |
| 278 - 348 | 2105.17 | NO STOPPING 3AM - 7AM WEEKDAYS |
| 348 - 391 | 2105.17 | NO STOPPING ANYTIME |
| 391 - 460 | 2105.17 | NO STOPPING 3AM - 7AM WEEKDAYS |
| 460 - 500 | 2105.17 | NO STOPPING ANYTIME |
| 500 - 547 | 2105.17 | NO STOPPING 3AM - 7AM WEEKDAYS |
| 547 - 632 | 2105.17 | NO STOPPING ANYTIME |
| 632 - 721 | 2105.17 | NO STOPPING 3AM - 7AM WEEKDAYS |
| 721 - 767 | 2105.17 | NO STOPPING ANYTIME |
| 767 - 806 | 2105.17 | NO STOPPING 3AM - 7AM WEEKDAYS |
| 806 - 855 | 2105.17 | NO STOPPING ANYTIME |
| 855 - 902 | 2105.17 | NO STOPPING 3AM - 7AM WEEKDAYS |
| 902 - 977 | 2105.17 | NO STOPPING ANYTIME |
| 977 - 1108 | 2105.14 | BUS STOP ONLY |

The parking regulations on the 1110 foot long block face along the N side of MAIN ST from GRANT AV extending to WASHINGTON AV shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|--------------------------------|
| 0 - 258 | 2105.14 | BUS STOP ONLY |
| 258 - 477 | 2105.17 | NO STOPPING ANYTIME |
| 477 - 674 | 2105.17 | NO STOPPING 3AM - 7AM WEEKDAYS |
| 674 - 709 | 2105.17 | NO STOPPING ANYTIME |
| 709 - 918 | 2105.17 | NO STOPPING 3AM - 7AM WEEKDAYS |
| 918 - 953 | 2105.17 | NO STOPPING ANYTIME |
| 953 - 1069 | 2105.17 | NO STOPPING 3AM - 7AM WEEKDAYS |
| 1069 - 1110 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 227 foot long block face along the E side of MARCONI BLVD from SPRING ST extending to HICKORY ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 74 | 2105.17 | NO STOPPING ANYTIME |
| 74 - 137 | 2155.03 | 2 HR PARKING METERS 8AM - 6PM EXCEPT SUNDAYS AND HOLIDAYS |
| 137 - 227 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 227 foot long block face along the W side of MARCONI BLVD from SPRING ST extending to HICKORY ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---------------------|
| 0 - 227 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 445 foot long block face along the W side of MARCONI BLVD from LONG ST extending to SPRING ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 345 | 2105.17 | NO STOPPING ANYTIME |
| 345 - 413 | 2105.17 | NO STOPPING 3AM - 7AM WEEKDAYS |
| 345 - 370 | 2155.04 | 1 HR PARKING METER HCP ONLY 8AM - 6PM EXCEPT SUN AND HOLIDAYS |
| 370 - 413 | 2155.03 | 1 HR PARKING METERS 8AM - 6PM EXCEPT SUNDAYS AND HOLIDAYS |
| 413 - 445 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 962 foot long block face along the W side of MARCONI BLVD from BROAD ST extending to LONG ST shall be

