

# **Columbus City Bulletin**



**Bulletin 18  
May 4, 2002**



# Proceedings of City Council

Vol. LXXXVII

Saturday, May 4, 2002

NO. 18

**PROCEEDINGS OF CITY COUNCIL REGULAR MEETING NO. 19  
MONDAY, APRIL 29, 2002 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 Boyce, Jennette B. Bradley, President Pro Tem Michael C. Mentel, Maryellen O'Shaughnessy, Richard W. Sensenbrenner, Charleta B. Tavares 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.

**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.

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**THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF MONDAY, APRIL 22, 2002:****New Type: D1**

**To:** Yeess Restaurant Inc  
DBA Roadhouse Wings & Grille  
2177 Hilliard Rome Rd  
Columbus, Ohio 43026

**New Type: D3**

**To:** Skillys Café LTD  
DBA Gourmet Grinder Cafe  
5060 N High St & Patio  
Columbus, Ohio 43214

**New Type: D5A**

**To:** Ohio State University  
DBA: Blackwell  
2110 Tuttle Park Pl  
Columbus, Ohio 43210

**Transfer Type: D1, D2, D3, D6**

**To:** Aramark Food Service Corp'  
Columbus Crew Stadium  
1 Black & Gold Blvd  
Columbus, Ohio 43211  
**From:** Ogden Food Service Corp  
Columbus Crew Stadium  
1 Black & Gold Blvd  
Columbus, Ohio 43211

**Transfer Type: C1, C2, D6**

**To:** R&A Enterprises Inc  
DBA United Foodland  
2218 Summit St  
Columbus, Ohio 43201  
**From:** Mutee Hamayel  
DBA United Foodland  
2218 Summit St  
Columbus, Ohio 43201

**Transfer Type: D1, D2, D3, D6**

**To:** Zapata LLC  
DBA Casa Fiesta Mexican Restaurant  
901 E Dublin Granville Rd  
Columbus, Ohio 43229  
**From:** Corona Inc  
901 E. Dublin Granville Rd  
Columbus, Ohio 43229

## ORDINANCES

### **ORD. NO. 0550-02**

To rezone 4501 EBRIGHT ROAD (43110), being 376.16± acres located north of US Route 33 and Bixby Road, east of Ebright Road and Blacklick Creek and south of Winchester Pike and Bachman Road, From: R, Rural District, To: L-C-4, Limited Commercial, L-ARO, Limited Apartment Residential-Office, TC, Town Center, NC, Neighborhood Center, NG, Neighborhood General and NE, Neighborhood Edge Districts.

WHEREAS, application #Z01-061 is on file with the Building Services Division of the Department of Development requesting rezoning of 376.16± acres from R, Rural District, to L-C-4, Limited Commercial, L-ARO, Limited Apartment Residential-Office, TC, Town Center, NC, Neighborhood Center, NG, Neighborhood General and NE, Neighborhood Edge District; and

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

WHEREAS, the City Departments recommend Disapproval of said zoning change because the applicant requests the L-AR-0, L-C-4, TC, NC, NG and NE zoning districts to develop mixed commercial and residential uses. The City Departments support requested L-ARO rezoning west of Ebright Road at 3.0 units per acre and the proposed location for L-C-4 development that is based on construction of a new U.S. 33 interchange at Bixby Road. The proposed traditional neighborhood development meets the requirements of the TND Article as it pertains to rezoning applications. NG, Neighborhood General District zoning east of Bixby Road is supportable within the overall design of this Traditional Neighborhood Development rezoning application that incorporates all of the zoning districts included in the TND Article. However, this application is incomplete because the applicant and City of Columbus Transportation Division have not reached agreement on traffic design commitments for Winchester Pike and Bixby Roads, 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:

4501 EBRIGHT ROAD (43110), being 376.16± acres located north of US Route 33 and Bixby Road, east of Ebright Road and Blacklick Creek and south of Winchester Pike and Bachman Road, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, Township of Madison, Section 10 and 15,

Township 11, Range 21, Congress Lands containing 87.7 acres of land, more or less, said 87.7 acres being more particularly bounded and described as follows:

Beginning, for reference, at a point marking the intersection of the easterly right-of-way of Ebright Road with the northerly right-of-way of U.S. Route 33;

Thence from said reference point of beginning, North 02° 37' 36" East, a distance of 429.70 feet to the true point of beginning;

Thence from said true point of beginning, North 02° 37' 36" East, a distance of 1314.48 feet to a point;

Thence South 86° 43' 36" East, a distance of 995.40 feet to a point;

Thence North 03° 39' 07" East, a distance of 788.39 feet to a point;

Thence North 87° 08' 38" West, a distance of 1009.45 feet to a point;

Thence North 02° 37' 10" East, a distance of 457.50 feet to a point;

Thence South 87° 08' 38" East, a distance of 280.06 feet to a point;

Thence North 02° 37' 36" East, a distance of 231.00 feet to a point;

Thence South 87° 08' 38" East, a distance of 309.69 feet to a point;

Thence South 02° 51' 22" West, a distance of 231.00 feet to a point;

Thence South 87° 08' 38" East, a distance of 749.90 feet to a point;

Thence South 03° 49' 36" West, a distance of 1312.54 feet to a point;

Thence North 86° 20' 53" West, a distance of 27.00 feet to a point;

Thence southerly, with the arc of a curve to the right having a radius of 604.85 feet, a central angle of 13° 55' 32" and a chord that bears South 11° 31' 31" West, a chord distance of 146.64 feet to a point;

Thence South 87° 49' 30" East, a distance of 981.32 feet to a point;

Thence southwesterly, with the arc of a curve to the right having a radius of 604.33 feet, a central angle of 43° 14' 56" and a chord that bears South 21° 11' 58" West, a chord distance of 445.42 feet to a point;

Thence South 42- 53- 09" West, a distance of 1338.27 feet to a point;

Thence southwesterly, with the arc of a curve to the right having a radius of 300.00 feet, a central angle of 51° 27' 01" and a chord that bears South 68° 36' 40" West, a chord distance of 260.43 feet to a point;

Thence North 85° 39' 50" West, a distance of 582.90 feet to a point;

Thence northwesterly, with the arc of a curve to the right having a radius of 150.00 feet, a central angle of 88° 17' 26" and a chord that bears North 41° 31' 07" West, a chord distance of 208.94 feet to a point;

Thence North 02° 37' 36" East, a distance of 283.41 feet to a point;

Thence North 87° 22' 24" West, a distance of 270.00 feet to the true point of beginning and containing 87.7 acres of land, more or less.

To Rezone From: R, Rural District,

To: NG, Neighborhood General District.

Situated in the State of Ohio, County of Franklin, Township of Madison, Section 15, Township 11, Range 21, Congress Lands and containing 9.4 acres of land, more or less, said 9.4 acres being more particularly bounded and described as follows:

Beginning, for reference, at a point of marking the intersection of the easterly right-of-way of Ebright Road with the northerly right-of-way of U.S. Route 33;

Thence from said reference point of beginning, North 02° 37' 36" East, a distance of 1744.18 feet to the true point of beginning;

Thence from said true point of beginning, North 02° 37' 36" East, a distance of 136.01 feet to a point;

Thence South 86° 43' 36" East, a distance of 843.74 feet to a point;

Thence North 03° 45' 35" East, a distance of 442.94 feet to a point;

Thence North 86° 35' 20" West, a distance of 852.52 feet to a point;

Thence North 02° 37' 36" East, a distance of 200.06 feet to a point;

Thence South 87° 08' 38" East, a distance of 1009.45 feet to a point;

Thence South 03° 39' 07" West, a distance of 788.39 feet to a point;

Thence North 86° 43' 36" West, a distance of 995.40 feet to the true point of beginning and containing 9.4 acres of land, more or less.

To Rezone From: R, Rural District,

To: NE, Neighborhood Edge District.

## SUBAREA 3

Situated in the State of Ohio, County of Franklin, City of Columbus, being located in the Southwest Quarter of Section 10, Township 11, Range 21, Congress Lands, being part of that tract of land as conveyed to Marian M. Randall (Et al. 6) by deeds of record in Official Record 29105C12 and 29105C14, all references being to records of the Recorder's Office, Franklin County, Ohio and being more particularly bounded and described as follows:

Beginning, for reference, at Franklin County Geodetic Survey Monument Box Number 1117 in the centerline of Ebright Road at the southeasterly corner of the Southwest Quarter, also the southwesterly corner of the Southeast Quarter of Section 10 and the northwesterly corner of the Northeast Quarter of Section 15, being also the northeasterly corner of that 47.000 acre tract as conveyed to Lazar and Vana Belcheff, Trustees by deed or record in Instrument Number 199809180237324;

Thence North 86° 01' 40" West, a distance of 30.03 feet to a point in the westerly right-of-way line of Ebright Road at the True Point of Beginning for that tract herein intended to be described;

Thence North 86° 01' 40" West, being along the southerly line of Section 10, also being the northerly line of said 47.000 acre tract, a distance of 1960.83 feet to a point in the centerline of Blacklick Creek at the southeasterly corner of that tract of land as conveyed to M Five Limited Partnership by deed of record in Instrument Number 199707310058969;

Thence being along the centerline of said Blacklick Creek, being the easterly line of said M. Five Limited Partnership tract, the following courses (20) and distances:

North 22° 10' 11" East, a distance of 60.82 feet to a point;  
 North 39° 26' 49" West, a distance of 53.28 feet to a point;  
 North 73° 59' 48" West, a distance of 61.41 feet to a point;  
 North 36° 24' 43" West, a distance of 181.90 feet to a point;  
 North 29° 06' 03" East, a distance of 160.29 feet to a point;  
 North 79° 54' 13" East, a distance of 139.34 feet to a point;  
 South 45° 21' 31" East, a distance of 232.43 feet to a point;  
 North 48° 39' 51" East, a distance of 267.24 feet to a point;  
 North 01° 37' 38" West, a distance of 112.48 feet to a point;  
 North 53° 32' 57" East, a distance of 138.90 feet to a point;  
 South 49° 00' 29" East, a distance of 146.78 feet to a point;  
 South 11° 19' 31" East, a distance of 113.80 feet to a point;  
 South 54° 16' 26" East, a distance of 89.89 feet to a point;  
 North 74° 07' 35" East, a distance of 114.04 feet to a point;  
 North 36° 44' 17" East, a distance of 250.41 feet to a point;  
 North 55° 08' 04" East, a distance of 109.96 feet to a point;  
 North 89° 26' 55" East, a distance of 149.91 feet to a point;  
 North 59° 38' 06" East, a distance of 125.28 feet to a point;  
 North 00° 45' 27" West, a distance of 111.60 feet to a point; and,

North 23° 09' 04" West, a distance of 84.65 feet to a point at the southwesterly corner of that 11.885 acre tract conveyed to James K. and Leslie S. Peters by deed of record in Instrument Number 199808130205471;

Thence South 84° 59' 02" East, being along the southerly line of said 11.885 acre tract, a distance of 695.51 feet to a point in the westerly right-of-way line of Ebright Road;

Thence Southwesterly along said right-of-way of Ebright Road, the following courses (3) and distances:

South 09° 21' 02" West, a distance of 59.04 feet to a point;  
 South 06° 09' 52" East, 151.26 feet to a point;  
 South 03° 38' 30" West, a distance of 395.31 feet; and,

Thence South 01° 17' 55" West, a distance of 393.96 feet to the Place of Beginning, containing 32.455 acres of land, more or less.

To Rezone From: R, Rural District,

To: L-ARO, Limited Apartment Residential-Office District.

## SUBAREA 4

Situated in the State of Ohio, County of Franklin, Township of Madison, Section 10, Township 11, Range 21, Congress Lands and containing 35.9 acres of land, more or less, said 35.9 acres being more particularly bounded and described as follows:

Beginning, for reference, at a point marking the intersection of the easterly right-of-way of Ebright Road with the northerly right-of-way of U.S. Route 33;

Thence from said reference point of beginning, North 02° 37' 36" East, a distance of 2982.75 feet to the true point of beginning;

Thence from said true point of beginning, North 02° 10' 26" East, a distance of 832.43 feet to a point;

Thence North 09° 27' 40" East, a distance of 441.91 feet to a point;

Thence North 33° 08' 22" East, a distance of 233.72 feet to a point;

Thence South 58° 05' 32" East, a distance of 328.90 feet to a point;

Thence South 49° 35' 54" East, a distance of 452.19 feet to a point;

Thence South 49° 34' 47" East, a distance of 1193.25 feet to a point;

Thence South 40° 24' 57" West, a distance of 391.61 feet to a point;

Thence North 87° 08' 38" West, a distance of 923.13 feet to a point;

Thence North 02° 51' 22" East, a distance of 231.00 feet to a point;

Thence North 87° 08' 38" West, a distance of 309.69 feet to a point;

Thence South 02° 37' 36" West, a distance of 231.00 feet to a point;

Thence North 87° 08' 38" West, a distance of 280.06 feet to the true point of beginning and containing 35.9 acres of land, more or less.

To Rezone From: R, Rural District,

To: NC, Neighborhood Center District.

## SECTION 5

Situated in the State of Ohio, County of Franklin, Township of Madison, Section 14 and 15, Township 11, Range 21, Congress Lands and containing 48.6 acres of land, more or less, said 48.6 acres being more particularly bounded and described as follows:

Beginning, for reference, at a point marking the intersection of the easterly right-of-way of Ebright Road with the northerly right-of-way of U.S. Route 33;

Thence from said reference point of beginning, North 02° 37' 36" East, a distance of 332.62 feet to a point;

Thence South 87° 22' 24" East, a distance of 1828.50 feet to the true point of beginning;

Thence from said true point of beginning, North 42° 53' 09" East, a distance of 428.10 feet to a point;  
 Thence northeasterly, with the arc of a curve to the right having a radius of 484.02 feet, a central angle of 50° 41' 20" and a chord that bears  
 North 68° 13' 49" East, a chord distance of 414.38 feet to a point;  
 Thence South 86° 25' 31" East, a distance of 20.97 feet to a point;  
 Thence South 03° 34' 39" West, a distance of 519.53 feet to a point;  
 Thence with said curve (Delta = 09° 55' 24", Radius = 200.00 feet), a chord bearing and distance of South 08° 32' 11" West, 34.60 feet;  
 Thence South 86° 25' 31" East, a distance of 146.99 feet to a point;  
 Thence South 03° 34' 29" West, a distance of 24.00 feet to a point;  
 Thence South 86° 44' 47" East, a distance of 131.23 feet to a point;  
 Thence South 03° 15' 13" West, a distance of 27.75 feet to a point;  
 Thence southwesterly, with the arc of a curve to the right having a radius of 308.00 feet, a central angle of 39° 37' 56" and a chord that bears  
 South 23° 04' 11" West, a chord distance of 208.83 feet to a point;  
 Thence South 42° 01' 55" West, a distance of 27.78 feet to a point;  
 Thence South 47° 06' 51" East, a distance of 534.22 feet to a point;  
 Thence North 42° 53' 09" East, a distance of 314.33 feet to a point;  
 Thence northeasterly, with the arc of a curve to the right having a radius of 250.00 feet, a central angle of 50° 22' 04" and a chord that bears  
 North 68° 04' 11" East, a chord distance of 212.76 feet to a point;  
 Thence South 86° 44' 47" East, a distance of 75.09 feet to a point;  
 Thence South 03° 09' 58" West, a distance of 584.87 feet to a point;  
 Thence South 04° 29' 14" West, a distance of 79.90 feet to a point;  
 Thence North 86° 40' 30" West, a distance of 202.97 feet to a point;  
 Thence westerly, with the arc of a curve to the right having a radius of 310.00 feet, a central angle of 30° 30' 30" and a chord that bears North  
 71° 25' 15" West, a chord distance of 163.12 feet to a point;  
 Thence North 47° 06' 51" West, a distance of 24.00 feet to a point;  
 Thence South 42° 53' 09" West, a distance of 143.18 feet to a point;  
 Thence North 47° 11' 15" West, a distance of 532.46 feet to a point;  
 Thence South 42° 53' 09" West, a distance of 140.00 feet to a point;  
 Thence South 47° 06' 51" East, a distance of 404.76 feet to a point;  
 Thence southerly, with the arc of a curve to the left having a radius of 534.00 feet, a central angle of 35° 40' 42" and a chord that bears South  
 21° 09' 50" West, a chord distance of 327.18 feet to a point;  
 Thence South 03° 19' 30" West, a distance of 116.40 feet to a point;  
 Thence northwesterly, with the arc of a curve to the right having a radius of 400.00 feet, a central angle of 25° 56' 50" and a chord that bears  
 North 60° 05' 16" West, a chord distance of 179.60 feet to a point;  
 Thence North 47° 06' 51" West, a distance of 140.97 feet to a point;  
 Thence South 42° 53' 09" West, a distance of 589.56 feet to a point;  
 Thence North 47° 06' 51" West, a distance of 681.54 feet to a point;  
 Thence northerly, with the arc of a curve to the right having a radius of 250.00 feet, a central angle of 90° 00' 00" and a chord that bears  
 North 02° 06' 51" West, a chord distance of 353.55 feet to a point;  
 Thence North 42° 53' 09" East, a distance of 379.95 feet to a point;  
 Thence northeasterly, with the arc of a curve to the left having a radius of 400.00 feet, a central angle of 39° 42' 17" and a chord that bears  
 North 23° 02' 01" East, a chord distance of 271.68 feet to a point;  
 Thence North 03° 10' 52" East, a distance of 37.69 feet to a point;  
 Thence northeasterly, with the arc of a curve to the right having a radius of 250.00 feet, a central angle of 39° 42' 17" and a chord that bears  
 North 23° 02' 01" East, a chord distance of 169.80 feet to a point;  
 Thence North 42° 53' 09" East, a distance of 89.38 feet to a point;  
 Thence North 47° 06' 51" West, a distance of 284.00 feet to the true point of beginning and containing 48.6 acres of land, more or less.  
 To Rezone From: R, Rural District,  
 To: NG, Neighborhood General District.  
 SUBAREA 6  
 Situated in the State of Ohio, County of Franklin, Township of Madison, Section 14, Township 11, Range 21, Congress Lands and  
 containing 9.0 acres of land, more or less, said 9.0 acres being more particularly bounded and described as follows:  
 Beginning, at a point in the southerly right-of-way of Bachman Road in the westerly line of that tract as conveyed to James and Jill Hummel;  
 Thence, from said point of beginning, South 04° 40' 16" West, a distance of 838.91 feet to a point;  
 Thence North 86° 50' 02" West, a distance of 143.07 feet to a point;  
 Thence North 03° 09' 58" East, a distance of 584.87 feet to a point;  
 Thence North 86° 44' 47" West, a distance of 75.09 feet to a point;  
 Thence southwesterly, with the arc of a curve to the left having a radius of 250.00 feet, a central angle of 50° 22' 04" and a chord that bears  
 South 68° 04' 11" West, a chord distance of 212.76 feet to a point;  
 Thence South 42° 53' 09" West, a distance of 314.33 feet to a point;  
 Thence North 47° 06' 51" West, a distance of 534.22 feet to a point;  
 Thence North 42° 01' 55" East, a distance of 27.78 feet to a point;  
 Thence northeasterly, with the arc of a curve to the left having a radius of 308.00 feet, a central angle of 39° 37' 56" and a chord that bears  
 North 23° 04' 11" East, a chord distance of 208.83 feet to a point;  
 Thence North 03° 15' 13" East, a distance of 27.75 feet to a point;  
 Thence South 86° 44' 47" East, a distance of 190.97 feet to a point;  
 Thence South 03° 25' 53" West, a distance of 188.59 feet to a point;  
 Thence South 86° 20' 27" East, a distance of 106.28 feet to a point;  
 Thence South 03° 32' 37" West, a distance of 84.97 feet to a point;  
 Thence South 86° 27' 20" East, a distance of 150.00 feet to a point;  
 Thence North 03° 32' 38" East, a distance of 275.07 feet to a point;  
 Thence South 86° 44' 47" East, a distance of 508.45 feet to the point of beginning and containing 9.0 acres of land, more or less.  
 To Rezone From: R, Rural District,  
 To: NE, Neighborhood Edge District.