| Range in feet | Code Section | Regulation |
|---------------|--------------|---|
| 0 - 169 | 2105.17 | NO STOPPING ANYTIME |
| 169 - 390 | 2105.17 | NO STOPPING 3AM - 7AM WEEKDAYS |
| 169 - 213 | 2155.04 | 1 HR PARKING METER HCP ONLY 8AM - 6PM EXCEPT SUN AND HOLIDAYS |
| 213 - 390 | 2155.03 | 1 HR PARKING METERS 8AM - 6PM EXCEPT SUNDAYS AND HOLIDAYS |
| 390 - 512 | 2105.14 | BUS STOP ONLY |
| 512 - 962 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 714 foot long block face along the S side of NORWICH AV from TUTTLE PARK PL extending to NEIL AV shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|--|
| 0 - 44 | 2105.17 | NO STOPPING ANYTIME |
| 44 - 266 | 2105.21 | NO PARKING 6AM - 6PM WEEKDAYS EXCEPT CITY PERMIT H |
| 266 - 286 | 2105.17 | NO STOPPING ANYTIME |
| 286 - 302 | | (NAMELESS ALLEY) |
| 302 - 323 | 2105.17 | NO STOPPING ANYTIME |
| 323 - 511 | 2105.21 | NO PARKING 6AM - 6PM WEEKDAYS EXCEPT CITY PERMIT H |
| 511 - 539 | 2105.17 | NO STOPPING ANYTIME |
| 539 - 553 | | (NAMELESS ALLEY) |
| 553 - 714 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 444 foot long block face along the E side of SIXTH ST from GAY ST extending to LONG ST shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|--|
| 0 - 39 | 2105.17 | NO STOPPING ANYTIME |
| 39 - 104 | 2155.03 | 12 HR PARKING METERS 6AM - 6PM EXCEPT SUNDAYS AND HOLIDAYS |
| 104 - 156 | 2105.17 | NO STOPPING ANYTIME |
| 156 - 266 | 2155.03 | 12 HR PARKING METERS 6AM - 6PM EXCEPT SUNDAYS AND HOLIDAYS |
| 266 - 328 | 2105.17 | NO STOPPING ANYTIME |
| 328 - 414 | 2155.03 | 12 HR PARKING METERS 6AM - 6PM EXCEPT SUNDAYS AND HOLIDAYS |
| 414 - 444 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 161 foot long block face along the S side of SPRING ST from YOUNG ST extending to FIFTH ST shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|---------------------|
| 0 - 161 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 168 foot long block face along the S side of SPRING ST from FOURTH ST extending to YOUNG ST shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|---------------------|
| 0 - 168 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 210 foot long block face along the N side of SPRING ST from THIRD ST extending to LAZELLE ST shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|---|
| 0 - 17 | 2105.17 | NO STOPPING ANYTIME |
| 17 - 145 | 2105.14 | BUS STOP ONLY |
| 145 - 188 | 2155.03 | 1 HR PARKING METERS 9AM - 4PM EXCEPT SUNDAYS AND HOLIDAYS |
| 145 - 188 | 2105.17 | NO STOPPING 3AM - 9AM 4PM - 6PM WEEKDAYS |
| 188 - 210 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 317 foot long block face along the N side of SPRING ST from NEILSTON ST extending to SIXTH ST shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|---|
| 0 - 161 | 2105.17 | NO STOPPING ANYTIME |
| 161 - 289 | 2105.17 | NO STOPPING 3AM - 9AM 4PM - 6PM WEEKDAYS |
| 161 - 289 | 2155.03 | 6 HR PARKING METERS 9AM - 4PM EXCEPT SUNDAYS AND HOLIDAYS |
| 289 - 317 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 319 foot long block face along the N side of SPRING ST from SIXTH ST extending to GRANT AV shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|---|
| 0 - 56 | 2105.17 | NO STOPPING ANYTIME |
| 56 - 148 | 2105.17 | NO STOPPING 3AM - 9AM 4PM - 6PM WEEKDAYS |
| 56 - 148 | 2155.03 | 6 HR PARKING METERS 9AM - 4PM EXCEPT SUNDAYS AND HOLIDAYS |
| 148 - 319 | 2105.14 | BUS STOP ONLY |

The parking regulations on the 320 foot long block face along the S side of SPRING ST from SIXTH ST extending to GRANT AV shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|---------------------|
| 0 - 153 | 2105.17 | NO STOPPING ANYTIME |
| 153 - 169 | | (NAMELESS ALLEY) |
| 169 - 320 | 2105.17 | NO STOPPING ANYTIME |

The parking regulations on the 343 foot long block face along the N side of SPRING ST from FIFTH ST extending to NEILSTON ST shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|---|
| 0 - 87 | 2105.17 | NO STOPPING ANYTIME |
| 87 - 254 | 2105.17 | NO STOPPING 3AM - 9AM 4PM - 6PM WEEKDAYS |
| 87 - 254 | 2155.03 | 6 HR PARKING METERS 9AM - 4PM EXCEPT SUNDAYS AND HOLIDAYS |
| 254 - 343 | 2105.14 | BUS STOP ONLY |

The parking regulations on the 356 foot long block face along the N side of SPRING ST from FOURTH ST extending to FIFTH ST shall be

| Range in feet | Code Section | Regulation |
|------------------|-----------------|---------------------|
| 0 - 208 | 2105.17 | NO STOPPING ANYTIME |
| 208 - 225 | | (NAMELESS ALLEY) |
| 225 - 236 | 2105.17 | NO STOPPING ANYTIME |
| 236 - 356 | 2105.14 | BUS STOP ONLY |

Any existing traffic restrictions, prohibitions or traffic control devices which conflict with these orders shall be declared null and void and shall be removed.