## SUBAREA 7

Situated in the State of Ohio, County of Franklin, Township of Madison, Section 14, and 15, Township 11, Range 21, and containing 83.5 acres of land, more or less, said 83.5 acres being more particularly bounded and described as follows:

Beginning, at a point marking the intersection of the southerly right-of-way line of Bachman Road with the easterly line of that tract as conveyed to James and Jill Hummel;

Thence, from said point of beginning, South 86° 44' 47" East, a distance of 1123.18 feet to a point;

Thence South 03° 07' 44" West, a distance of 198.80 feet to a point;

Thence South 86° 37' 42" East, a distance of 206.43 feet to a point;

Thence South 03° 03' 45" West, a distance of 1853.13 feet to a point;

Thence North 87° 02' 28" West, a distance of 316.58 feet to a point;

Thence North 56° 51' 21" West, a distance of 565.26 feet to a point;

Thence northeasterly, with the arc of a curve to the left having a radius of 800.00 feet, a central angle of 06° 37' 39" and a chord that bears North 22° 33' 38" East, a chord distance of 92.48 feet to a point;

Thence North 86° 40' 30" West, a distance of 281.31 feet to a point;

Thence North 03° 19' 30" East, a distance of 102.61 feet to a point;

Thence North 86° 40' 30" West, a distance of 1641.16 feet to a point;

Thence South 03° 14' 53" West, a distance of 728.58 feet to a point;

Thence North 44° 37' 43" West, a distance of 431.87 feet to a point;

Thence North 55° 30' 55" West, a distance of 204.04 feet to a point;

Thence North 45° 29' 21" West, a distance of 121.11 feet to a point;

Thence North 42° 53' 09" East, a distance of 751.57 feet to a point;

Thence South 47° 06' 51" East, a distance of 140.97 feet to a point;

Thence southeasterly, with the arc of a curve to the left having a radius of 400.00 feet, a central angle of 25° 56' 50" and a chord that bears South 60° 05' 16" East, a chord distance of 179.60 feet to a point;

Thence North 03° 19' 30" East, a distance of 116.40 feet to a point;

Thence northeasterly, with the arc of a curve to the right having a radius of 534.00 feet, a central angle of 35° 40' 42" and a chord that bears North 21° 09' 50" East, a chord distance of 327.18 feet to a point;

Thence North 47° 06' 51" West, a distance of 404.76 feet to a point;

Thence North 42° 53' 09" East, a distance of 140.00 feet to a point;

Thence South 47° 11' 15" East, a distance of 532.46 feet to a point;

Thence North 42° 53' 09" East, a distance of 143.18 feet to a point;

Thence South 47° 06' 51" East, a distance of 24.00 feet to a point;

Thence easterly, with the arc of a curve to the left having a radius of 310.00 feet, a central angle of 30° 30' 30" and a chord that bears South 71° 25' 15" East, a chord distance of 163.12 feet to a point;

Thence South 86° 40' 30" East, a distance of 202.97 feet to a point;

Thence North 04° 29' 14" East, a distance of 79.90 feet to a point;

Thence South 86° 50' 02" East, a distance of 419.14 feet to a point;

Thence North 04° 36' 04" East, a distance of 838.46 feet to the point of beginning and containing 83.5 acres of land, more or less.

To Rezone Prom: R, Rural District,

To: NC, Neighborhood Center District.

## SUBAREA 8

Situated in the State of Ohio, County of Franklin, Township of Madison, Section 15, Township 11, Range 21, Congress Lands and containing 10.9 acres of land, more or less, said 10.9 acres being more particularly bounded and described as follows:

Beginning, at a point in the northerly right-of-way line of Bixby Road, the southeasterly corner of that tract as conveyed to Richard Barr by deed of record in Instrument Number 200106070128057;

Thence, from said point of beginning, North 03° 01' 44" East, a distance of 893.60 feet to a point;

Thence South 86° 40' 30" East, a distance of 333.40 feet to a point;

Thence South 03° 19' 30" West, a distance of 102.61 feet to a point;

Thence South 86° 40' 30" East, a distance of 281.31 feet to a point;

Thence South 22° 33' 38" West, a distance of 92.48 feet to a point;

Thence South 56° 51' 21" East, a distance of 159.43 feet to a point;

Thence South 33° 09' 37" West, a distance of 151.31 feet to a point;

Thence South 54° 50' 17" East, a distance of 70.03 feet to a point;

Thence South 35° 09' 43" West, a distance of 437.30 feet to a point;

Thence North 54° 50' 17" West, a distance of 224.15 feet to a point;

Thence South 35° 09' 43" West, a distance of 301.55 feet to a point;

Thence North 63° 08' 03" West, a distance of 133.11 feet to the point of beginning and containing 10.9 acres of land, more or less.

To Rezone From: R, Rural District,

To: TC, Town Center District.

## SUBAREA 9

Situated in the State of Ohio, County of Franklin, Township of Madison, Section 15, Township 11, Range 21, Congress Lands and containing 13.6 acres of land, more or less, said 13.6 acres being more particularly bounded and described as follows:

Beginning at a point marking the intersection of the northerly right-of-way of Bixby Road with the westerly line of that tract as conveyed to Harriet S. Levih;

Thence North 86° 54' 20" West, a distance of 615.71 feet to a point;

Thence North 70° 01' 29" West, a distance of 104.42 feet to a point;

Thence North 79° 23' 44" West, a distance of 94.68 feet to a point;

Thence North 02° 26' 20" East, a distance of 194.18 feet to a point;

Thence North 86° 57' 09" West, a distance of 211.73 feet to a point;

Thence South 03° 20' 00" West, a distance of 171.94 feet to a point;

Thence North 74° 08' 24" West, a distance of 165.81 feet to a point;

Thence North 63° 08' 03" West, a distance of 88.46 feet to a point;

Thence North 35° 09' 43" East, a distance of 301.55 feet to a point;

Thence South 54° 50' 17" East, a distance of 224.15 feet to a point;

Thence North 35° 09' 43" East, a distance of 437.30 feet to a point;  
 Thence North 54° 50' 17" West, a distance of 70.03 feet to a point;  
 Thence North 33° 09' 37" East, a distance of 151.31 feet to a point;  
 Thence South 56° 51' 21" East, a distance of 405.83 feet to a point;  
 Thence South 87° 02' 28" East, a distance of 316.58 feet to the true point of beginning and containing 13.6 acres of land, more or less.  
 To Rezone From: R, Rural District,  
 To: L-C-4, Limited Commercial District.

**SUBAREA 10**

Situated in the State of Ohio, County of Franklin, Township of Madison, Section 15, Township 11, Range 21, Congress Lands and containing 46.2 acres of land, more or less, said 46.2 acres being more particularly bounded and described as follows:

Beginning, at a point marking the intersection of the easterly right-of-way of Ebright Road with the northerly right-of-way of U.S. Route 33;  
 Thence North 02° 37' 36" East, a distance of 429.70 feet to a point;  
 Thence South 87° 22' 24" East, a distance of 270.00 feet to a point;  
 Thence South 02° 37' 36" West, a distance of 283.41 feet to a point;  
 Thence southeasterly, with the arc of a curve to the left having a radius of 150.00 feet, a central angle of 88° 17' 26" and a chord that bears South 41° 31' 07" East, a chord distance of 208.94 feet to a point;  
 Thence South 85° 39' 50" East, a distance of 582.90 feet to a point;  
 Thence northeasterly, with the arc of a curve to the left having a radius of 300.00 feet, a central angle of 51° 27' 01" and a chord that bears North 68° 36' 40" East, a chord distance of 260.43 feet to a point;  
 Thence North 42° 53' 09" East, a distance of 1338.27 feet to a point;  
 Thence northeasterly, with the arc of a curve to the left having a radius of 604.33 feet, a central angle of 43° 14' 56" and a chord that bears North 21° 11' 58" East, a chord distance of 445.42 feet to a point;  
 Thence North 87° 49' 30" West, a distance of 981.32 feet to a point;  
 Thence northerly, with the arc of a curve to the left having a radius of 604.85 feet, a central angle of 13° 55' 32" and a chord that bears North 11° 31' 31" East, a chord distance of 146.64 feet to a point;  
 Thence South 86° 20' 53" East, a distance of 27.00 feet to a point;  
 Thence South 87° 49' 30" East, a distance of 1350.39 feet to a point;  
 Thence South 03° 34' 29" West, a distance of 1402.13 feet to a point;  
 Thence North 86° 25' 31" West, a distance of 146.99 feet to a point;  
 Thence northerly, with the arc of a curve to the left having a radius of 200.00 feet, a central angle of 09° 55' 24" and a chord that bears North 08° 32' 11" East, a chord distance of 34.60 feet to a point;  
 Thence North 03° 34' 29" East, a distance of 519.53 feet to a point;  
 Thence North 86° 25' 31" West, a distance of 20.97 feet to a point;  
 Thence southwesterly, with the arc of a curve to the left having a radius of 484.02 feet, a central angle of 50° 41' 20" and a chord that bears South 68° 13' 49" West, a chord distance of 414.38 feet to a point;  
 Thence South 42° 53' 09" West, a distance of 428.10 feet to a point;  
 Thence South 47° 06' 51" East, a distance of 284.00 feet to a point;  
 Thence South 42° 53' 09" West, a distance of 89.38 feet to a point;  
 Thence southwesterly, with the arc of a curve to the left having a radius of 250.00 feet, a central angle of 39° 42' 17" and a chord that bears South 23° 02' 01" West, a chord distance of 169.80 feet to a point;  
 Thence South 03° 10' 52" West, a distance of 37.69 feet to a point;  
 Thence southwesterly, with the arc of a curve to the right having a radius of 400.00 feet, a central angle of 39° 42' 17" and a chord that bears South 23° 02' 01" West, a chord distance of 271.68 feet to a point;  
 Thence South 42° 53' 09" West, a distance of 379.95 feet to a point;  
 Thence southwesterly, with the arc of a curve to the left having a radius of 250.00 feet, a central angle of 90° 00' 00" and a chord that bears South 02° 06' 51" East, a chord distance of 353.55 feet to a point;  
 Thence South 47° 06' 51" East, a distance of 681.54 feet to a point;  
 Thence South 42° 53' 09" West, a distance of 162.00 feet to a point;  
 Thence North 45° 36' 40" West, a distance of 114.54 feet to a point;  
 Thence North 47° 33' 28" West, a distance of 831.46 feet to a point;  
 Thence North 03° 16' 19" East, a distance of 703.42 feet to a point;  
 Thence North 85° 39' 50" West, a distance of 990.83 feet to a point;  
 Thence North 51° 31' 27" West, a distance of 401.81 feet to the point of beginning and containing 46.2 acres of land, more or less.

To Rezone From: R, Rural District,  
 To: NE, Neighborhood Edge District.

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the L-ARO, L-C-4 TC, NC, NG, and NE Districts 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-ARO, Limited Apartment Residential-Office, L-C-4, Limited Commercial, TC, Town Center, NC, Neighborhood Center, NG, Neighborhood General and NE, Neighborhood Edge Districts and Application among the records of the Building Services Division as required by Sections 3320.133 and 3370.03 of the Columbus City Codes; said plans being titled, "DISTRICT PLAN," "REGIONAL CONTEXT PLAN," and CIVIC SPACE, THOROUGHFARE PLAN and BICYCLE PLAN," all signed by William R. Westbrook, Attorney for the Applicant, dated January 14, 2002; and texts being titled, "L-ARO LIMITED OVERLAY TEXT DEVELOPMENT PLAN," "L-C-4 LIMITED OVERLAY TEXT DEVELOPMENT PLAN" signed by William R. Westbrook, Attorney for the Applicant, dated January 14, 2002 and "CONSISTENCY STATEMENT", and reading as follows:

**LIMITED OVERLAY TEXT DEVELOPMENT PLAN**

PROPOSED DISTRICT: L-AR-0 Limited Apartment Office District  
 EXISTING DISTRICT: R-Rural Residential  
 PROPERTY ADDRESS: 4501 Ebright Road  
 OWNER: ABL Group, Ltd. et al. 4  
 APPLICANT: ABL Group Ltd.  
 DATE OF TEST: January 14, 2002

1) INTRODUCTION: This site of 32.455 acres located on the west side of Ebright Road south of Winchester Pike was annexed into the City of Columbus in 2000. The site is presently used for agricultural purposes. The site includes 12.4 acres of floodway along Blacklick Creek.

2) PERMITTED USES: All uses listed in Section 3333.04 for AR-0 Apartment Residential-Office District. The following uses are prohibited:

- Radio/TV studio
- Telephone exchange
- Orphanage
- Water supply, reservoir, well, water tower, or filter bed
- Sanitarium
- Rooming house, shared living facility or the leasing or renting of rooms limited according to C.C.3333.07

3) DEVELOPMENT STANDARDS: Unless otherwise specified in the following Development Standards, the Development Standards shall be as specified in Chapter 3333 of Columbus City Code (AR-0, Apartment Residential-Office District).

A. Density, height, lot and/or set back commitments:

1. The maximum number of units shall be 60. This number of units was calculated by multiplying the gross acreage of 32.455 acres less 12.4 acres of floodway by three (3) units per acre. This calculation is consistent with the requirements of Hamlet/Open Space designation in the Southeast Area Plan.

2. The minimum front set back from the proposed Ebright Road right-of-way for parking shall be 50 feet and for buildings shall be 50 feet.

3. Maximum building height is limited to 35 feet as height is defined in C.C. 3303.08 "Height". B. Access, loading, parking and or other traffic related comments.

B. Access, loading, parking and or other traffic related comments.

1. Access shall be a minimum of two (2) full access curb cuts on Ebright Road. All circulation, curb cuts and access points shall be subject to the approval of the Division of Traffic, Engineering and Parking.

2. The developer agrees to deed or plat the west half of the right-of-way required by the City of Columbus Thoroughfare Plan for Ebright Road before the issuance of a Certificate of Zoning Clearance.

C. Buffering, landscaping, open space and/or screening commitments.

1. Street trees shall be planted at 40 feet on center along Ebright Road. The size of the street trees and trees for screening shall be 2" caliper for deciduous trees, W for ornamental trees and 5 feet in height for evergreens.

2. The developer of site shall take reasonable care to preserve the existing trees. This care does not preclude the removal of dead or diseased trees or the removal of trees required for the installation of utilities (including sanitary, storm, power, phone and cable), public and private streets or parking lots, detention or retention facilities and necessary grading for the intended purposes.

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

4. The developer must provide at least 18.08 acres of park space. The calculation for park space is based upon Hamlet/Open Space requirements that require 35% of the site to be open space, with no more than 50% of the open space being floodway. The park/open space must include a minimum of the floodway of Blacklick Creek or 150 feet from the centerline of Blacklick Creek, whichever is greater, thereby also meeting Southeast Area Plan No Disturb Zone requirements.

Allowed uses within this park space shall be passive recreational activities, leisure trail(s), retention/detention facilities outside the floodway and the buffer, reasonably required utilities including sanitary, storm, power, phone and cable facilities. The developer shall deed this park to the City of Columbus Recreation and Parks prior to the issuance of a building permit for new construction. The park space final boundary between the park and development site along Ebright Road shall be marked with permanent markers placed no further than 300 feet apart or a two rail split rail fence.

5. The developer agrees to provide for a leisure trail easement of least 25 feet in width from Ebright Road to the 18.08 acre park space.

6. Trees shall be planted along north and south boundaries of the property at a ratio of one tree per twenty (20) linear feet to screen the buildings. These trees may be evenly spaces or grouped along the build able areas of the site not including set backs and civic space.

D. Building design and/or Interior/Exterior Treatment Commitments.

1. 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 utilizing comparable and compatible materials as the building materials.

E. Dumpster, lighting, outdoor display areas and/or environmental commitments.

1. Multi-family Residential Lighting

a. Light standards shall not exceed 18 feet in height.

b. Lights shall have fully shielded, recessed lamps directed downward to prevent glare and shine above the horizontal plane.

c. For aesthetic compatibility, lights shall be from the same or similar type and color.

d. Lighting shall not exceed 0.1 foot-candle anywhere along a property line.

2. Dumpsters shall be fully screened from view from all sides by landscaping or any fence or wall utilizing comparable and compatible materials as the building materials.

F. Graphics and signage commitments.

1. All graphics and signage shall comply with the Graphics Code, Article 15, Title 33 of the Columbus City Code and any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.

L-C-4 LIMITATION OVERLAY TEXT

- PROPOSED DISTRICT: L-C-4, Limited Commercial
- EXISTING DISTRICT: R-Rural Residential
- PROPERTY ADDRESS: 4501 Ebright Road
- OWNER: BL Group Ltd. et al. 4
- APPLICANT: L Group Ltd.
- DATE OF TEXT: January 2, 2002

1. INTRODUCTION: The site fronts on Bixby Road east of S.R. 33.

2. PERMITTED USES: Those uses permitted in Chapter 3355 of Columbus City Code (C-4, Commercial) except for the following uses:

- Armory
- Night club
- Billboard
- Nursing home
- Electric substation
- Poolroom
- Poultry (killing & dressing for sale at retail on the premises)
- Stable
- Tinsmith
- Public parking for pay
- Veterinary hospital
- Public parking garage for pay
- Telephone Exchange

Book Bindery	Icehouse
Testing or experimental laboratory	Secondhand car lot
Dance hall	Private club
Frozen food locker	Skating rink

3. DEVELOPMENT STANDARDS: Unless otherwise specified in the following Development Standards, the Development Standards shall be as specified in Chapter 3355 of Columbus City Code (C-4, Commercial District).

A. Density, Height, Lot and/or Setback commitments.

1. The required rear and side yard setbacks from the adjacent NC, Neighborhood Center District and the adjacent parcel to the east shall be 10 feet for parking and 50 feet for buildings.

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

1. All circulation, curb cuts and access points shall be subject to the approval of the Transportation Division.

2. Applicant proposes that site access be provided from the north-south thoroughfare through the adjacent proposed TC, Town Center District and from a full access intersection to Bixby Road.

3. The developer agrees to deed or plat the north half of right-of-way required by the Columbus Thoroughfare Plan for Bixby Road before issuance of a Certificate of Zoning Clearance.

4. A pedestrian access by sidewalk will be provided between the Town Center and this site. C. Buffering, Landscaping, Open space and/or Screening commitments.

1. Street trees including ornamentals shall be planted evenly spaced along Bixby Road at a ratio of one tree per forty (40) feet of frontage.

2. Trees shall be planted along east side of the property at a ratio of one tree per twenty (20) linear feet, if adjacent property zoned use is single family within 5 years. These trees may be evenly spaced or grouped.

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

4. All trees meet the following minimum size at the time of planting: shade trees 2" caliper; ornamental trees 1 Vs" caliper; evergreen trees 5 feet in height. Tree caliper is measured six (6) inches from the ground.

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

1. Building Materials: The building shall be constructed of any combination of the following: brick, stucco, split-faced block, wood, cultured stone, glass with aluminum frames or vinyl siding.

2. Rooftop Mechanicals Screening: 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 utilizing comparable and compatible materials as the building materials.

3. The design of the development shall employ elements similar to the adjacent TC District. Said compatibility elements shall be determined at the time of final engineering and submission for zoning clearance.

E. Dumpsters, Lighting, Outdoor display areas and/or other environmental commitments.

1. Lighting

a. Light standards shall not exceed 28 feet in height except lights located within 100 feet of single family residentially used or zoned property shall not exceed 14 feet in height.

c. Lights shall have fully shielded, recessed lamps directed downward to prevent glare and shine above the horizontal plane.

d. For aesthetic compatibility, lights shall be from the same or similar type and color.

e. Lighting shall not exceed 0.1 foot-candle along the property line of a single family residentially used or zoned property.

2. Dumpsters shall be fully screened from view on all sides by landscaping or any fence 01 wall utilizing comparable and compatible materials as the building materials.

F. Graphics and Signage commitments.

1. All graphics and signage shall comply with the Graphics Code, Article 15, Title 33 of the Columbus City Code and any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.

TRADITIONAL NEIGHBORHOOD DEVELOPMENT PRINCIPLES

The community that this rezoning will create is an integrated, substantially self-sufficient neighborhood(s) where its constituents may live, work, play and shop within its own boundaries. The Community will achieve each of the Traditional Neighborhood Development principles, as follows:

A. This community encompasses two distinct transit-supportive mixed-use neighborhoods. The mix of uses includes single-family residential, multi-family residential, parks/greens, shopping opportunities all of which are within reasonable walking distance of each other. The applicant has discussed the development plan with the Central Ohio Transit Authority (COTA). COTA is very interested in the possibility of placing a Suburban Transit Center near Bixby Road to take advantage of the access to the proposed interchange at Bixby Road and S.R. 33.

B. The neighborhood/town centers of both neighborhoods will be reasonably accessible by all pedestrians, each located about one half mile from the Neighborhoods Edge.

C. The residential neighborhoods) will offer a wide range of attached and detached homes offered for sale and for rent.

D. A variety of business types are intended, subject to market conditions, with retail, small professional/office, religious and child/elderly care uses are possible.

E. At least five (5) sites are proposed for civic buildings. In the Neighborhood Center and Town Center Districts. The buildings developed on these sites should serve as symbols of the community, this enhancing community identity.

F. Several parks and greens are disbursed throughout both the neighborhoods to give residents, visitors and workers access to civic space.

G. The internal thoroughfare network is intended to reduce the required trips on existing arterial roadways and to provide a pleasant environment for the pedestrian and cyclists. A large variety of thoroughfares are proposed such as streets fronting on civic spaces (CL-42-22), boulevards (BV-76- 40), streets with parking on one side only (ST-48-22), streets with parallel parking on both sides (CS- 62-36) and lanes (LA-16-12). The design of these thoroughfares and their relationship to civic spaces and frontage types should contribute to an interesting pedestrian experience.

H. Buildings of all types will front the public/private thoroughfares and/or civic spaces. These buildings should effectively screen proposed parking areas.

The blocks are intended to shorten as the intensity of use progresses from the Neighborhood Edge to the Town Center.

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

Section 5. That this ordinance is conditioned or commitments made by applicant in the letter to Maureen Lorenz, Recreation and Parks Department, dated April 29, 2002 as enclosed herein. (letter attached to ordinance)

Passed as amended April 29, 2002, Matthew D. Habash, President of Council / Approved as amended April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD. NO. 0577-02**

To rezone 3510 GENDER ROAD (43232), being 15.57± acres located on the east side of Gender Road, 625± feet south of Refugee Road, From: AR-12, Apartment Residential District, To: CPD, Commercial Planned Development District.

WHEREAS, application #Z02-017 is on file with the Building Services Division of the Department of Development requesting rezoning of 15.57± acres from AR-12, Apartment Residential District, to CPD, Commercial Planned Development District; and

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

WHEREAS, the City Departments recommend disapproval of said zoning change because the applicant requests the CPD, Commercial Planned Development District to develop a commercial shopping center and has committed to lighting and landscape plans as well as development standards including building materials commitments. The City Departments recommend disapproval because the Brice/Tussing Area Plan recommends residential development as the most appropriate land use for this site and deviation from the plan is not warranted, 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:

3510 GENDER ROAD (43232), being 15.57± acres located on the east side of Gender Road, 625 feet south of Refugee Road, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus being located in the Northeast Quarter and the Northwest Quarter of Section 1, Township 11, Range 21, Congress Lands, containing 15.572± acres of the tract as conveyed to Joan Motz and Martha J. Lamp, by deed of record in Deed Book 2720, Page 422, all references being to those of record in the Recorder's Office, Franklin County, Ohio, and being more particularly bounded and described as follows:

Beginning at a point in the easterly line of Gender Road (as conveyed to the County of Franklin, by deed of record in Deed Book 3206, Page 1), said point is in the southerly line of said Motz-Lamp tract and also marks the point where the south line of the Northwest Quarter of Section 1 intersects the easterly line of Gender Road;

Thence North 4° 27' 11" East, along the easterly line of Gender Road, a distance of 1194.55 feet to a point;

Thence leaving said easterly line. South 85° 32' 49" East, a distance of 587.47 feet to a point;

Thence South 4° 27' 11" West, a distance of 847.94 feet to a point;

Thence North 85° 32' 49" West, a distance of 67.88 feet to a point;

Thence South 4° 27' 11" West, a distance of 347.00 feet to a point;

Thence North 85° 30' 14" West, a distance of 519.59 feet to the place of beginning, containing 15.572 acres, more or less. Subject, however, to all legal rights-of-way and/or easements, if any, of previous record.

To Rezone From: AR-12, Apartment Residential District,

To: CPD, Commercial Planned Development District.

Section 2. That a Height District of Thirty-five (35) 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 plans being titled, "GENDER ROAD TOWN CENTRE Site Plan," "LANDSCAPE PLAN (Sheets 1 and 2)," and "LIGHTING PLAN" all signed by George R. McCue, attorney for the applicant, dated 3/20/02; and text titled, "GENDER ROAD-TOWNE CENTRE CPD TEXT," signed by George R. McCue, attorney for the applicant, dated 3/20/02, and reading as follows:

GENDER ROAD TOWNE CENTRE

CPD TEXT

PROPERTY ADDRESS:	3510 Gender Road
OWNER:	Gender Road Limited Partnership
APPLICANT:	Gender Road Limited Partnership
DATE OF TEXT:	3/20/02
APPLICATION NUMBER:	Z02-017

1. INTRODUCTION: The subject property consists of 15.572± acres abutting Gender Road

Approximately 700± feet south of Refugee Road on the east side of Gender Road. The property to the north of the subject site is zoned C-4, the property across Gender Road to the west consists of CPD and single family residential, the property to the south is in a flood plain and zoned AR-12 and the property to the east is zoned AR-12. The development is to be a neighborhood-shopping district anchored by a grocery store and other uses consistent therewith. Ideally, the uses within the CPD District will serve the general needs of residents living directly east of the site as well as those living immediately north and south of Refugee Road and east and west of Gender Road. In keeping with the goal of a neighborhood - shopping district, the development of consistent uses to the main anchor grocery store such as a coffee shop, bank, hair salon, card and gift shop, convenience retail, dry cleaner, Laundromat, video rental, and/or restaurant will be encouraged.

2. PERMITTED USES: All of the uses permitted in a C-4, Commercial District (3355.02, CCC) and C-5 district (3361.02, CCC) except as prohibited and restricted below.

3. PROHIBITED USES: Automobile salesroom, automobile repair station, bowling alley, book binding, cabaret, dance hall, garage repair shop, ice house, new and secondhand car lot, plumbing shop, public parking garage, skating rink, stable, cellular tower, motor vehicle body shop, poultry killing (killing or dressing for retail), pool hall which shall not be defined to include restaurants or taverns which have pool tables, motion picture theatre, testing or experimental laboratory, tinsmith; tire repair shop, used motor vehicle sales, off premises graphics, and billboards.

4. DEVELOPMENT STANDARDS: Unless otherwise indicated the applicable development standards are contained in Chapter 3355 (C-4, Commercial) of the Columbus City Code.

A. Density, Height, Lot and/or Setback commitments.

1. The building setback from Gender Road shall be sixty (60) feet; the parking setback from Gender Road shall be twenty (20) feet and provide a landscape easement within this twenty (20) feet as set forth in the attached GENDER ROAD TOWN CENTRE Site Plan. As long as the property to the south is zoned rural or residential, the building setback from the south property line shall be a minimum of one hundred (100) feet, and the parking setback will be a minimum of thirty (30) feet.

2. The driveway setbacks from the east side of the subject site shall be ten (10) feet as set forth in the attached GENDER ROAD TOWN CENTRE Site Plan. The building setback from the eastern edge of the property shall be thirty (30) feet.

3. Applicant shall limit the gross sales floor area of the anchor store initially to 65,000 square feet with possible expansion up to 80,000 square feet. The remainder of the main retail building shall be limited to an initial gross floor area of 22,000 square feet with allowance for an additional 7,400 square feet of permissible build area as depicted on the GENDER ROAD TOWN CENTRE Site Plan. Other than the anchor use, no single retail use within this main retail building may exceed 8,000 square feet of gross floor area. Applicant shall limit the building in support of the retail gas sales

to gross floor area of 500 square feet. Applicant shall limit the development of the other outlets to no more than three buildings with total aggregate gross floor area of the outlets combined not to exceed 18,000 square

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

1. Franklin County has specific intentions for a roadway improvement project for Gender Road along the frontage of the subject site. This improvement includes widening Gender Road to a five-lane cross section, and is scheduled for construction in the foreseeable future. The Gender Road project will be modified to include a right turn deceleration lane along the eastern edge of Gender Road at Upperridge Drive. The Developer shall pay the cost of the design and construction modification to the office of the Franklin County Engineer. The Developer will pay these costs at the time zoning clearance is received.

2. Developer shall modify the pavement markings at the Gender Road and Upperridge Drive intersection to include a southbound left turn lane into the development. The modification shall be made prior to issuance of a Certificate of Occupancy for the project.

3. There will be two (2) access points to the subject site along Gender Road to be determined by the City of Columbus, Division of Traffic Engineering and Parking, but generally in alignment with Upperridge Drive and the southern property line as shown on the attached GENDER ROAD TOWN CENTRE Site Plan.

4. The applicant also agrees to enter into an agreement with the City of Columbus to pay for fifty percent (50%) of the installation and annual maintenance costs of a traffic signal to be installed when warranted at an access point on Gender Road to the subject site to be determined by the City of Columbus, Division of Traffic and Engineering and Parking but generally in alignment with Upperridge Drive.

5. Any (i) parking space, (ii) loading space, (iii) aisle providing access to or maneuvering for any parking space, loading space or dumpster and (iv) other access to or maneuvering for any parking space, loading space or dumpster may be located on two or more parcels (that is, part on one parcel and part on one or more other parcels) within the Subject Property. Access to and maneuvering for any parking space, loading space or dumpster, including any aisle providing such access or maneuvering, may be located on one or more parcels within the Subject Property which are not the parcel(s) on which that parking space, loading space or dumpster is located. The intent of this item (5) is to permit all of the parcels constituting the Subject Property be treated as a single parcel for the purpose of arranging parking spaces, loading spaces and access to and maneuvering for parking spaces, loading spaces and dumpsters. It is the Developer's intent to have cross access easements with the adjacent commercially zoned parcels to allow for parking and other concerns.

6. Applicant shall install and maintain a minimum three (3) foot wide walkway through the landscape easement and the six (6) foot high wooden fence described in Sections 3.C.5 and 3.C.6 below to enable residents of the multi-family housing to the east of the site to have pedestrian access to the site. Further, developer will install a minimum twenty (20) foot wide gate in the fence to provide for access through the fence for emergency vehicles. The approximate location of the walkway and gate is indicated on the attached Site Plan.

**C. Buffering, Landscaping, Open Space and/or Screening commitments.**

1. Lot coverage for structures and paved areas shall not exceed eighty-five percent (85%) of the total acreage. Sidewalks and paved plazas at building entrances shall not be considered a part of lot coverage.

2. The landscaping shall be maintained in a healthy state. Any dead material shall be removed and replaced with like material within six months or the next available planting season, whichever occurs first. The size of the new material shall equal the size of the original material when it was installed.

3. Minimum Size of all trees at installation shall be 2" inch caliper for deciduous, 2 inch caliper for ornamental, six feet in height for evergreens, and 24" in height for ornamental shrubs.

4. A six (6) foot high wooden fence shall be erected along the easterly boundary of the subject site to provide buffering and screening for existing multi-family housing.

5. Applicant shall provide a ten (10) foot landscape easement between the six (6) foot high wooden fence set forth in the paragraph above and the eastern boundary of the property to be landscaped in accordance with the Landscape Plan.

6. If residential uses are developed on the parcel abutting the southern edge of the subject site, the Applicant shall provide buffering and screening of residential uses from proposed commercial uses. Said buffering shall achieve a minimum height of six (6) feet and opacity of ninety-five (95%) percent within five (5) years after commencement of residential development construction. Buffer may consist of earthen mounding, fencing, planting or combination thereof.

7. The parkland contribution shall be in accordance with the City's parkland dedication ordinance.

**D. Building design and/or Interior-Exterior treatment commitments.**

1. Except as provided in D.2.a, below, buildings shall be finished on all four (4) sides consisting of any combination of split-face concrete block (that excludes white concrete), brick, stone; with accents consisting of any combination of stucco, dryvit and wood.

2. Design of front of anchor grocery store and main retail common wall buildings shall have the following characteristics:

a) Exclusive of doors and windows, the front of the anchor grocery and main retail building shall consist of a minimum of seventy-five (75) percent brick.

b) Building facades facing a public street shall include architectural detailing/fenestration to reduce the perception of building mass and to visually breakup the facade. Architectural detailing/fenestration may be accomplished through the use of design elements such as, vertical recessed or projecting relief to the facade, columns, recessed or projecting windows, awnings, the use of different building materials for different tenant spaces, and/or other design elements. Vertical wall fenestration shall occur at various locations depending upon the location of tenants.

c) A minimum of two (2) false dormers shall be provided on the main retail building.

d) A minimum of seventy-five (75) percent of the front roof line will consist of additional elements such as pitched roofs, decorative cornices, awnings, asphalt shingles, hip roofs and towers.

e) The developer will provide a minimum twelve (12) foot wide sidewalk in front of the anchor grocery store and main retail common wall buildings with at least ten (10) benches and/or raised planters, at least twelve (12) ornamental trees, having a minimum two (2) inch caliper, and at least twelve (12) street lamps.

f) Light blue, pink, and light green colors shall be prohibited on the exterior wall finish of the anchor grocery store and main retail common wall buildings.

3. The gasoline station will be limited to five (5) islands per exhibit. The height of any canopy constructed on the site shall be limited to eighteen (18) feet.

**E. Dumpsters, Lighting, Outdoor display areas and/or other environmental commitments.**

1. All external outdoor lighting shall be cut-off fixtures (down lighting) and shall be consistent in design and color with each other.

2. The lighting in the parking lot shall not exceed twenty-eight (28) feet, as set forth in the attached Lighting Plan. Illumination of the area to the east of the grocery anchor and main retail building indicated on the Site Plan will be mounted on the exterior of the buildings, (wall packs) and will be directed downward with baffles.

3. The outside display area around the gasoline station shall be limited to the following:

a) Ice and beverage vending machines.

b) In front of the building along the sidewalk four (4) feet in depth and twelve (12) feet in width with a 4 foot deep x 4 foot wide area at the end of the pump stands. The maximum height for any outside display area shall be three (3) feet (except vending machines).

4. The outside display area shall contain only those items normally and customarily sold by a gasoline station or convenience store and other seasonal items and products including but not limited to firewood, mulch, flowers, and Christmas Wreathes.

5. Dumpsters shall be screened on three (3) sides by a solid fence, wall, building and/or landscaping to a minimum height of six (6) feet with a gate on the fourth side. Dumpsters shall be located in the approximate locations as illustrated on the Site Plan.

F. Graphics and Signage commitments.

1. All signage shall conform to Chapters 3375 through 3383 of the Columbus City Code as they apply to the CPD, Commercial Planned Development District. Any variance to the sign requirements shall be submitted to the Columbus Graphic Commission.

5. OTHER CPD REQUIREMENTS:

A. Natural Environment: The natural environment of this site is flat field land.

B. Existing Land Use: The site is undeveloped.

C. Transportation and Circulation: Access to and from the site will be by Gender Road and across the abutting parcel to the north to Refugee Road with internal vehicular circulation as provided for in the text and the attached Site Plan.

D. Visual Form of the Environment: This site is located directly south of the southeast corner of , Gender Road and Refugee Road. To the east is a developed AR-12 District, to the north is commercial, to the west are a commercial district and a residential district and to the south is an undeveloped R district.

E. View and visibility: The site fronts on Gender Road and is visible from Gender Road except as screened by the landscaping commitments set forth above.

F. Proposed Development: Retail neighborhood commercial development with an anchor grocer store, small specialty retail stores and outlot development is proposed for the site as set forth in the attached Site Plan.

G. Behavior Patterns: Access to the site will be by pedestrians through access along sidewalks and by vehicular traffic accessing the site through curb cuts on Gender Road approved by the City of Columbus, Division of Traffic Engineering and Parking. Patrons will park on and walk to the site and visit the retail commercial uses contained thereon.

H. Emissions: Development for this site shall conform to the City of Columbus requirements as further controlled by the development standards of this development text for light levels, sounds and dust. There will be no objectionable emissions.

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

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0630-02**

To rezone 4664 SAWMILL ROAD (43220), being 4.56± acres located on the east side of Sawmill Road, 290± feet south of Bethel Road, From: CPD, Commercial Planned District, To: L-C-4, Limited Commercial District.

WHEREAS, application #Z01 -097 is on file with the Building Services Division of the Department of Development requesting rezoning of 4.56± acres from the CPD, Commercial Planned District to L-C-4, Limited 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-4, Limited Commercial District would permit carefully controlled commercial development consistent with the established zoning and development pattern of the area, 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 3.040 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, and being part of Quarter Township 1, Township 1 North, Range 19 West, United States Military Lands, and containing 3.040 acres of land, more or less, being all of those tracts of land (Parcels 2 and 3) conveyed to The Bigler Company, Ltd. of record in Instrument Number 200103070046960, (all references used in this description refer to the records of the Recorder's Office, Franklin County, Ohio), said 3.040 acres being more particularly described as follows:

Beginning for reference at Franklin County Engineer's Survey Monument Number 0036, at an angle point in the centerline of Bethel Road, 20 feet west of the centerline intersection with Sawmill Road, also being the northwest corner of Quarter Township 1, Township 1 North, Range 19 West, the northeast corner of Quarter Township 2, Township 1 North, Range 19 West, the southeast corner of Quarter Township 3, Township 2 North, Range 19 West, and the southwest corner of Quarter Township 4, Township 2 North, Range 19 West, also being the northwest corner of that tract of land shown for record on the "Dedication Plat of Sawmill Road and Bethel Road" of record in Plat Book 58, Page 24;

Thence with the westerly line of said Quarter Township 1, the easterly line of said Quarter Township 2, the westerly line of that portion of Sawmill Road dedicated in said Plat Book 58, Page 24, South 2001'43" West, a distance of 368.46 feet to a point;

Thence South 87°09'25" East, passing the centerline of said Sawmill Road at 22.76 feet, a total distance of 80.01 feet to an iron pipe set in the easterly right of way line of said Sawmill Road, also being the southwest corner of a 2.109 acre tract of land conveyed to Suburban Holdings, LP of record in Official Record 34661 F13, said iron pipe marking the true point of beginning of the herein described tract;

Thence with the southerly line of said 2.109 acre Suburban Holdings, LP tract, South 87009'2511 East, a distance of 441.49 feet to an iron pipe set in the westerly line of that 12.062 acre (total) tract of land conveyed to Greystone Limited Partnership of record in Official Record 12107 G01 and Official Record 12107G06;

Thence with the westerly line of said Greystone Limited Partnership tract, South 2°01'43" West, a distance of 300.00 feet to an iron pipe set at the northeast corner of that tract of land (Parcel 1) conveyed to The Bigler Company, Ltd. of record in Instrument Number 200103070046960;

Thence with the northerly line of said Bigler tract (Parcel 1), North 87°09'25" West, a distance of 441.49 feet to an iron pipe set at the northwest corner of said Bigler tract (Parcel 1), also being in the easterly line of Sawmill Road, said iron pipe being South 87°09'25" East, a distance of 55.00 feet from the centerline of Sawmill Road;

Thence with the easterly line of said Sawmill Road, North 2001'43" East, a distance of 300.00 feet to the point of beginning.

Containing 3.040 acres of land, more or less.

Subject to all restrictions, easements and rights of way of previous record or otherwise legally established.

Basis of Bearings: The centerline of Sawmill Road was assigned a bearing of South 1°35'57" West, as shown on the Centerline Survey Plat, Henderson /Sawmill Road, prepared by Resource International, Inc.

All iron pipes set are 3/4 inch inside diameter by 30 inches in length with an orange plastic cap marked "Geo Graphics".