BY ORDER OF: LINDA K. PAGE, DIRECTOR
(02/15/03)

**TABLE OF CHANGES IN YOUR 1959
COLUMBUS CITY CODE**

| Code | Ordinance | 2002 | Page | Subject |
|---|------------------|-------------|-------------|---|
| To establish new chapter 1934 of the Columbus City Codes | 1183-02 | 30 | 1584 | To establish new chapter 1934 of the Columbus City Codes, 1959, thereby establishing the authority to assess and collect an emergency medical services reimbursement fee. |
| To repeal ordinance 1128-02 | 1335-02 | 31 | 1686 | To repeal ordinance 1128-02 in order to correct a numbering conflict in Chapter 3372 and to supplement the Columbus City Codes, 1959, by the enactment of new sections in Chapter 3372, Planning Overlay, in order to create the "High Street: North of Morse Road Planning Overlay" for that portion of the High Street corridor from Morse Road-Rathbone Avenue to the city of Worthington corporate line; and to declare an emergency. |
| To enact new Chapter 373 | 0754-02 | 31 | 1689 | To enact new Chapter 373 of the Columbus City Codes, 1959, to provide for an excise tax upon the short-term rental of passenger vehicles and to provide for administration and collection of the tax by the City Auditor. |
| To repeal existing Chapters 3101 and 3103 | 1368-02 | 38 | 1768 | To repeal existing Chapters 3101 and 3103 of the Columbus City Code, 1959, and to reorganize existing code language and create new Chapters 3101, 3103, and 3105 in Title 31, "Planning and Platting," to better organize and update the enabling sections of the Planning and Platting Code to be similar to other development related titles and construction, thereby paralleling the Zoning and Building Codes. |
| To supplement and amend various sections | 1415-02 | 39 | 1801 | To supplement and amend various sections in Title 13, "Refuse Collection Code", in order to allow for the streamlining of code enforcement through the centralization of enforcement staff in the Department of Development while still allowing for the regulation of refuse collection by the Department of Public Service. |
| To amend Chapter 1105 | 1447-02 | 39 | 1807 | To amend Chapter 1105 of the Columbus City Codes, 1959, to modify the current method of assessing front footage fees for tapping into City of Columbus water lines. |
| To amend Chapters 1105 and 1147 | 1448-02 | 39 | 1808 | To amend Chapters 1105 and 1147 of the Columbus City Codes, 1959 to eliminate unnecessary language regarding the grace period and penalty assessment dates of water and sewer bills. |
| To correct an inadvertent omission in Chapter 3372 | 1463-02 | 40 | 1844 | To correct an inadvertent omission in Chapter 3372 (Urban Commercial Overlay) of the Columbus City Codes through a minor amendment to Section 3372.611 (Design Standards). |
| To amend the Columbus City Codes | 1534-02 | 44 | 2017 | To amend the Columbus City Codes, 1959, by the enactment of new sections in Chapter 3380, Standards For Areas of Special Graphics Control, in order to create the "Morse Road Special Graphics Control Area" for that portion of the Morse Road corridor from Interstate 71 to the centerline of Sunbury Road (map attached), and to repeal existing Sections 3380.101 and 3380.103. |
| To supplement the Columbus City Codes | 1535-02 | 44 | 2019 | To supplement the Columbus City Codes, 1959, by the enactment of new sections in Chapter 3372, Planning Overlay, in order to create the "Morse Road Planning Overlay" for that portion of the Morse Road corridor from Interstate 71 to the centerline of Sunbury Road (map attached). |
| To amend the Columbus City Codes | 1715-02 | 48 | 2278 | To amend the Columbus City Codes, 1959, as it relates to 2003 water rates for customers of the Division of Water. |
| To amend Chapter 1149 of the Columbus City Codes | 1716-02 | 48 | 2281 | To amend Chapter 1149 of the Columbus City Codes 1959, to enact new Stormwater fees effective January 1, 2003, and to repeal the existing Section being amended. |
| To amend Chapter 1147 | 1717-02 | 48 | 2281 | To amend Chapter 1147, Section 1147.11 of the Columbus City Codes 1959, to enact new sanitary sewer service rates for the year beginning January 1, 2003, and to repeal the existing Section being amended. |
| To authorize an amendment | 1718-02 | 48 | 2284 | To authorize an amendment to Columbus City Codes, 1959, Title 21, Chapter 2133.03. |
| To supplement the Columbus City Codes | 1877-02 | 51 | 2516 | To supplement the Columbus City Codes, 1959, by amending sections of Chapter 3332 by deleting reference to lot area standards from the use sections in this chapter; and by making general language, grammatical and organizational changes; and to adjust definitions in Chapter 3303 to clarify the delegations of zoning powers. |
| To repeal and enact various sections of the Columbus City Codes | 1878-02 | 51 | 2526 | To repeal and enact various sections of the Columbus City Codes, 1959, in order change the name and scope of the Columbus traffic and transportation commission to the Columbus Transportation and Pedestrian Commission. |
| To enact Chapter 904 of the Columbus City Code | 1879-02 | 51 | 2527 | To enact Chapter 904 of the Columbus City Code to regulate the limited use or occupation of public sidewalk other real property within public right-of-way. |