LEGAL DESCRIPTION 1.520 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, and being part of Quarter Township 1, Township 1 North, Range 19 West, United States Military Lands, and containing 1.520 acres of land, more or less, being all of that tract of land (Parcel 1) conveyed to The Bigler Company, Ltd. of record in Instrument Number 200103070046960, (all references used in this description refer to the records of the Recorder's Office, Franklin County, Ohio), said 1.520 acres being more particularly described as follows:

Beginning for reference at Franklin County Engineer's Survey Monument Number 0036, at an angle point in the centerline of Bethel Road, 20 feet west of the centerline intersection with Sawmill Road, also being the northwest corner of Quarter Township 1, Township 1 North, Range 19 West, the northeast corner of Quarter Township 2, Township 1 North, Range 19 West, the southeast corner of Quarter Township 3, Township 2 North, Range 19 West, and the southwest corner of Quarter Township 4, Township 2 North, Range 19 West, also being the northwest corner of that tract of land shown for record on the "Dedication Plat of Sawmill Road and Bethel Road" of record in Plat Book 58, Page 24;

Thence with the westerly line of said Quarter Township 1, the easterly line of said Quarter Township 2, the westerly line of that portion of Sawmill Road dedicated in said Plat Book 58, Page 24, South 2°01'43" West, a distance of 668.46 feet to a point;

Thence South 87°09'25" East, passing the centerline of said Sawmill Road at 25.01 feet, a total distance of 80.01 feet to an iron pipe set in the easterly right of way line of said Sawmill Road, also being the southwest corner of that tract of land (Parcel 2) conveyed to The Bigler Company, Ltd. of record in Instrument Number 200103070046960, said iron pipe marking the true point of beginning of the herein described tract;

Thence with the southerly line of said Bigler tract (Parcel 2), South 87°09'25" East, a distance of 441.49 feet to an iron pipe set in the westerly line of that 12.062 acre (total) tract of land conveyed to Greystone Limited Partnership of record in Official Record 12107 G01 and Official Record 12107 G06;

Thence with the westerly line of said Greystone Limited Partnership tract, and with the westerly line of that 1.597 acre tract of land conveyed to Robert K. & Lois K. Becker of record in Deed Book 1593, Page 228,

South 2001'43" West, a distance of 150.00 feet to an iron pipe set at the northeast corner of a 1.537 acre tract of land conveyed to Joy E. Herbert of record in Deed Book 3421, Page 770;

Thence with the northerly line of said 1.537 acre Herbert tract, North 87°09'25" West, a distance of 441.49 feet to an iron pipe set at the northwest corner of said 1.537 acre Herbert tract, also being the northeast corner of a 0.189 acre tract of land conveyed to the City of Columbus, Ohio of record in Official Record 14580 C01, also being a southeasterly corner of the aforesaid lands dedicated in Plat Book 58, Page 24, also being in the easterly line of Sawmill Road, said iron pipe being South 87°09'25" East, a distance of 54.82 feet from the centerline of Sawmill Road;

Thence with the easterly line of said Sawmill Road, North 2°01'43" East, a distance of 150.00 feet to the point of beginning.

Containing 1.520 acres of land, more or less.

Subject to all restrictions, easements and rights of way of previous record or otherwise legally established.

Basis of Bearings: The centerline of Sawmill Road was assigned a bearing of South 1 °35'57" West, as shown on the Centerline Survey Plat, Henderson /Sawmill Road, prepared by Resource International, Inc.

All iron pipes set are 3/4 inch inside diameter by 30 inches in length with an orange plastic cap marked "Geo Graphics".

To Rezone From: CPD, Commercial Planned District,

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

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the L-C-4, 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-4, 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 plans being titled "ALDI INC. CONCEPTUAL ZONING SITE PLAN" and "ALDI INC.

LANDSCAPE PLAN" signed by Jared Knerr, Ohio Professional Engineer No. 65546, dated February 26, 2002, and said text being titled, "LIMITATION OVERLAY TEXT DEVELOPMENT PLAN," signed by LeAnne D. Wheeler, Director of Real Estate and said plans being titled ", dated February 26, 2002 and said text and reading as follows:

#### LIMITATION OVERLAY TEXT

#### DEVELOPMENT PLAN

PROPOSED DISTRICT: L-C-4  
 PROPERTY ADDRESS: 4664 Sawmill Road, Columbus, Ohio  
 OWNER: Aldi Inc. (Ohio)  
 APPLICANT: Aldi Inc. (Ohio)  
 DATE OF TEXT: February 26, 2002  
 APPLICANT NUMBER: Z01-097

1. INTRODUCTION: The subject property currently consists of three tax parcels, totaling approximately 4.557 acres, located on east side of Sawmill Road, south of Bethel Road. To the north are situated a BP gas station and a Suburban Lodge. To the east are situated multi-family residences. To the south are situated two single-family residences and First Alliance Church. To the west, across Sawmill Road, is situated Giant Eagle grocery store. The subject property is currently vacant, undeveloped land. The development of the property shall comply with the Sawmill Corridor Development Standards incorporated herein.

2. PERMITTED USES: The permitted uses for the north 2/3 of the property (approximately 3.038 acres, to be referred to as the "North Parcel") shall be a supermarket and, subject to the prohibitions set forth below, for any other use permitted under the C-3 Commercial District Zoning designation. The south 1/3 of the property (approximately 1.519 acres, to be referred to as the "South Parcel") shall be limited to general office and professional office uses only. The following uses shall be specifically prohibited on the property: no building or premises shall be used and no building shall be erected which is arranged, intended or designed to be used as an armory, billboard, commercial radio transmitting or television station and appurtenances thereto, electric substation, millinery, motor bus terminal, public parking for pay. There shall be no apartments (per Section 3355 of the Columbus City Zoning Code). There shall be no drive-through uses.

#### 3. DEVELOPMENT STANDARDS:

A. Lot Coverage and Setback Commitments. The development of the property will comply with the Design Guidelines of the Sawmill Corridor Development Standards; specifically, lot coverage to include buildings, parking and service areas which shall not exceed 85% of the designated lot and a minimum setback of 30 feet and a maximum setback of 40 feet shall be enforced.

B. Access, Loading, Open Space and/or Screening Commitments.

1. All circulation, curb cuts and access points shall be subject to the approval of the Columbus Division of Transportation.  
 2. Upon development of the South Parcel, an access road shall be constructed across the North Parcel, parallel to Sawmill Road, to provide access between the South Parcel and the traffic signal entrance.

3. The driveway entrance/exit for the North Parcel shall be situated so as to be lined up with the existing traffic signal that currently serves the Giant Eagle property across Sawmill Road. Owner/Applicant shall be responsible, at its sole cost and expense, for the construction and installation of all intersection improvements, including, but not limited to (a) installation of a

traffic signal head to serve the subject property; (b) relocation of the pedestrian crosswalk across Sawmill Road, from the north side of the intersection (its current location) to the south side thereof, and to install the required intersection improvements, including, but not limited to, sidewalk ramps and pavement markings.

4. Owner/Applicant shall enter into a traffic signal agreement with the City of Columbus, upon terms and conditions mutually acceptable to both parties.

5. The right-in/right-out entrance to the South Parcel shall be reviewed and approved by the City of Columbus prior to development of the South Parcel.

C. Buffering, Landscaping, Open Space, and/or Screening Commitments.

1. Landscaping within parking areas and along the periphery of the property shall be provided at the following ratio of lot coverage (both buildings and parking/loading) with 10" of trunk size plus 1" for every 4,000 square feet of ground coverage over 20,000 square feet with at least 50% of the landscape ratio requirements provided within parking and service areas. Existing trees of 3" caliper or greater which are retained on a site may be used to offset 2/3 of the above requirements as long as such trees are not located in service areas. It is strongly recommended that landscaping materials be utilized to define major traffic asilers or travel

lanes within parking areas. Minimum tree trunk size shall not be less than 2" caliper.

2. Skyline Honey Locust (or similar) trees shall be planted evenly spaced along Sawmill Road at a ratio of one tree per 40 feet of frontage.

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

4. All trees shall meet the following minimum size at the time of planting: Shade trees (2.5 inch caliper): 9 Red Maple (or similar) and 11 White Ash (or similar); Ornamental trees (1.5 inch caliper): 22 Honey Locust (or similar) -11 feet in height; 5 Service Berry (or similar) - 6 feet in height; Evergreens - 6 feet in height. Tree caliper is measured 12 inches from the ground.

5. Buffering between the site and all adjacent residential uses shall be as shown on the landscape plan. A wood shadow box fence, 7 feet in height, shall be constructed along the east property line.

6. The site will have a Sawmill hedge, comprised of Regal Privet (or similar) (91 total), each 24 inches high, with a minimum setback of 15 feet from the Sawmill Road right-of-way.

D. Building Design and/or Interior-Exterior Treatment Commitments. The building(s) on the property shall be constructed of any combination of the following: brick, stucco and glass.

E. Lighting and Dumpsters.

1. All external lighting shall be cut-off fixtures (down-lighting) and shall be designed to prevent offsite spillage. Lighting shall not interfere with the operations of Don Scott Airport. No searchlights will be used or operated on the property.

2. All external outdoor lighting fixtures to be used shall be of a dark color and shall be from the same or similar manufacturers type and color to assure compatibility.

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

4. Light poles in the parking lot shall not exceed 25 feet, except that lights located within 100 feet of residentially zoned or used property shall not exceed 18 feet in height.

5. All dumpsters shall be enclosed on four sides (including the gate) by a 7 foot high enclosure or building area and screened from all adjoining properties and rights-of-way. All refuse and trash shall be collected from their container systems only between the hours of 8:00 a.m. and 6:00 p.m. Refuse enclosures shall be padlocked and keys thereto shall be held by building personnel.

6. Lighting shall not exceed 0.1 foot-candles along the property line of residentially used or zoned property.

F. Graphics and/or Signage Commitments. All graphics and signage shall comply with the Graphics Code, Article 15, Title 33 of the Columbus City Code and shall utilize a standard, uniform sign shape and a standard sign frame (rustic, dark in color) and only internally illuminated graphics shall be utilized. Any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.

G. Miscellaneous Commitments. When the North Parcel is developed, a sidewalk, 4 feet in width, shall be installed along its 300 feet of frontage on Sawmill Road. When the South Parcel is developed, a sidewalk, 4 feet in width, shall be installed along its 150 feet of frontage on Sawmill Road.

The North Parcel shall be developed in accordance with the site plan submitted (Page Z1, Aldi Inc. Conceptual Zoning Site Plan and dated 2/26/02 and Page L1 Aldi Inc. Landscape Plan and dated 2/26/02 prepared by Geo Graphics, Inc). When the South Parcel is developed, a site plan therefore shall be submitted for approval. The site plan may be slightly adjusted to reflect engineering, topographical or other site data discovered at the time that development and engineering plans are completed. Any slight adjustment to the plan shall be reviewed and approved by the Director of the Department of Development or his designee upon submission of the appropriate data regarding the proposed adjustment.

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

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0631-02**

To accept the application (ANO 1-030) of Colonial Meadows, LLC for the annexation of certain territory containing 5.681 ± Acres in Orange Township.

WHEREAS, a petition for the annexation of certain territory in Orange Township was duly filed by Colonial Meadows, LLC on July 24, 2001; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Delaware County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated February 4, 2002; and

WHEREAS, the Board of County Commissioners of Delaware County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on February 5, 2002; and

WHEREAS, sixty days from the date of said filing have now elapsed in accordance with the provisions of the Ohio Revised Code; and

WHEREAS, it is in the best interest of the city of Columbus to accept the annexation of the territory sought to be annexed by the aforesaid petition; now, therefore,

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

Section 1. That the proposed annexation as applied for in the petition of Colonial Meadows, LLC being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Delaware County, Ohio July 24, 2001 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated February 4, 2002, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Delaware, Township of Orange, Farm Lot 16, Section 4, Township 3, Range 18, United States Military Lands and being 5.681 acres out of Farm Lot 16 and said 5.681 acre tract being conveyed to Colonial Meadows, LLC of record in Official Record Volume 93, Page 1582;

Beginning for reference at the northwest corner of Lot 16 in the present right-of-way or Interstate Highway No. 71, said point being 91 feet to the right of Station 296 + 93 of the Freeway Survey and North 86°26' West, 59 feet from the easterly right-of-way line for said Freeway;

Thence South 03°49'0" West through said right-of-way of Interstate Highway No. 71, a distance of 749.72+/- feet to the northwesterly corner of said 5.681 acre tract and being 27.27 feet westerly of the existing right of way line of said 1-71 and being the true point of beginning;

Thence South 84°28'0" East with the northerly line of said 5.681 acre tract together with the southerly line of Lot 278 of Colonial Meadows as recorded in Plat Book 7, Page 541, a distance of 385.20+/- feet to the northeasterly corner of said 5.681 acre tract and being a point on the westerly right-of-way line of Colonial Meadows Drive as recorded in Plat Book 7, Page 541;

Thence South 05-32'0" West with the easterly line of said 5.681 acre tract together with said easterly right-of-way line, a distance of 37.00+/- feet to a point on the northerly line of said 5.681 acre tract and being a point on the southerly right-of-way line of said Colonial Meadows Drive;

Thence South 69°44'0" East with said northerly line of said 5.681 acre tract together with the said southerly right-of-way line, a distance of 48.00+/- feet to the northeasterly corner of said 5.681 acre tract and being the northwesterly corner of Lot 713 of Colonial Meadows Subdivision Number 2 as recorded in Plat Book 17, Page 175;

Thence South 13°25'25" West with the easterly line of said 5.681 acre tract together with the westerly line of said Lot 713, a distance of 599.62+/- feet to the southeasterly corner of said 5.681 acre tract and being the southwest corner of said Lot 713 and also being a point on the northerly line of a tract of land conveyed to N.P. Limited Partnership of record in Deed Book 487, Page 61 and also being a point on the northerly corporation line of the City of Columbus, Ordinance Number 3310-90 and also being a point on the southerly line of Orange Township;

Thence North 84°36'0" West with said corporation line together with the northerly line of said N.P. Limited Partnership Tract and the southerly line of said 5.681 acre tract, a distance of 330.0+/- feet to the southwest corner of said 5.681 acre tract and being a point on the existing right-of-way line of said Interstate Highway No. 71;

Thence North 03°49'0" East with the westerly line of said 5.681 acre tract, a distance of 644.2!+/- feet to the true point of beginning and containing 5.681 acres of land more or less of which 0.202 acres are under permanent easement to the State of Ohio and 0.148 acres are subject to right of way.

Section 2. That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

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

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

#### **ORD NO. 0632-02**

To accept the application (AN01-060) of Walter J. Engle, Inc., et al. for the annexation of certain territory containing 36.9 ± Acres in Mifflin Township.

WHEREAS, a petition for the annexation of certain territory in Mifflin Township was duly filed by Walter J. Engle, Inc., et al. on October 25, 2001; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated January 16, 2002; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on February 15, 2002; and

WHEREAS, sixty days from the date of said filing have now elapsed in accordance with the provisions of the Ohio Revised Code; and

WHEREAS, it is in the best interest of the city of Columbus to accept the annexation of the territory sought to be annexed by the aforesaid petition; now, therefore,

#### **BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS**

Section 1. That the proposed annexation as applied for in the petition of Walter J. Engle, Inc., et al. being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio October 25, 2001 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated January 16, 2002, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Beginning at a point at the northeast corner of said Parcel No. 190-004770, said point also being in a west line of the Resubdivision of Part of J & J Industrial Park Section No. 1 Lots 1 & 2 recorded in Plat Book 65, Page 100, said point also being on an existing City of Columbus Corporation Line known as Ordinance No. 2092-88 recorded in O.R.V. 12531, Page H-06, said point also being the TRUE PLACE OF BEGINNING for the tract herein to be described;

Thence southerly along a part of said existing Corporation Line and the Limited Access Right-of-Way for 1-670 a distance of 602.48 feet to a point;

Thence southerly along said Limited Access Right-of-Way for 1-670 a distance of 882.38 feet to a point;

Thence southerly along said Limited Access Right-of-Way for 1-670 a distance of 126.84 feet to a point;

Thence westerly along said Limited Access Right-of-Way for 1-670 a distance of 339.60 feet to a point at the northeast corner of said Auditor's Parcel No. 190-000100;

Thence southerly along said Limited Access Right-of-Way for 1-670 and the south line of said Auditor's Parcel No. 190-000100 a distance of 256.71 feet to a point at the southwest corner of Auditor's Parcel No. 190-000100, and the southeast corner of said Auditor's Parcel No. 190-003187;

Thence westerly along the Limited Access Right-of-Way for 1-670 and the south line of said Auditor's Parcel No. 190-003187 a distance of 160.00 feet to a point on an existing City of Columbus Corporation Line known as Ordinance No. 3183-90 recorded in O.R.V. 16576, Page F-07;

Thence northerly along a part of said existing Corporation Line a distance of 173.62 feet to a point;

Thence northerly along a part of said existing Corporation Line a distance of 1296.37 feet, leaving the existing said Corporation Line at 731.37 feet to a point in said Auditor's Parcel No. 190-003733 north line, and on the south line of a 12.536 acre tract known as Auditor's Parcel No. 190-000090 and deeded to Roman J. Claprod Co. in D.B. 3493, Page 436;

Thence easterly along the north line of said Auditor's Parcel No. 190-003733 and the south line of said Auditor's Parcel No. 190-000090 a distance of 1349.80 feet to the TRUE PLACE OF BEGINNING containing 36.9 acres, more or less, as calculated by the above courses.

Section 2. That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating

thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

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

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0633-02**

To accept the application (AN01-050) of Donald L. Beckett, Successor Trustee for the annexation of certain territory containing 2.8 ± Acres in Franklin Township.

WHEREAS, a petition for the annexation of certain territory in Franklin Township was duly filed by Donald L. Beckett, Successor Trustee on October 11, 2001; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated January 2, 2002; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on February 15, 2002; and

WHEREAS, sixty days from the date of said filing have now elapsed in accordance with the provisions of the Ohio Revised Code; and

WHEREAS, it is in the best interest of the city of Columbus to accept the annexation of the territory sought to be annexed by the aforesaid petition; now, therefore,

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

Section 1. That the proposed annexation as applied for in the petition of Donald L. Beckett, Successor Trustee being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio October 11, 2001 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated January 2, 2002, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Franklin, being a part of John Knight's Survey No. 717 in the Virginia Military District and being all of the tract conveyed to Donald L. Beckett, Successor Trustee as shown of record in Official Record Volume 9265 C-04, Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

Beginning at the intersection of the easterly right-of-way line of Harrisburg Pike (60 feet wide) with the northerly line of said 3.0 Acre tract, said point also being on the existing City of Columbus Corporation Line, as established by Ordinance No. 1273-72 and of record in Miscellaneous Record 157, Page 142;

Thence, easterly, along part of the northerly line of said 3.0 Acre tract, also being the existing Corporation Line, approximately 587 feet to the northeasterly corner of said 3.0 Acre tract;

Thence, southerly, along the easterly line of said 3.0 Acre tract, also being on the existing City of Columbus Corporation Line, as established by Ordinance No. 371-72 and of record in Miscellaneous Record 155, Page 566, approximately 190 feet to the southerly line of said 3.0 Acre tract;

Thence, westerly, along the southerly line of said 3.0 Acre tract, along said existing City of Columbus Corporation Line (Miscellaneous Record 155, Page 566) and along an existing City of Columbus Corporation Line as established by Ordinance No. 30-93 and of record in Official Record Volume 21894 1-02, approximately 623 feet to an angle in said southerly line;

Thence, northwesterly, along the southerly line of said 3.0 Acre tract, along said existing City of Columbus Corporation Line (Official Record Volume 218941-02), approximately 111 feet to the easterly right-of-way of said Harrisburg Pike;

Thence, northeasterly, across said 3.0 Acre tract, along the easterly right-of-way line of said Harrisburg Pike, approximately 230 feet to the place of beginning CONTAINING APPROXIMATELY 2.8 ACRES.

Section 2. That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

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

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0634-02**

To accept the application (AN01-061) of Michael W. Waugh, et al. for the annexation of certain territory containing 6.981 ± Acres in Perry Township.

WHEREAS, a petition for the annexation of certain territory in Perry Township was duly filed by Michael W. Waugh, et al. on October 25, 2001; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated January 16, 2002; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on February 15, 2002; and

WHEREAS, sixty days from the date of said filing have now elapsed in accordance with the provisions of the Ohio Revised Code; and

WHEREAS, it is in the best interest of the city of Columbus to accept the annexation of the territory sought to be annexed by the aforesaid petition; now, therefore,

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

Section 1. That the proposed annexation as applied for in the petition of Michael W. Waugh, et al. being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio October 25, 2001 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated January 16, 2002, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the state of Ohio, county of Franklin, township of Perry, and being 1.960 acre tract official record 25185, page f20, a 1.071 acre tract in deed book 3580, page 597, a 0.905 acre tract in deed book 3604, page 321, a 0.912 acre tract in deed book 1669, page 604, and 2.133 acre out of Snouffer Road and Smokey Row Road as recorded in the Franklin county recorder's records:

Beginning at a point on the southerly line Snouffer Road right-of-way line and the westerly right-of-way McVey Boulevard;

Thence following the southerly line of Snouffer Road, a distance of 169.73 feet to a point;

Thence following the southerly line of Snouffer Road, a distance of 10.00 feet to a point;  
 Thence following the southerly right-of-way line of Snouffer Road, a part of said line being the city of Columbus corporation line ordinance number 429-99, instrument number 199909130232249, and ordinance number 6-94, official record 25644, page d06, a distance of 329.46 feet to a point;  
 Thence crossing Snouffer Road and following the easterly line of a 2.085 acre tract conveyed to Charles E. & Lima M. Eckel, parcel number 590-200922, part of said line being the city of Columbus corporation line, ordinance number 582-85, official record 5752, page el 5, a distance of 512.51 feet to a point;  
 Thence following the southerly line of a 16.500 acre tract conveyed to Edward J. Herrmann bishop, parcel number 610-138856, said line being the city of Columbus corporation line, ordinance number 200-78, miscellaneous record 169, page 413, a distance of 190.70 feet to a point;  
 Thence following the westerly line of 1.923 acre tract conveyed to Palol & Marilena Cugini and Capoccia & Maria Cesidio, parcel number 010-242690, said line being the city of Columbus corporation line, ordinance number 2245-97, instrument number 19980120015070, a distance of 446.90 feet to a point;  
 Thence following the northerly right-of-way line of Snouffer Road, said line being the city of Columbus line, ordinance number 2245-97, instrument 19980120015070, a distance of 181.51 feet to a point;  
 \Thence following the easterly line of a 1.923 acre tract conveyed to Palol & Marilena Cugini and Capoccia & Maria Cesidio, parcel number 010-242690, a distance of 431.28 feet to a point;  
 Thence following the southerly line of a 16.500 acre tract conveyed to Edward J. Herrmann bishop, parcel number 610-138856, said line being the city of Columbus corporation line, ordinance number 200-78, miscellaneous record 169, page 413, and crossing Smokey Row Road to the easterly right-of-way line, a distance of 328.72 feet to a point;  
 Thence following the easterly right-of-way line of Smokey Row Road, a distance of 517.12 feet to a point, said point being on the curve return for the easterly right-of-way line of McVey Boulevard and the southerly right-of-way line of Snouffer Road;  
 Thence crossing McVey Boulevard, a distance of 158.37 feet to the point of beginning, containing 6.981 acres, more or less.  
 Section 2. That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.  
 Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.  
 Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0635-02**

To accept the application (AN01-058) of Byron C. Cox, et al. for the annexation of certain territory containing .518 ± Acres in Madison Township.  
 WHEREAS, a petition for the annexation of certain territory in Madison Township was duly filed by Byron C. Cox, et al. on October 25, 2001; and  
 WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated January 16, 2002; and  
 WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on February 15, 2002; and  
 WHEREAS, sixty days from the date of said filing have now elapsed in accordance with the provisions of the Ohio Revised Code; and  
 WHEREAS, it is in the best interest of the city of Columbus to accept the annexation of the territory sought to be annexed by the aforesaid petition; now, therefore,  
**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS**

Section 1. That the proposed annexation as applied for in the petition of Byron C. Cox, et al. being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio October 25, 2001 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated January 16, 2002, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Madison, being Section 5, Township 11, Range 21, also being lot 10 and north half (1/2) of lot 11 of the Twilight Farms sub., recorded in p.b. 19, pg.6.

Beginning at the northwest corner of lot 10, and the east right-of-way of Askins Road, also being a corner of the City of Columbus corporation line as established by Ord. No. 11-74, and being recorded in misc. rec.161, pg.626;

Thence easterly a distance of 120.0 feet to a point at the northeast corner of the 0.518 ac. tract and on the existing corporation line;

Thence southerly a distance of 187.94 feet along the east property line of the 0.518 ac. tract, to the southeast corner of said tract;

Thence westerly a distance of 120.0 feet to the east right-of-way line of Askins Road and the existing corporation line, and also being the southwest corner of said tract;

Thence northerly a distance of 188.31 feet along the east right-of-way of Askins Road, to the point of beginning, containing 0.518 acres more or less.

Section 2. That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

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

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0636-02**

To accept the application (AN01-053) of Jerry E. Foulk for the annexation of certain territory containing 8.812 ± Acres in Plain Township.  
 WHEREAS, a petition for the annexation of certain territory in Plain Township was duly filed by Jerry E. Foulk on October 22, 2001; and  
 WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated January 2, 2002; and  
 WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on February 15, 2002; and

WHEREAS, sixty days from the date of said filing have now elapsed in accordance with the provisions of the Ohio Revised Code; and  
 WHEREAS, it is in the best interest of the city of Columbus to accept the annexation of the territory sought to be annexed by the aforesaid petition; now, therefore,

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

Section 1. That the proposed annexation as applied for in the petition of Jerry E. Foulk being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio October 22, 2001 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated January 2, 2002, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Plain, in Section fifteen (15), Township two(2), Range sixteen (16) of the United States Military Lands, being part of an 8.425 and part of a 0.573 acre tract conveyed to Jerry E. Foulk and being more particularly described as follows:

Beginning at the south right of way line of Central College Road and the east property line of Jerry E. Foulk 8.425 acre tract.

Thence southerly along the Foulk east 8.425 acre east property line and the west property line of Canini & Pellechia, Inc. 50 acre tract a distance of 1111 feet to Foulk 8.425 acre tract southeast corner.

Thence westerly along Foulk 8.425 acre tract south property line and north line of Canini and Pellechia Inc. 50 acre tract a distance of 370 feet to Foulk 8.425 acre tract southwest corner, also being a point in the existing corporation line of the City of Columbus, Ordinance No. 0731-01.

Thence northerly along Foulk 8.425 acre tract west property line and the east property line of Karl and Sandra Ayers 61.246 acre tract and the existing corporation line of the City of Columbus a distance of 841 feet to a northwest corner of the Foulk 8.425 acre tract and a southwest corner of the Christine A. Glaser .69 acre tract.

Thence easterly along Foulk 8.425 acre tract north property line and Glaser .69 acre tract south property line a distance of 100 feet to Foulk 8.425 acre tract northeast corner and Glaser .69 acre tract southeast corner.

Thence northerly along Foulk 8.425 acre tract west property line and Glaser .69 acre tract east property line 115 feet and continuing northerly along Foulk 0.573 acre tract west property line and Christine A. Glaser .69 acre tract east property line 155 feet to south right of way line of Central College Road.

Thence westwardly along the south right of way line of Central College Road 270 feet to the place of beginning, containing approximately 8.812 acres.

Section 2. That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

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

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0637-02**

To accept the application (AN01-055) of Boomer Landco LLC, et al. for the annexation of certain territory containing 14.776 ± Acres in Plain Township.

WHEREAS, a petition for the annexation of certain territory in Plain Township was duly filed by Boomer Landco LLC, et al. on October 24, 2001; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated January 2, 2002; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on February 15, 2002; and

WHEREAS, sixty days from the date of said filing have now elapsed in accordance with the provisions of the Ohio Revised Code; and

WHEREAS, it is in the best interest of the city of Columbus to accept the annexation of the territory sought to be annexed by the aforesaid petition; now, therefore,

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

Section 1. That the proposed annexation as applied for in the petition of Boomer Landco LLC, et al. being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio October 24, 2001 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated January 2, 2002, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Plain, Quarter Township 3, Township 2, Range 16, United States Military Lands and being all of a 2.063 acre tract as conveyed to Boomer Landco LLC as recorded in Instrument Number 200008100161163, and being all of a 2.056 acre tract as conveyed to Boomer Landco LLC as recorded in Instrument Number 200006260125715 and being all of a 4.143 acre tract as conveyed to Boomer Landco LLC as recorded in Instrument Number 200006260125716 and being all of a 5.408 acre tract as conveyed to Boomer Landco LLC as recorded in Instrument Number 200011020225565 and being 0.9168 acres out of an existing City of Columbus right of way and being 0.156 acres out of a 1.951 acre tract as conveyed to Elizabeth A. Willis of record in Official Record Volume 30157A09 (all records being of the Recorder's Office Franklin County, Ohio) and being more particularly described as follows:

Beginning for reference at a found Franklin County monument, No. FCGS 6611 in the centerline of Warner Road;

Thence South 86°27'43" East with the centerline of said Warner Road, a distance of 2625.69 feet to a found Pony Spike and being an angle point in the centerline of said Warner Road;

Thence South 86°17'30" East with said centerline, a distance of 170.00 feet to the true point of beginning;

Thence North 03°14'32" East with the westerly line of said 2.063 acre tract together with the easterly line of a tract of land as conveyed to Judith D. Decenzo, Tax Parcel Number 220-001221 as recorded in the Franklin County Auditors Office, a distance of 528.34± feet to the northwesterly corner of said 2.063 acre tract and being a point on the southerly corporation line of the City of Columbus (Ord. No. 2506-85) recorded in Official Record Volume 6886A13 and being a point on the southerly line of a tract of land as conveyed to Cardinal Holding Company of record in Official Record Volume 28103 1-08;

Thence South 86°34'29" East with said southerly lines together with the northerly lines of said 2.063 acre tract, 2.056 acre tract, 4.143 acre tract and said 5.408 acre tract and together with the southerly line of a 10.630 acre tract as conveyed to the City of Columbus as recorded in Official Record Volume 2263 1-17, a distance of 1098.50± feet to the northeasterly corner of said 5.408 acre tract and being the northwesterly corner of a 3.6972

acre tract as conveyed to Mary A. Metzger, Tax Parcel Number 220-000559 as recorded in the Franklin County Auditor's Office and the existing City of Columbus Corporation line as established by ORD. No. 733-01 and Inst. No.200106270145523;

Thence South 10° 15'17" East with the easterly line of said 5.408 acre tract together with the westerly line of said 3.6972 acre tract, a distance of 498.48± feet to a point on the northerly right of way line of said Warner Road and with the existing corporation line;

Thence South 03°42'31" West, crossing Warner Road, a distance of 95.00± feet to the southerly right of way of said Warner Road;

Thence with the southerly right of way line of said Warner Road and existing City of Columbus Corporation line as established by ORD. No. 898-00 Inst. No. 200008090159324 and ORD. No. 2928-86 the following eight (8) courses;

- 1) North 86°17'30" West, a distance of 67.37± feet to a point;
- 2) North 82°28'38" West, a distance of 150.33± feet to a point;
- 3) North 03°42'30" East, a distance of 5.00± feet to a point;
- 4) North 86°17'30" West, a distance of 250.00± feet to a point;
- 5) North 74°58'53" West, a distance of 50.99± feet to a point;
- 6) North 86°17'29" West, a distance of 87.53± feet to a point on the easterly right of way line of a tract of land as conveyed to the City of Columbus of record in Official Record Volume 23562G03;

7) North 04° 12'30" East, a distance of 20.00± feet to a point on the centerline of said Warner Road;

8) North 86°17'30" West with the centerline of said road, a distance of 439.75± feet to a point on the easterly line of said 1.951 acre tract;

Thence South 01°15'21" West with the easterly line of said 1.951 acre tract, a distance of 40.02± feet to a point;

Thence North 86°17'30" West crossing said 1.951 acre tract, a distance of 170.00± feet to a point on the westerly line of said 1.951 acre tract;

Thence North 01°15'21" East with said line, a distance of 40.04± feet to the true point of beginning and containing 14.776 acres of land more

or less.

Section 2. That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

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

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

#### **ORD NO. 0638-02**

To accept the application (AN01-065) of Peters Family Farms, Inc. for the annexation of certain territory containing 178.0 ± Acres in Hamilton Township.

WHEREAS, a petition for the annexation of certain territory in Hamilton Township was duly filed by Peters Family Farms, Inc. on October 17, 2001; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated January 2, 2002; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on February 15, 2002; and

WHEREAS, sixty days from the date of said filing have now elapsed in accordance with the provisions of the Ohio Revised Code; and

WHEREAS, it is in the best interest of the city of Columbus to accept the annexation of the territory sought to be annexed by the aforesaid petition; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the proposed annexation as applied for in the petition of Peters Family Farms, Inc. being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio October 17, 2001 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated January 2, 2002, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situate in the State of Ohio, County of Franklin, Township of Hamilton, Southwest quarter of Section 2, Township 3, Range 22, Congress Lands and being an annexation of approximately 178 acres more particularly described as follows:

Beginning for reference in the centerline of Lockbourne Road (50 foot wide) at the southwesterly corner of a 49.0-acre tract conveyed to Richard L. Dimond, Tr.

Thence easterly a distance of approximately 25 feet along the southerly line of said 49.0-acre tract to the easterly right of way line of said road and the True Place of Beginning for this particular description;

Thence easterly a distance of approximately 2143 feet leaving said road along the southerly line of said 49.0-acre tract to the southwesterly corner of an 87.277-acre tract conveyed to Robert C. Talbott, also being an existing City of Columbus Corporation Line established by Ordinance No. 972-95 as shown of record in Official Record 29162, Page A-03;

Thence easterly a distance of approximately 1850 feet along the southerly line of said 87.277- acre tract and said corporation line to the northwesterly corner of a 42.58-acre tract conveyed to CSX Transportation Inc. Chesapeake and Ohio Railroad Used in Operation;

Thence southwesterly a distance of approximately 1547 feet along the westerly line of said 42.58-acre tract to the beginning of a curve;

Thence southwesterly a distance of approximately 1774 feet along the westerly line of said 42.58-acre tract to the northeasterly corner of a 64.32-acre tract conveyed to John W. Burton;

Thence westerly a distance of approximately 950 feet along the northerly line of said 64.32-acre tract to the easterly right of way line of Lockbourne Road (50 feet wide);

Thence northwesterly a distance of approximately 16 feet along the easterly right of way of said road through a 182.388-acre tract conveyed to Peters Family Farms Inc. to a point;

Thence northwesterly a distance of approximately 423 feet continuing along the easterly right of way line of said road through said 182.388-acre tract to a point;

Thence northwesterly a distance of approximately 861 feet continuing; along the easterly right of way line of said road through said 182.388-acre tract to a point;

Thence northwesterly a distance of approximately 91 feet continuing along the easterly right of way line of said road through said 182.388-acre tract to a point;

Thence northwesterly a distance of approximately 607 feet continuing along the easterly right of way line of said road through said 182.388-acre tract to a point;

Thence northerly a distance of approximately 1156 feet continuing along the easterly right of way line of said road through said 182.388-acre tract to the True Place of Beginning containing approximately 178 acres.

Section 2. That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

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

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0639-02**

To authorize the Director of Public Utilities to modify the contract with Darby Creek Excavating Inc., for the Group Two Water Line Improvements Project for the Division of Water, and to authorize the expenditure of \$14,882.69 from the Waterworks Enlargement Voted 1991 Bonds Fund. (\$14,882.69)

WHEREAS, Contract No. EA013341-002 was authorized by Ordinance No. 0638-00, passed March 27, 2000, was executed on May 24,2000 and was approved by the City Attorney on June 1, 2000, and

WHEREAS, it is necessary to modify Contract No. EA013341-002 to provide monies for changes in construction necessitated by actual construction and field conditions where Contract Pay Items did not exist, and

WHEREAS, in the usual daily operation of the Division of Water, Department of Public Utilities in that it is necessary to authorize the Director of Public Utilities to modify Contract No. EA013341-002 in order to provide for the proper completion of the Group Two Water Line Improvements 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 Director of Public Utilities be and he is hereby authorized to modify Contract No. EA013341-002 with Darby Creek Excavating Inc., 6790 Brooksmiller Road, Circleville, Ohio 43113 for the Group Two Water Line Improvements Project, Division of Water, Contract No. 938, Project 690236 in accordance with the terms and conditions as shown on the modification on file in the office of the Division of Water.

Section 2. That this contract modification is in accordance with the requirements of Section 329.13 of the Columbus City Code.

Section 3. That any modification made under the provisions of this ordinance must first be authorized by the Director of Public Utilities and a contract modification properly submitted to the City Auditor for certification of funds.

Section 4. That for the purpose expressed in Section 1 and 2 above, the expenditure of \$14,882.69 or as much thereof as may be needed be and the same is authorized from the Water Works Enlargement Voted 1991 Bonds Fund No. 606, Department 60, Division 09, OCA Code 642900, Object Level Three 6629, Object Level One 06, Project 690236.

Section 5. That 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 6. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0640-02**

To authorize the Finance Director to establish an additional Blanket Purchase Order, for fasteners, from an established State of Ohio Contract with Columbus Fasteners, Inc., for the Division of Water, and to authorize the expenditure of \$6,000.00 from Water Systems Operating Fund. (\$6,000.00)

WHEREAS, the State of Ohio has established State Contract OT901499-N for fasteners, and

WHEREAS, it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Finance Director to establish an additional Blanket Purchase Order, for fasteners, based on the above mentioned State of Ohio Contract, for various Division of Water activities, 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. That the Finance Director be and is hereby authorized to establish an additional Blanket Purchase Order, for fasteners, from an established State of Ohio Contract with Columbus Fasteners, Inc., for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$6,000.00 or as much thereof as maybe needed is hereby authorized from Water Works Fund 600, Department 60-09, Object Level One 02, Object Level Three 2244, OCA Codes and amounts listed below, to pay the cost thereof.

OCA CODE	AMOUNT
602425	\$ 1,000.00
602482	\$ 2,000.00
602649	\$ 1,000.00
602672	\$ 1,000.00
602730	\$ 1,000.00
<b>TOTAL</b>	<b>\$ 6,000.00</b>

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

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0641-02**

To authorize the Director of Public Utilities to modify the contract for Vibration Data Collection and Analysis with Vibration Analysis Limited, for the Division of Sewerage and Drainage; and to authorize the expenditure of \$ 30,000.00. (\$ 30,000.00)

WHEREAS, Ordinance No. 352-98, passed March 9, 1998, authorized the Director of Public Utilities to enter into contract for Vibration Data Collection and Analysis with Vibration Analysis Limited, for the Division of Sewerage and Drainage; and,

WHEREAS, this contract was previously modified pursuant to Ordinance No. 2873-99, passed December 13, 1999 and Ordinance No. 1515-

00, passed July 10, 2000; and,

WHEREAS, it is immediately necessary to authorize the Director of Public Utilities to modify the existing contract with Vibration Analysis Limited, in order to provide for continuation of Vibration Data Collection and Analysis services; now, therefore,  
**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

Section 1. That the Director of Public Utilities be, and hereby s, authorized to modify Contract No. CT19261 with Vibration Analysis Limited, 1110 Morse Road, Suite 122, Columbus OH 43229, in order to continue and extend services under Contract No. CT19261, in accordance with the terms and conditions as shown on the Modification on file in the office of the Division of Sewerage and Drainage.

Section 2. That the expenditure of \$ 30,000.00, or as much thereof as may be needed, is hereby authorized from Sewerage System Operating Fund 650, Department 60-05, to pay the cost of the modification to Contract No. CT19261, as follows:

OCA Code	Object Level 3	Amount
605030	3372	\$ 10,000.00
605063	3372	<u>\$ 20,000.00</u>
	<b>Total</b>	<b>\$ 30,000.00</b>

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

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0642-02**

To authorize the Director of Public Utilities to modify and increase the contract with the Operator Training Committee of Ohio (OTCO), for utility operations and maintenance training, for the Division of Water, and to authorize the expenditure of \$30,000.00 from Water Systems Operating Fund. (\$30,000.00)

WHEREAS, contract number DE026822 was established with the Operator Training Committee of Ohio (OTCO) for specialized water utility operations and maintenance training, and

WHEREAS, an increase is needed for additional training as the Division of Water requires its plants and distribution system to be operated by licensed, trained professionals, and

WHEREAS, it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Director of Public Utilities to modify and increase the contract for utility operations and maintenance training, from the Operator Training Committee of Ohio (OTCO), 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. That the Director of Public Utilities be and is hereby authorized to modify and increase the contract with the Operator Training Committee of Ohio (OTCO), for utility operations and maintenance training, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$30,000.00 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 602151, Object Level One 03, Object Level Three 3331, 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 April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0643-02**

To authorize the Finance Director to establish a Blanket Purchase Order, for pipe & fitting, from an established State of Ohio Contract with Westwater Supply Corporation, for the Division of Water, and to authorize the expenditure of \$22,500.00 from Water Systems Operating Fund. (\$22,500.00)

WHEREAS, the State of Ohio has established State Contract OT901499-N for pipe and fittings, and

WHEREAS, it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Finance Director to establish a Blanket Purchase Order, for pipe and fittings, based on the above mentioned State of Ohio Contract, for various Division of Water activities, 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. That the Finance Director be and is hereby authorized to establish a Blanket Purchase Order, for pipe and fittings, from an established State of Ohio Contract with Westwater Supply Corporation, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$22,500.00 or as much thereof as may be needed is hereby authorized from Water Works Fund 600, Department 60-09, Object Level One 02, Object Level Three 2268, OCA Codes and amounts listed below to pay the cost thereof.

OCA CODE	AMOUNT
602425	\$ 3,000.00
602482	\$ 4,000.00
602540	\$ 3,000.00
602649	\$ 6,000.00
602755	\$ 1,000.00
603001	<u>\$ 5,500.00</u>
<b>TOTAL</b>	<b>\$ 22,500.00</b>

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

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0644-02**

To authorize the Director of Public Utilities to enter into the fourth modification of the contract with Decker Construction Company, for the Utility Cut and Restoration Project, for the Division of Water, and to authorize the expenditure of \$850,000.00 from Water Systems Operating Fund. (\$850,000.00)

WHEREAS, contract EA024824 was authorized by Ordinance 1671-00, passed July 10, 2000, allowing the Director of Public Utilities to enter into a three-year contract with Decker Construction Company for the Utility Cut and Restoration Project, and  
 WHEREAS, it is necessary to modify contract EA024824, with modification number four, to provide annual funds for repairs to City pavements, curbs, and sidewalks as the result of utility excavations, and

WHEREAS, it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Director of Public Utilities to modify and increase the contract for the Utility Cut and Restoration Project, for the Distribution activity, 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. That the Director of Public Utilities be and is hereby authorized to modify and increase the contract with Decker Construction Company, for the Utility Cut and Restoration Project, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$850,000.00 or as much thereof as may be needed is hereby authorized from Water Works Fund 600, Department 60-09, Object Level One 03, Object Level Three 3375, OCA Codes and amounts listed below, to pay the cost thereof.

OCA CODE	AMOUNT
602722	\$ 100,000.00
602730	<u>\$ 750,000.00</u>
<b>TOTAL</b>	<b>\$ 850,000.00</b>

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

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0645-02**

To change the name of that portion of roadway identified on the plat titled Crosswoods Center, Section 1, record in Plat Book 60, Page 26, of the Franklin County, Ohio, Recorder's Office as Vantage Drive, beginning the intersection of North High Street to a point approximately 555 feet east thereof, to Dimension Drive.

WHEREAS, the Transportation Division of the Public Service Department recently reviewed plans for the construction of a proposed new office building within the Crosswoods Center, Section 1, plat; and

WHEREAS, while reviewing these plans it was discovered that a street east of High Street identified on this plat as Vantage Drive consists of three sections that form a "T"; and

WHEREAS, this configuration causes safety and traffic problems for various City, County, State and Federal agencies; and

WHEREAS, Dimension Drive, shown on the plat titled High Cross Boulevard – Dimension Drive, Dedication of High Cross Boulevard, Dimension Drive and Easements, of record in the Franklin County, Ohio, Recorder's Office, Plat Book 84, Pages 97 and 98, aligns with a pan of Vantage Drive; and

WHEREAS, to avoid future conflicts the Public Service Department, Transportation Division has determined it is in the best interest of the City of Columbus to change the name of a portion of Vantage Drive to Dimension Drive

WHEREAS, this part of Vantage Drive is approximately 555 feet in length and has no homes or business addressed off of it, therefore no property owners were contacted; and

WHEREAS, the following legislation authorizes the proposed name change; now, therefore,

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

Section 1. That the right-of-way currently identified as Vantage Drive, shown on the plat titled Crosswoods Center Section 1, Plat Book 60 Page 26 Franklin County, Ohio, Recorder's Office, from its intersection with North High Street to that point where it aligns with Dimension Drive (approximately 555 feet east of North High Street) be and hereby is changed to Dimension Drive.

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

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0682-02**

To authorize the Director of the Department of Development to amend the contract with the Short North Special Improvement District Association ; to authorize the expenditure of \$14,416 from the Voted 1995, Voted 1999 Streets and Highways Fund; and to declare an emergency. (\$14,416)

WHEREAS, the Department of Development entered into an agreement with the Short North Special Improvement District Association for the hiring of a consultant to form a SID on High Street in the Short North; and

WHEREAS, the Department of Development amended the agreement with the Short North Special Improvement District Association by the addition of Phase II, construction drawings and cost estimates to the scope of the project; and

WHEREAS, the Department of Development amended the agreement with the Short North Special Improvement District Association by the addition of Phase III, construction drawings for underground utility burial; and

WHEREAS, it was determined that the cost associated with underground utility burial was too prohibitive and the utilities will now be relocated as the best alternative; and

WHEREAS, additional time is needed to complete Phase III of the SID project; and

WHEREAS, additional funds are needed to complete Phase III, utility relocation construction drawings and cost estimates for 16 arches on High Street between West Poplar Avenue and Smith Place; and

WHEREAS, the Scope of Services for the agreement needs to be amended to reflect Phase III, utility relocation; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to amend this contract all for the immediate preservation of the public health, property, safety and welfare; 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 and directed to amend CT 19221 with the Short North Special Improvement District Association by changing the Scope of Services, increasing the funding by \$14,416 and by extending the term of the contract to December 31, 2003.

Section 2. That this amendment is awarded pursuant to Section 329.29 of the Columbus City Codes, 1959 as amended.

Section 3. That for the purpose as stated in Section 1, the expenditure of \$14,416 or so much thereof as may be necessary from the Voted 1999 Streets and Highways Fund, Fund 704: Dept 59-09, Object Level One: 06, Object Level Three: 6682, Project 530053, OCA Code 530053.

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 April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0683-02**

To authorize and direct the Finance Director to modify and extend the citywide contract for the Repair of Automotive Exhaust Systems, with BJ's Muffler Shop dba Tuffy Auto Service Centers, and to declare an emergency.

WHEREAS, the Purchasing Office advertised and solicited formal bids, and selected the lowest bid; and

WHEREAS, vendor has agreed to extend FL000202 at current prices and conditions to and including April 30, 2003, and it is in the best interest of the City to exercise this option: and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to extend FL000202 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 is hereby authorized and directed to modify and extend FL000202 with BJ's Muffler Shop dba Tuffy Auto Service Centers to and including April 30, 2003.

Section 2. That this modification is in accordance with Section 329.13 of the Columbus City Codes

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 April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0684-02**

To authorize the Director of the Department of Finance to enter into an agreement with the Columbus Urban League for the Fair Housing Program, to authorize the expenditure of \$188,814.00 from the Community Development Block Grant fund, and to declare an emergency. (\$188,814.00)

WHEREAS, it is the desire of the Department of Finance to expend monies from the Community Development Block Grant Fund for an agreement with the Columbus Urban League for the Fair Housing Program, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Finance in that it is immediately necessary to expend the aforementioned funds for preservation of the public peace, health, property, safety and welfare; now, therefore,

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

Section 1. That, in accordance with Section 329.23 of the Columbus City Code, the Director of the Department of Finance is hereby authorized and directed to enter into an agreement with the Columbus Urban League for the Fair Housing Program.

Section 2. That the expenditure of \$188,814.00, or so much thereof as may be necessary, from Division 45-01, Fund 248, OCA Code 451172, Subfund 001, Object Level One 03, Object Level Three 3336 is hereby authorized for the aforesaid purpose.

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 April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0685-02**

To authorize and direct the Finance Director to modify the city-wide contracts for the option to purchase Automobile Lighting Parks with Bound Tree Parr, LLC, and to declare an emergency.

WHEREAS, the Purchasing Office advertised and solicited formal bids, and selected the lowest bids; and

WHEREAS, Bound Tree Corporation of Henniker, NH and Parr Emergency Products, LLC of Galloway, OH merged to form Bound Tree Parr, LLC. Bound Tree Parr, LLC and supplier has agreed to honor the contract at current prices, terms, and conditions, and it is in the best interest of the City to exercise this option; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to modify FL000836, Automobile Lighting Parts 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 is hereby authorized and directed to modify FL000836 to reflect the change of the company's name and Federal ID number from Parr Emergency Product Sales, Inc, 31-886359 to Bound Tree Parr, LLC, 31-1739487.

Section 2. That this modification is in accordance with Section 329.13 of the Columbus City Codes

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 April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0686-02**

To authorize an appropriation of \$302,000 to the General Grant Fund; to authorize the Director of the Department of Finance to enter into a contract with the Community Shelter Board for the provision of homeless services; to authorize the expenditure of \$302,000 of Emergency Shelter Grant funds from the General Government Grant Fund; and to declare an emergency. (\$302,000)

WHEREAS, the City has received \$302,000.00 in Emergency Shelter Grant funds from HUD under the Stewart-McKinney Act-Emergency Shelter Grant Program for the provision of support services to the homeless; and

WHEREAS, the Director of the Department of Finance desires to enter into a contract with the Community Shelter Board, Inc. to disburse the funds to various providers of services to the homeless; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Finance in that it is immediately necessary to enter into a contract with the Community Shelter Board, Inc.; now, therefore,  
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That from the unappropriated balance of 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 year ending December 31, 2002, the sum of \$302,000.00 is hereby appropriated to the Department of Finance as follows: Department No. 45-01, Fund Number 220, Object Level One 3, Object Level Three 3337, OCA Code 451153, Grant No. 458084.

Section 2. That the sum of \$302,000.00, or so much thereof as may be necessary, is hereby authorized to be expended from the Department of Finance as follows: Department 45-01, Fund Number 220, Object Level One 3, Object Level Three 3337, OCA Code 451153, Grant No. 458084.

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 April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0688-02**

To authorize the City Auditor to transfer \$25,000.00 within the Water Works Enlargement Voted 1991 Bonds Fund to fund the Griggs Booster Station project for the Division of Water, to amend the 2001 C.I.B., and to declare an emergency. (\$25,000.00)

WHEREAS, it is required in the usual daily operation of the Division of Water, Department of Public Utilities, to provide funding and additional authority for the Griggs Booster Station project, and

WHEREAS, the required funds are available in Water Facilities Improvements, and

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Water Facilities Improvements. This transfer should be considered as a temporary funding method and in no way shall alter the status of the funding project, and

WHEREAS, an emergency exists in the usual daily operations of the Division of Water, Department of Public Utilities in that it is immediately necessary to transfer funds between two projects within Fund No. 606, and to amend the 2001 C.I.B., 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 monies within the Water Works Enlargement Voted 1991 Bonds Fund No. 606, Object Level One 06, Object Level Three 6601, as follows:

<b>FROM:</b>		
690026 Water Facilities Improvements,	OCA Code 642900	\$25,000.00
<b>TO:</b>		
690450 Griggs Booster Station,	OCA Code 690450	\$25,000.00

Section 2. That in Section 1, Public Utilities/Water 60-09 of Ordinance No. 0726-01 is hereby amended as follows:

<b>PROJECT NO.</b>	<b>PROJECT</b>	<b>2000 BUDGET</b>
690450	Griggs Booster Station	\$25,000 *(1)*
690026	Water Facilities Improvements	\$1,075,000 *(2)*

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part thereof, 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.

	<b>2001 ORIGINAL BUDGET</b>	<b>2001 AMENDED BUDGET</b>	<b>COMMENTS</b>
*(1)*	\$0	\$25,000	AUTHORITY INCREASED
*(2)*	\$1,100,000	\$1,075,000	AUTHORITY REDUCED

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0689-02**

To authorize the Director of Public Utilities to contract with Shelly and Sands, Inc. for the necessary construction services; to provide for payment of prevailing wage coordination services to the Transportation Division; for costs associated with the Olde Orchard Area Stormwater System Improvements Project, for the Division of Sewerage and Drainage; and to authorize the expenditure of \$500,752.00 from the 1999 Voted Flood Storm Sewer Fund; and to declare an emergency. (\$500,752.00)

WHEREAS, bids for construction of the Olde Orchard Area Stormwater System Improvements Project were received March 6, 2002, and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract and to encumber and expend funds to provide for payment of prevailing wage coordination services for costs associated with the Olde Orchard Area Stormwater System Improvements Project. This will allow the construction services to begin at the earliest practicable date.

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 authorize the Director of Public Utilities to contract for the aforementioned project for the 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 Public Utilities be, and hereby is, authorized to award and execute a contract for construction of the Olde Orchard Area Stormwater System Improvements Project with the lowest and best bidder. Shelly and Sands, Inc., 1515 Harmon Avenue, Columbus,

Ohio 43216, in the amount of \$499,752.00 in accordance with the terms and conditions of the Contract on file in the office of the Division of Sewerage and Drainage; and to obtain the necessary prevailing wage coordination services from the Transportation Division; and to pay up to a maximum of \$1,000.00.

Section 2. That for the purpose of paying the cost of the construction contract, the cost of the prevailing wage coordination services, the following expenditure, or as much thereof as may be needed, is hereby authorized as follows:

Division	Fund	Project	Object Level Three	OCA Code	Amount
60-15	705	610931	6621	610931	\$500,752.00

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 April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0690-02**

To authorize and direct the Director of Finance to establish a purchase order to purchase a mobile radio tower and associated ancillary equipment accordance with the provisions of Section 329.06(a) of the Columbus City Code, to authorize the expenditure of \$89,865 from the Police and Fire 800 MHz Communications System Fund, and to declare an emergency. (\$89,865).

WHEREAS, the responsibility of the 800 MHz Communications System will continue to be that of the Department of Public Safety, Division of Communications; and,

WHEREAS, the Division of Communications has a need to establish a purchase order for the purchase of a mobile radio tower and associated ancillary equipment for disaster response, emergency restoration to ensure continued reliability of the Police and Fire 800 MHz Communication System which provides communications throughout all of Franklin County's 114 Safety Agencies; and,

WHEREAS, the Purchasing Section of the Department of Finance advertised and solicited competitive bids in accordance with the Columbus City Code, Section 329.06(a); and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, Division of Communications in that it is immediately necessary to purchase a mobile radio tower and associated ancillary equipment for disaster response, emergency restoration to ensure continued reliability of the 800 MHz Communication System, in order to preserve the public peace, health, safety and welfare; now, therefore,  
**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

Section 1. That the Director of Finance be and is hereby authorized to establish a purchase order with Aluma Tower Company, Inc. for the purchase of a mobile radio tower and also, purchase associated ancillary equipment for disaster response, emergency restoration to ensure continued reliability of the 800 MHz Communication System.

Section 2. That this agreement is made in accordance with the provisions of Section 329.06(a) of the Columbus City Code.

Section 3. That for the purpose stated in Section 1 hereof, the expenditure of \$89,865 or so much thereof as may be needed, is hereby authorized from:

DIVISION	FUND	PROJECT NUMBER	OCA CODE	AMOUNT
30-04	701	320001	642629	\$89,865

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 April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0691-02**

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$25,000.00 from the Water Works Enlargement Voted 1991 Bonds Fund for costs in connection with the Griggs Booster Station Project, and to declare an emergency. (\$25,000.00).

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Water, in that it is immediately necessary to authorize the City Attorney to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the aforesaid professional services necessary in connection with said project for the 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 City Attorney be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary in connection with the Griggs Booster Station Project.

Section 2. That the expenditure of \$25,000.00, or so much thereof as may be necessary be and hereby is authorized from the Water Works Enlargement Voted 1991 Bonds Fund as follows:

Project #	Dept/Div.	Fund #	Object Level Three	OCA Code	Amount
690450	60-09	606	6601	690450	\$25,000.00

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

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0692-02**

To authorize and direct the Director of Public Safety to enter into various multiple-year contracts with Medtronic Physio-Control Corporation for product support service for Medtronic Physio-Control LifePak defibrillator/monitor/pacemakers with battery support systems; in accordance with the provisions of sole source procurement; to authorize the expenditure of \$55,652.40 and to declare an emergency. (\$55,652.40)

WHEREAS, the Division of Fire carries Medtronic Physio-Control LifePak defibrillators/monitors/pacemakers on its Emergency Medical and first responder vehicles in order to assess and deal with cardiovascular emergencies; and

WHEREAS, this highly specialized and technical equipment requires service support and warranty work as specified by and provided only by the manufacturer, Medtronic Physio-Control Corporation; and

WHEREAS, this product support service has been provided in previous years solely by the manufacturer in order to adhere to warranty regulations and to insure that repairs were in accordance with the manufacturer's specifications; and

WHEREAS, for the aforementioned reasons, it is now necessary to enter into various multiple-year contracts with the manufacturer, Medtronic Physio-Control, for continuing product support service for various models of LifePak defibrillators/monitors/pacemakers with battery support systems; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Fire, Department of Public Safety, in that it is immediately necessary to enter into various multiple-year contracts for product support service for LifePak equipment used on Emergency Medical vehicles, in accordance with the provisions of Section 329.07(c) the Columbus City Codes, 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 Director of Public Safety be and he is hereby authorized and directed to enter into various multiple-year contracts with Medtronic Physio-Control Corporation for product support service for various models of LifePak defibrillators/monitors/pacemakers with battery support systems.

Section 2. That this Council finds it is in the best interest of the City of Columbus that this expenditure be in accordance with the provisions of Section 329.07(c), of the Columbus City Codes to permit the authorization to enter into various multiple-year contracts with Medtronic Physio Control Corporation for LifePak equipment product support service for the Division of Fire.

Section 3. That the expenditure of \$55,652.40, or so much thereof as may be necessary, is hereby authorized from the funds available within the Division of Fire General Fund Budget as follows:

Division	Fund	Object Level 1	Object Level 3	OCA	Amount
3004	010	03	3372	301531	\$55,652.40

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 or vetoes the same.

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0693-02**

To authorize the City Attorney to accept and expend various grants from the Franklin County Board of Commissioners, Justice Programs Unit for the purpose of assisting the City Attorney in the prosecution of the crime of Stalking, and to declare an emergency.

WHEREAS, the Franklin County Board of Commissioners, Justice Programs Unit, has awarded the City of Columbus, City Attorney's Prosecutor's Division two (2) grants in the amount of \$28,429 for Grant No. 2001-WF-VA6-V504 and, \$56,470 for Grant No. 2001-WF-VA1-V503; and

WHEREAS, these funds will be used to do Law Enforcement Training and to hire a Stalking Unit Investigator to assist the City Attorney with various responsibilities related to the Crime of Stalking; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, City Attorney's office in that it is immediately necessary to accept the grant funds for the preservation of the public peace, health, 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 accept the following grants from the Franklin County Board of Commissioners, Justice Programs Unit. Said grant money is hereby authorized to be appropriated for Law Enforcement Training, and to hire a Stalking Unit Investigator within the City Attorney's Prosecutor's Division. Said grant monies to be deposited to following funds:

Dept.	Grant No.	Amount	OCA	Fund	Object Level 03
2401	2001-WF-VA6-V504	\$28,429.00	241004	220	3336
2401	2001-WF-VA1-V503	\$56,470.00	241005	220	3336

Section 2. That the City Attorney is authorized to appropriate and expend said grant funds for the purposes stated herein.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made part hereof, this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare and the same shall take effect and be in force from and immediately after its passage and approval by the Mayor, or within ten (10) days after passage if the Mayor neither approves nor vetoes the same.

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0694-02**

To authorize the City Attorney to enter into the third year of a three-year flat-fee contract with LEXIS-NEXIS a division of Reed Elsevier, Inc., for the continued provision of on-line legal research resources in the amount of \$81,950, to authorize the expenditure of said funds, to waive competitive bidding requirements of Chapter 329, Columbus City Codes; and to declare an emergency. (\$81,950.00)

WHEREAS, the City Attorney would like to enter into the third year of a three-year contract, for the 2002 fiscal year ending December 31, 2002, with LEXIS-NEXIS for the continued receipt of on-line legal research services; and

WHEREAS, the City Attorney's Office has selected a subscription package which provides the required services for a monthly flat-fee rate of \$6,600 per month for the first four (4) months of 2002, and \$7,128 for the last eight (8) months of 2002; and

WHEREAS, the initial trial period and solicitation of proposals for like-kind services satisfied the intent of the competitive procurement requirements of Chapter 329, Columbus City Codes; and

WHEREAS, the City Attorney's Office recommends the waiver of the competitive bidding requirements of Chapter 329, Columbus City Codes; and

WHEREAS, an emergency exists in that authorizing the contract will ensure uninterrupted on-line legal research services are available to the City Attorney's Office for the remainder of this contract term at an economical flat-fee rate; now, therefore,

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

Section 1. That the City Attorney is hereby authorized to modify her flat-fee contract with LEXIS-NEXIS, a division of Reed Elsevier, Inc., for the continued provision of on-line legal resources at a rate of \$6,600 per month for four (4) months of 2002, and \$7,128 per month for eight (8) months of 2002 for a total of \$83,424.00. A balance of \$1,474 remains on the previous encumbrance.

Section 2. That the City Attorney is authorized to expend funds as follows:

<u>Object Level 01</u>	<u>Object Level 03</u>	<u>Index Code</u>	<u>Amount</u>
03	3332	240101	\$81,950.00

Section 3. That the competitive bidding procedures of Chapter 329, Columbus City Codes, be and hereby are waived.

Section 4. That for the reasons stated in the preamble which is 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 (10) days after passage of the Mayor neither approves nor vetoes the same.

Passed April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0695-02**

To authorize and direct the Finance Director to issue orders for purchases from a UTC established by the Purchasing Office (12/11/00) with Roy Tailor's Uniform Company of Columbus, Inc., and to authorize the expenditure of \$1,181,021.50. from the General Fund, and to declare an emergency. (\$1,181,021.50)

WHEREAS, the Purchasing Office established a UTC on 12/11/00 to make uniforms available for purchase by the Fire Division; and

WHEREAS, the Division of Fire needs to provide uniforms for firefighters in accordance with Collective Bargaining Contract with IAFF Local 67; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Fire, Department of Public Safety, in that it is immediately necessary to purchase uniforms, 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 he is hereby authorized and directed to purchase firefighter work uniforms in accordance with existing UTC :

<u>Company</u>	<u>Amount</u>
Roy Tailor's Uniform Company of Columbus, Inc.	\$ 1,181,021.50

Section 2. That the expenditure of \$ 1,181,021.50, or so much thereof, as may be necessary, be and it is hereby authorized from the General Fund No. 01-100, Division of Fire No. 30-04, as follows:

Division	Sub Fund	Object Level 1	Object Level 3	OCA	Amount
3004	010	02	2222	301531	\$1,181,021.50

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared 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 April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0696-02**

To authorize the Public Service Director to modify and extend a lease for the Division of Facilities Management with the Bryden House Limited Partnership for space at the former St. Ann's Maternity Hospital on Bryden Road; to authorize the expenditure of \$196,089.41 from the General Fund; and to declare an emergency. (\$196,089.41)

WHEREAS, City Council passed Ordinance 1704-93 authorizing the original lease agreement, and

WHEREAS, the City is obligated to lease the building for 10 years, and

WHEREAS, this is the ninth year of the renewable lease, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Facilities Management in that it is immediately necessary to authorize the Public Service Director to modify and extend a lease agreement with Bryden House Limited Partnership for space obligated by a 10 year lease agreement, 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 Public Service Director be and is hereby authorized to modify and extend original lease CT-15320 with Bryden House Limited Partnership for a period of one year for space at the former St Ann's Hospital on Bryden Road. This is the 9th year of a 10 year lease.

Section 2. That the expenditure of \$196,089.41 or so much that may be needed in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division	Fund	OCA Code	Obj. Level 1	Obj. Level 3	Amount
5907	010	597419	03	3301	\$196,089.41

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 April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0697-02**

To appropriate \$10,000.00 within the Municipal Motor Vehicle License Tax Fund and authorize the expenditure of the same amount therein for the Transportation Division; to authorize the expenditure of \$41,200.00 from the Street Construction Maintenance & Repair Fund, \$17,510.00 from the General Fund and \$7,000.00 from the Development Services Fund; to authorize the Director of Finance to establish blanket purchase orders pursuant to the terms and conditions of a State of Ohio contract for "self-help" natural gas for the Transportation Division with IQ Solutions; and to declare an emergency. (\$165,710.00)

WHEREAS, the Transportation Division uses natural gas for heating v: is buildings, and

WHEREAS, the State of Ohio has competitively bid natural gas from the private sector (self-help gas) and has established a contract with IQ Solutions, and

WHEREAS, the terms and conditions of this contract are available to local jurisdictions through the state's cooperative purchasing program by virtue of H. B. 100, and

WHEREAS, the state's contract provides for greater savings because the state is bidding larger volumes of gas than does the city; and

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

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that it is immediately necessary to authorize the Director of Finance to issue blanket purchase orders for "self-help" natural gas with IQ Solutions, Inc., 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 \$100,000.00 is hereby appropriated from the unappropriated balance of the Municipal Motor Vehicle License Tax fund no. 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, 2002, to the Transportation Division, Dept./Div. 59-09, OCA Code 599115 and Object Level Three 3300.

Section 2. That the Director of Finance be and is hereby authorized to issue a blanket purchase order to IQ Solutions, 1801 East Ninth Street, Suite 1510, Cleveland, Ohio 44114 for the Transportation Division for the purchase of "self-help" natural gas pursuant to the terms and conditions of a State of Ohio contract.

Section 3. That the expenditure of \$165,710.00, or so much thereof as may be needed, be and is hereby authorized and approved as follows, for the Transportation Division, Dept./Div. 59-09:

FUND NAME	FUND	OCA	OL3	AMOUNT
Municipal Motor Veh Lic Tax	266	599115	3310	\$100,000.00
SCMR	265	599103	3310	41,200.00
General Fund	010	599113	3310	17,510.00
Development Serv.	240	599002	3310	4,000.00
Development Serv.	240	599045	3310	1,000.00
Development Serv.	240	599071	3310	1,000.00
Development Serv.	240	599096	3310	1,000.00
<b>TOTAL</b>				<b>\$165,710.00</b>

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 April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0698-02**

To grant consent and propose cooperation with the County Engineer of Franklin County for the improvement of Lane Avenue from Olentangy River Road to Tuller Avenue, including the bridge over the Olentangy River; and to declare an emergency.

WHEREAS, the City has identified the need for and proposes the improvement of a portion of public highway which is described as follows:

The reconstruction of Lane Avenue from Olentangy River Road to Tuller Avenue, including replacement of the existing bridge over the Olentangy River,

with portions of said highway within the municipal corporation limits being hereinafter referred to as the improvement; and

WHEREAS, the City further desires cooperation from Franklin County in the planning, design and construction of said improvement; and

WHEREAS, an emergency exists in the City of Columbus in that it is immediately necessary to provide consent for this project so it can proceed according to the established timelines 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 City hereby requests the cooperation of the County Engineer of Franklin County in the cost of the above-described improvement as follows:

The City and Franklin County will assume and bear 100% of the total cost of the project not covered by OPWC.

Franklin County will reimburse the City for the cost of construction not covered by OPWC.

Franklin County will be the lead agent for this project.

This is consent only. No financial participation is required by the City at this time.

Section 2. That the Directors of Public Service, Public Service, and Recreation and Parks of the City of Columbus is hereby authorized on behalf of the City to enter into agreements with the County Engineer of Franklin County necessary to complete the construction of this improvement.

Section 3. That the Clerk of this Council be and is hereby directed to transmit to the County Engineer of Franklin County a certified copy of this ordinance immediately upon its passage.

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 April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0699-02**

To authorize the transfer of \$505,416.00 between projects within the Voted 1995, Voted 1999 Streets and Highways Fund and the expenditure of \$491,000.00 therein; to authorize the Director of Public Service to modify and increase contract with The Righter Company for construction of the Short North Ornamental Arches project for the Transportation Division; and to declare an emergency. (\$491,000.00)

WHEREAS, Contract EA029498-002 was authorized by ordinance no. 144-01, passed on January 29, 2001, executed on February 15, 2001, and approved by the City Attorney on February 21, 2001; and

WHEREAS, it is necessary to modify this contract to provide for additional work for the Short North Ornamental Arches project; and

WHEREAS, a transfer of cash and appropriation authority between projects within the Voted 1995, Voted 1999 Streets and Highways Fund will make money available for this project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that the contract should be modified and increased immediately so the work may proceed without delay, thereby preserving the public health, peace and safety; now, therefore,

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

Section 1. That cash and appropriation authority in the amount of \$505,416.00 shall be transferred within the Voted 1995, Voted 1999 Streets and Highways Fund no. 704, for the Transportation Division, Dept./Div. 59-09, Object Level Three 6631, as follows:

TRANSFER FROM:			
<u>Project</u>		<u>OCA Code:</u>	<u>Amount:</u>
530161	Roadway Improvements	644385	\$105,416.00
530058	Neighborhood Commercial Revitalization	644385	\$400,000.00
		Total:	\$505,416.00
TRANSFER TO:			
<u>Project</u>		<u>OCA Code:</u>	<u>Amount:</u>
530053	Short North Arches SID	530053	\$505,416.00

Section 2. That the Director of Public Service be and is hereby authorized to modify and increase contract EA-029498 with The Righter Company, 2424 Harrison Road, Columbus, OH 43204 by \$491,000.00 for additional work in accordance with the terms as shown on the modification on file in the office of the City Engineer, which are hereby approved.

Section 3. That the sum of \$491,000.00 or so much thereof as may be needed is hereby authorized to be expended from the Voted 1995, Voted 1999 Streets and Highways Fund no. 704, Dept./Div. 59-09, OCA code 530053, Object Level Three 6631 and project no. 530053.

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 April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0700-02**

To authorize the Board of Health to enter into a contract with Ohio State University Hospitals for the provision of physician services for the Tuberculosis Clinic; to authorize the expenditure of \$44,000.00 from the Health Special Revenue Fund to pay the cost thereof; to waive provisions of competitive bidding; and to declare an emergency. (\$44,000.00)

WHEREAS, the Health Department has a need for specialized physician services to manage patients of the Tuberculosis Clinic; and,

WHEREAS, Ohio State University Hospitals can provide a physician who has the expertise required to manage patients of the Tuberculosis Clinic; 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 Ohio State University Hospitals 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 Ohio State University Hospitals for physician services for the Ben Franklin Tuberculosis Clinic for the period May 1, 2002 through April 30,2003.

Section 2. That the expenditure of \$44,000.00 is hereby authorized from the Health Special Revenue Fund, Fund No. 250, Department of Health, Division No. 50-01, Object Level One 03, Object Level Three 3418, OCA 501882.

Section 3. That the provisions of Section 329.09 of the Columbus City Code are hereby waived.

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 April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD NO. 0701-02**

To authorize the Development Director to enter into contracts with various contractors for grass mowing and litter control services during the 2002 season; to authorize the expenditure of \$113,850.00 from the General Fund; to authorize the expenditure of \$49,000 from the Community Development Block Grant Fund; and to declare an emergency. (\$162,850.00)

WHEREAS, grass mowing and litter control is necessary to public health; and

WHEREAS, it is the responsibility of the Weed Abatement Program to clear public sites and private properties deemed in violation; and

WHEREAS, in order to carry out this responsibility it is necessary to contract for grass mowing and litter control services; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to authorize contracts with certain contractors to provide these services, for the immediate preservation of the public peace, health, safety, and welfare; now, therefore

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

Section 1. That the Director of the Department of Development is authorized to enter into contracts with the vendors listed below in accordance with Columbus City Code for grass mowing and litter control services for the Department of Development.

- Driving Park Civic Association
- Martha Walker Garden Club
- Pine Hills Civic Association
- Columbuscapes Lawncare Services
- Columbus Industrial Mowing

Section 2. That the expenditure of \$ 113,850.00, or so much thereof as may be necessary, from the Department of Development, Neighborhood Services Division, Division 44-05, General Fund, Fund 010, for the aforesaid purpose is hereby authorized as follows:

<u>OCA</u>	<u>Object Level One</u>	<u>Object Level Three</u>	<u>Amount</u>
440330	03	3354	\$113,850.00

Section 3. That the expenditure of \$49,000.00, or so much thereof as may be necessary, from the Department of Development, Neighborhood Services Division, Division 44-05, CDBG Fund, Fund 248, for the aforesaid purpose is hereby authorized as follows:

<u>OCA</u>	<u>Object Level One</u>	<u>Object Level Three</u>	<u>Amount</u>
445207	03	3354	\$49,000.00

Section 4. That for the reasons stated in the preamble thereto, 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 April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD. NO. 0703-02**

To authorize the transfer of \$160,000.00 cash and appropriation between projects within the Voted 1995, Voted 1999 Streets and Highways Fund and the expenditure of the same amount therein; to authorize the Director of Public Service to enter into a professional service contract with ADR and Associates, LTD for the preparation of construction contract plans for sidewalk and Americans With Disabilities Act-compliant ramps (2002-2003 Sidewalk Installation Program) in specifically targeted areas in various locations in the City of Columbus for the Transportation Division; and to declare an emergency. (\$160,000.00)

WHEREAS: there is a need to install sidewalk and Americans With Disabilities Act-compliant ramps in specifically targeted areas in various locations in the City of Columbus; and

WHEREAS: the Director of Public Service has identified the need to enter into a professional service contract for the preparation of construction contract plans for the installation of sidewalks and ramps in specifically targeted areas in various locations in the City of Columbus for the Transportation Division; and

WHEREAS: a satisfactory proposal has been submitted by ADR and Associates, LTD; and

WHEREAS, a transfer of cash and appropriation authority between projects within the Voted 1995, Voted 1999 Streets and Highways Fund will make money available for this project; and

WHEREAS: an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that the contract should be executed immediately so that the work may proceed without delay, 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 cash and appropriation authority in the amount of \$160,000.00 shall be transferred within the Voted 1995, Voted 1999 Streets and Highways Fund no. 704, for the Transportation Division, Dept./Div. 59-09, Object Level Three 6682, as follows:

TRANSFER FROM:

<u>Project</u>	<u>OCA Code:</u>	<u>Amount:</u>
530161 Roadway Improvements	644385	\$160,000.00

TRANSFER TO:

<u>Project</u>	<u>OCA Code:</u>	<u>Amount:</u>
530790 Sidewalks & Curb - UIRF	530790	\$160,000.00

Section 2. That the Director of Public Service is hereby authorized to enter into a contract with ADR and Associates, LTD, 279 North State Street, Westerville, Ohio 43081, in an amount not to exceed \$160,000.00 for the preparation of construction contract plans for sidewalk and Americans With Disabilities Act-compliant ramps in specifically targeted areas in various locations in the City of Columbus.

Section 3. That for the purpose of paying the cost thereof, the sum of \$160,000.00 or so much thereof as may be needed, is hereby authorized to be expended from the Voted 1995, Voted 1999 Streets and Highways Fund no. 704, Dept./Div. 59-09, OCA code 530790, Object Level Three 6682 and project no. 530790.

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 April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**ORD. NO. 0704-02**

To amend Ordinance #1217-01, passed July 23, 2001 (ZOO-098), for property located at 4100 GENDER ROAD (43110), thereby permitting part of six (6) buildings in Development Area 5 to be three (3) stories and to permit 5.3 acres of additional parkland for the further expansion of Portman Park in the PUD-6, Planned Unit Development District and to declare an emergency.

WHEREAS, Ordinance #1217-01, passed July 23, 2001 (ZOO-098), addressed as 4100 Gender Road (43110), established the PUD-6, Planned Unit Development District consisting of seven (7) Development Areas for the development known as "Abbie Trails"; and

WHEREAS, Development Area 5 consists of 131± acres permitting single-family, multi-family and cluster housing subject to applicable development standards including a restriction that buildings not exceed 2 V2 stories above grade in height; and

WHEREAS, 36.1± acres of Development Area 5 is proposed to be developed with 21 multi-family buildings with six (6) of the 21 multi-family buildings having a center 3-story component and the other 15 multi-family buildings being exclusively two-story; and

WHEREAS, by this amendment, area within existing Development Area 5 is divided into Development Areas 5-A and 5-B and 5.3 acres that is presently part of Development Area 5 is to be designated as additional public parkland for expansion of Portman Park, which abuts Development Area 5 to the west; and

WHEREAS, Development Area 5-A consisting of 36.1 acres is the multi-family development site in which the six (6) buildings with a partial three (3) story component are proposed; and

WHEREAS, the PUD plan titled "Abbie Trails PUD Development Plan (Amended)", dated March 1, 2002, signed by Donald T. Plank, Attorney for applicant, has been updated to reflect Development Area 5-A, Development Area 5-B and the additional parkland for the expansion of Portman Park; and

WHEREAS, the site plan titled "Abbie Trails Development Area 5-A: Site and Landscaping Plan" dated March 1, 2002 and signed by Donald T. Plank, Attorney for applicant, is referenced in this ordinance to depict site development of Development Area 5-A, landscaping and mounding commitments and to designate the buildings (16, 17, 18, 19, 20 and 21, inclusive, as numbered on the site plan) which are permitted to be partially 3 story, consistent with the building elevation titled "Abbie Trails Development Area 5-A: Typical Building Elevation (Buildings 16, 17, 18, 19, 20 and 21); and

WHEREAS, all provisions of Ordinance #1217-01 remain in effect other than the amendments permitted by this ordinance; and

WHEREAS, City Departments' recommend approval of this amendment noting that by the amendment open space is conserved, lot coverage is reduced and substantial specific commitments applicable to Development Area 5-A that are not presently required are established, while permitting a minor change to the current language concerning "stories"; and

WHEREAS, an emergency exists in the daily operation of the Department of Development, Building Services Division, in that it is immediately necessary to amend Ordinance #1217-01, passed July 23, 2001 (ZOO-098) as stated herein and to declare an emergency, for the 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 existing Section 1 of Ordinance #1217-01, passed July 23, 2001, be repealed in its entirety and that a new Section 1 is adopted reading as follows:

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:

4100 GENDER ROAD (43110), being 321.253± acres located on the east side of Gender Road, 2200± south of Long Road, and being more particularly described as follows:

DEVELOPMENT AREA 1  
27.220 ACRES

Situated in the State of Ohio, County of Franklin, and in the City of Columbus, and being in Section 1, Township 11, Range 21, and in Section 6, Township 15, Range 21, Congress Lands, and being more particularly bounded and described as follows:

Beginning, for reference, at a point in the westerly right-of-way line of Long Road, being in the common line between said Sections 1 and 6 at the Half Section line of said Section 6;

Thence North 85° 40' 07" West, leaving said westerly right-of-way line and said common line, and being along the centerline of said Long Road, a distance of 207.79 feet to a point;

Thence South 04° 14' 42" West, leaving said centerline, a distance of 754.16 feet to a point;

Thence South 85° 14' 45" East, a distance of 207.94 feet to a point;

Thence North 04° 14' 42" East, a distance of 20.00 feet to a point;

Thence South 85° 14' 45" East, a distance of 439.98 feet to a point;

Thence South 04° 08' 44" West, a distance of 84.45 feet to a point;

Thence South 85° 14' 44" East, a distance of 71.00 feet to a point;

Thence North 04° 08' 44" East, a distance of 84.45 feet to a point;

Thence South 85° 14' 45" East, a distance 19.59 feet to a point;

Thence South 50° 21' 38" East, a distance of 200.13 feet to a point;

Thence South 06° 39' 30" West, a distance of 32.42 feet to a point on the arc of a curve, being in the northerly right-of-way line of Long

Road;

Thence with a curve to the left, continuing with said right-of-way line, having a central angle of 50° 28' 36", a radius of 1050.00 feet, a chord bearing and distance of South 82° 18' 55" West, 895.41 feet to a point of reverse curvature;

Thence with a curve to the right, continuing with said right-of-way line, having a central angle of 55° 47' 40", a radius of 950.00 feet, a chord bearing and distance of South 84° 58' 28" West, 888.99 feet to a point;

Thence North 04° 27' 19" East, a distance of 1221.00 feet to a point;

Thence South 85° 17' 54" East, a distance of 394.36 feet to a point;

Thence South 85° 40' 07" East, a distance of 454.35 feet to the True Point of Beginning and containing 27.207 acres of land, more or less.

DEVELOPMENT AREA 2  
2.497 ACRES

Situated in the State of Ohio, County of Franklin, and in the City of Columbus, and being in Section 1, Township 11, Range 21, Congress Lands, and being more particularly bounded and described as follows:

Beginning at a point in the westerly right-of-way line of Long Road, being in the easterly line of said Section 1, said point also being in the westerly line of Section 6 at the Half-Section line of said Section 6;

Thence South 4° 14' 42" West, along said westerly right-of-way line, being the common line of said sections, a distance of 363.21 feet to a point;

Thence North 84° 15' 18" West, leaving said right-of-way line and said common line, a distance of 208.00 feet to a point;

Thence North 4° 14' 42" East, a distance of 520.54 feet to a point in the centerline of said Long Road;

Thence South 85° 40' 07" East, along the centerline of said Long Road, a distance of 207.79 feet to a point;

Thence South 4° 11' 46" West, leaving said centerline and being along a portion of said westerly right-of-way line of said Long Road, a distance of 162.47 feet to the True Point of Beginning, containing 2.497 acres of land, more or less.

DEVELOPMENT AREA 3

28.787 ACRES

Situated in the State of Ohio, County of Franklin, and in the City of Columbus, and being in Section 1, Township 11, Range 21, Congress Lands, and being more particularly bounded and described as follows:

Beginning at a point in the southerly line of said Section 1, said point being North 85° 19' 55" West, a distance of 582.00 feet from the southeasterly corner of said Section 1;

Thence North 85° 19' 55" West, continuing said southerly section line, a distance of 1078.71 feet to a point;

Thence North 04° 27' 19" East, a distance of 1222.06 feet to a point on the southerly right-of-way line of Abbie Trails Drive on the arc of a curve to the right;

Thence with said southerly right-of-way line of Abbie Trails Drive, the following courses:

Southeasterly, with the arc of said curve to the right, having a central angle of 31° 11' 39", a radius of 950.00 feet, a chord bearing and distance of South 79° 30' 31" East, 510.85 feet to a point of reverse curvature;

Southeasterly, with the arc of said reverse curve, having a central angle of 31° 28' 35", a radius of 1050.00 feet, a chord bearing and distance of South 79° 38' 59" East, 569.61 feet to a point;

Thence South 04° 14' 42" West, a distance of 1113.85 feet to the True Point of Beginning, containing 28.787 acres of land, more or less.

Subject, however, to all legal rights of ways and/or easements, if any, of previous record.

This description was prepared by Evans, Mechwart, Hambleton & Tilton, Inc. from existing records and is for zoning purposes only.

DEVELOPMENT AREA 4

44.392 ACRES

Situated in the State of Ohio, County of Franklin, and in the City of Columbus, and being in Section 6, Township 15, Range 21, Congress Lands, and being more particularly bounded and described as follows:

Beginning at a point in the westerly line of said Section 6, being the southeasterly corner of said Section 1, Township 11, Range 21;

Thence North 04° 10' 33" East, with a common line of Sections 1 and 6, a distance of 1395.02 feet to a point in the southerly right-of-way line of Abbie Trails Drive and Long Road, on the arc of a curve to the right;

Thence southeasterly, along the arc of said curve to the right, having a central angle of 59° 07' 18" and radius of 950.00 feet, a chord bearing and distance of South 84° 37' 35" East, 937.36 feet to a point;

Thence South 04° 06' 59" West, leaving said right-of-way line, a distance of 284.63 feet to a point;

Thence South 61° 37' 14" East, a distance of 208.41 feet to a point;

Thence South 04° 07' 00" West, a distance of 1315.28 feet to a point in the southerly line of said Section 6;

Thence North 86° 28' 37" West, with said southerly line, a distance of 1128.97 feet to a point, being the southwesterly corner of said Section 6;

Thence North 04° 10' 33" East, along the westerly line of said Section 6, a distance of 322.78 feet to the True Point of Beginning, containing 44.392 acres of land, more or less.

Subject, however, to all legal rights of ways and/or easements, if any, of previous record.

This description was prepared by Evans, Mechwart, Hambleton & Tilton, Inc. from existing records and is for zoning purposes only.

DEVELOPMENT AREA 5-A

36.1 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, Section 6, Township 15, Range 20, Congress Lands and described as follows:

Beginning, for reference, at the centerline intersection of Bowen Road with Long Road;

Thence North 66° 24' 11" West, with the centerline of said Long Road, a distance of 1239.81 feet;

Thence North 23° 35' 49" East, leaving said centerline, a distance of 50.00 feet to the True Point of Beginning;

Thence with the proposed northerly right-of-way line of said Long Road, the following courses and distances:

North 66° 24' 11" West, a distance of 147.83 feet to a point;

North 05° 21' 38" West, a distance of 345.76 feet to a point of curvature to the left; with the arc of said curve (Delta = 13° 43' 44", Radius = 1050.00 feet) a chord bearing and distance of North 57° 13' 31" West, 251.00 feet to a point; and

North 50° 21' 38" West, a distance of 176.12 feet to a point;

Thence leaving said proposed northerly right-of-way line the following courses and distances;

North 06° 39' 30" East, a distance of 677.17 feet to a point;

North 05° 16' 54" East, a distance of 246.30 feet to a point;

North 86° 11' 40" West, a distance of 89.13 feet to a point;

North 03° 53' 20" East, a distance of 514.32 feet to a point;

South 86° 06' 40" East, a distance of 300.00 feet to a point;

South 03° 53' 20" West, a distance of 29.32 feet to a point;

South 86° 06' 40" East, a distance of 700.00 feet to a point;

South 03° 53' 20" West, a distance of 408.00 feet to a point;

South 04° 49' 23" West, a distance of 957.29 feet to a point;

South 14° 12' 36" West, a distance of 197.32 feet to a point; and

South 23° 35' 49" West, a distance of 344.37 feet to the True Point of Beginning and containing 36.1 acres of land, more or less.

DEVELOPMENT AREA 5-B

89.0 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, Section 6, Township 15, Range 20, Congress Lands and described as follows:

Beginning, for reference, at the centerline intersection of Bowen Road with Long Road;

Thence North 66° 24' 11" West, with the centerline of said Long Road, a distance of 289.71 feet;

Thence North 03° 55' 49" East, leaving said centerline, a distance of 53.10 feet to the True Point of Beginning;

Thence North 66° 24' 11" West, with the proposed northerly right-of-way line of said Long Road, a distance of 932.24 feet to a point;

Thence leaving said proposed northerly right-of-way line the following courses and distances;  
 North 23° 35' 49" East, a distance of 344.37 feet to a point;  
 North 14° 12' 36" East, a distance of 197.32 feet to a point;  
 North 04° 49' 23" East, a distance of 957.29 feet to a point;  
 North 03° 53' 20" East, a distance of 408.00 feet to a point;  
 North 86° 06' 40" West, a distance of 590.00 feet to a point;  
 North 03° 53' 20" East, a distance of 585.45 feet to a point;  
 South 86° 06' 40" East, a distance of 1600.99 feet to a point;  
 South 04° 33' 58" West, a distance of 1311.96 feet to a point;  
 South 86° 30' 22" East, a distance of 1506.20 feet to a point;  
 South 27° 34' 22" West, a distance of 256.97 feet to a point;  
 South 51° 25' 42" West, a distance of 145.60 feet to a point;  
 South 43° 07' 54" West, a distance of 191.66 feet to a point;  
 South 25° 41' 21" West, a distance of 186.16 feet to a point;  
 South 14° 51' 22" West, a distance of 16.02 feet to a point;  
 North 86° 04' 11" West, a distance of 1101.53 feet to a point;  
 South 03° 50' 20" West, a distance of 581.96 feet to a point;  
 North 66° 24' 11" West, a distance of 303.57 feet to a point; and  
 South 03° 55' 49" West, a distance of 332.41 feet to the True Point of Beginning and containing 89.0 acres of land, more or less.

DEVELOPMENT AREA 6

18.492 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, Section 6, Township 15, Range 20, Congress Lands, being described as follows:

Beginning at a point in the northerly right-of-way line of Long Road in the westerly line of that tract of land as conveyed to Terry A. and Mary E. Sweeney of record in Official Record 1247J01, being the True Point of Beginning;

Thence with said northerly right-of-way line, the following courses;

North 65° 56' 21" West, a distance of 161.00 feet to a point;  
 South 24° 03' 40" West, a distance of 10.00 feet to a point;  
 North 65° 56' 21" West, a distance of 60.00 feet to a point;  
 North 24° 03' 40" East, a distance of 10.00 feet to a point; and  
 North 65° 56' 21" West, a distance of 18.27 feet to a point;  
 Thence North 24° 03' 40" East, a distance of 794.62 feet to a point;  
 Thence South 86° 04' 11" East, a distance of 305.18 feet to a point;  
 Thence North 23° 21' 19" East, a distance of 214.15 feet to a point;

Thence North 14° 51' 22" East, a distance of 151.12 feet to a point;  
 Thence North 25° 41' 21" East, a distance of 186.16 feet to a point;  
 Thence North 43° 07' 54" East, a distance of 191.66 feet to a point;  
 Thence North 51° 25' 42" East, a distance of 145.60 feet to a point;  
 Thence North 27° 34' 22" East, a distance of 256.97 feet to a point on the half section line of said Section 6, between the North and South

halves;

Thence South 86° 30' 22" East, with said half section line, a distance of 143.44 feet to a point;  
 Thence South 04° 39' 28" West, a distance of 1308.33 feet to a point;  
 Thence North 86° 51' 56" West, a distance of 971.69 feet to a point;  
 Thence South 05° 00' 27" West, a distance of 513.42 feet to the True Point of Beginning and containing 18.492 acres of land, more or less.

DEVELOPMENT AREA 7 - SCHOOL SITE

17.001 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, Section 6, Township 15, Range 20, Congress Lands, being described as follows:

Beginning at a point in the northerly right-of-way of Long Road at its intersection with the easterly line of that tract of land as conveyed to Roger L. and Sandra J. Jones (Official Record 7398B04);

Thence North 03° 55' 39" East, with the half section line of said Section 6 between the East and West halves, a distance of 343.04 feet to a point;

Thence North 03° 50' 20" East, continuing with said half section line, a distance of 581.96 feet to a point;  
 Thence South 86° 04' 11" East, a distance of 1101.53 feet to a point;  
 Thence South 14° 51' 22" West, a distance of 135.10 feet to a point;  
 Thence South 23° 21' 19" West, a distance of 214.15 feet to a point;  
 Thence North 86° 04' 11" West, a distance of 305.18 feet to a point;  
 Thence South 24° 03' 40" West, a distance of 794.62 feet to a point in the northerly right-of-way line of said Long Road;  
 Thence with said northerly right-of-way line, the following two courses and distances:  
 North 65° 56' 21" West, a distance of 438.25 feet to a point;  
 North 66° 24' 11" West, a distance of 14.47 feet to the Point of Beginning and containing 17.001 acres of land more or less.

Situated in the State of Ohio, County of Franklin, and in the City of Columbus, and being in Section 6, Township 15, Range 20, Congress Lands, and being more particularly bounded and described as follows:

Beginning at a point in the westerly line of said Section 6, said point being North 04° 11' 46" East, a distance of 182.49 feet from the Half Section of said Section 6;

Thence North 04° 11' 46" East, along said section line, a distance of 815.98 feet to a point;  
 Thence North 49° 11' 05" East, a distance of 455.08 feet to a point;  
 Thence South 86° 06' 40" East, a distance of 721.30 feet to a point;  
 Thence South 03° 53' 20" West, a distance of 585.45 feet to a point;  
 Thence North 86° 06' 40" West, a distance of 110.00 feet to a point;  
 Thence North 03° 53' 20" East, a distance of 29.32 feet to a point;  
 Thence North 86° 06' 40" West, a distance of 300.00 feet to a point;  
 Thence South 03° 53' 20" West, a distance of 514.32 feet to a point;

Thence North 86° 11' 40" West, a distance of 57.62 feet to a point;  
 Thence South 73° 06' 18" West, a distance of 190.44 feet to a point;  
 Thence North 85° 49' 31" West, a distance of 403.47 feet to the Point of Beginning, containing 20.5 acres of land, more or less.  
 This description was prepared by Evans, Mechwart, Hambleton & Tilton, Inc. from existing records and for zoning purposes only.

**WETLAND PRESERVE**  
 16.377 ACRES

Situated in the State of Ohio, County of Franklin, and in the City of Columbus, and being in Section 1, Township 11, Range 21, Congress Lands, and being more particularly bounded and described as follows:

Beginning at the southeasterly corner of said Section 1;

Thence North 85° 19' 55" West, continuing with said southerly section line, a distance of 582.00 feet to a point;

Thence North 04° 14' 42" East, a distance of 1113.85 feet to a point in the southerly right-of-way line of Abbie Trails Drive, on the arc of a curve;

Thence with said southerly right-of-way line of Abbie Trails Drive, the two following courses:

Northeasterly along the arc of said curve to the left, having a central angle of 27° 32' 06", a radius of 1050 feet, a chord bearing and distance of North 70° 50' 41" East, 499.77 feet to a point of reverse curvature;

Northeasterly along the arc of said reverse curve to the right, having a central angle of 08° 44' 08", a radius of 950.00 feet, a chord bearing and distance of North 61° 26' 41" East, 144.70 feet to a point;

Thence South 04° 10' 33" West, a distance of 1395.02 feet to the True Point of Beginning, containing 16.377 acres of land, more or less.

Subject, however, to all legal rights of ways and/or easements, if any, of previous record.

This description was prepared by Evans, Mechwart, Hambleton & Tilton, Inc. from existing records and is for zoning purposes only.

**BLACKLICK CREEK RESERVE**  
 20.256 ACRES

Situated in the State of Ohio, County of Franklin, and in the City of Columbus, and being in Section 1, Township 11, Range 21, Congress Lands, and being more particularly bounded and described as follows:

Beginning, for reference, at a point in the westerly right-of-way line of Long Road, being in the common line between Section 1 and Section 6, Township 15, Range 20, at the half section line of said Section 6;

Thence North 04° 11' 46" East, with said westerly right-of-way line and said common line, a distance of 162.47 feet to a point in the centerline of said Long Road;

Thence North 85° 40' 07" West, with a portion of said centerline a distance of 662.14 feet;

Thence North 85° 17' 54" West, a distance of 394.36 feet to the True Point of Beginning;

Thence South 04° 27' 19" West, a distance of 1221.00 feet to a point in the northerly right-of-way line of Abbie Trails Drive, on the arc of a curve to the right; with northerly right-of-way line of Abbie Trails Drive, the four following courses:

Northwesterly, along the arc of said curve, having a central angle of 03° 13' 01", a radius of 950 feet, a chord bearing and distance of North 65° 31' 12" West, 53.33 feet to a point of reverse curvature;

Northwesterly, along the arc of said reverse curve, having a central angle of 42° 45' 35", a radius of 1050.00 feet, a chord bearing and distance of North 85° 17' 29" West, 765.55 feet to a point of reverse curvature;

Southwesterly, along the arc of said reverse curve, having a central angle of 16° 26' 55", a radius of 950.00 feet, a chord bearing and distance of South 81° 33' 11" West, 271.79 feet to a point of tangency;

South 89° 46' 39" West, a distance of 847.72 feet to a point in the easterly right-of-way line of Gender Road;

Thence North 02° 23' 14" East, with said easterly right-of-way line of Gender Road, a distance of 313.29 feet to a point;

Thence North 87° 12' 54" East, a distance of 1352.58 feet to a point;

Thence North 04° 27' 19" East, a distance of 143.31 feet to a point;

Thence North 62° 48' 44" East, a distance of 429.00 feet to a point;

Thence North 19° 39' 15" East, a distance of 495.00 feet to a point;

Thence South 85° 17' 54" East, a distance of 100.00 feet to the True Point of Beginning, containing 20.256 acres of land, more or less.

**PORTMAN PARK EXPANSION**  
 20.5 ACRES

Situated in the State of Ohio, County of Franklin, and in the City of Columbus, and being in Section 6, Township 15, Range 20, Congress Lands, and being more particularly bounded and described as follows:

Beginning at a point in the westerly line of said Section 6, said point being North 04° 11' 46" East, a distance of 182.49 feet from the Half Section of said Section 6;

Thence North 04° 11' 46" East, along said section line, a distance of 815.98 feet to a point;

Thence North 49° 11' 05" East, a distance of 455.08 feet to a point;

Thence South 86° 06' 40" East, a distance of 721.30 feet to a point;

Thence South 03° 53' 20" West, a distance of 585.45 feet to a point;

Thence North 86° 06' 40" West, a distance of 110.00 feet to a point;

Thence North 03° 53' 20" East, a distance of 29.32 feet to a point;

Thence North 86° 06' 40" West, a distance of 300.00 feet to a point;

Thence South 03° 53' 20" West, a distance of 514.32 feet to a point;

Thence North 86° 11' 40" West, a distance of 57.62 feet to a point;

Thence South 73° 06' 18" West, a distance of 190.44 feet to a point;

Thence North 85° 49' 31" West, a distance of 403.47 feet to the Point of Beginning, containing 20.5 acres of land, more or less.

This description was prepared by Evans, Mechwart, Hambleton & Tilton, Inc. from existing records and for zoning purposes only.

To Rezone From: PUD-6, Planned Unit Development District,

To: PUD-6, Planned Unit Development District.

Section 2. That existing Section 3 of Ordinance #1217-01, passed July 23, 2001, be repealed in its entirety and that a new Section 3 is adopted reading as follows:

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 PUD-6, Planned Unit Development District and Application among the records of the Building Services Division as required by Section 3311.09 of the Columbus City Codes; said plans being titled, "ABBIE TRAILS PUD DEVELOPMENT PLAN (Amended)", "ABBIE TRAILS DEVELOPMENT AREA 5-A: SITE AND LANDSCAPING PLAN", and "ABBIE TRAILS DEVELOPMENT AREA 5-A: TYPICAL BUILDING ELEVATION (Buildings 16,17,18,19, 20, and 21)", dated March 1, 2002, signed by Donald T.

Plank, Attorney for applicant, and text titled "ABBIE TRAILS PUD DEVELOPMENT TEXT" signed by Donald T. Plank, Attorney for Applicant, dated March 1, 2002, and the following plans, all referenced in existing Section 3 of Ordinance #1217-01 and reiterated herein, as follows: all dated May 25, 2001 and signed May 25, 2001 by Michael T. Shannon, attorney for Ordinance #1217-01, "ABBEY TRAILS - DEVELOPMENT AREA 1 - SITE PLAN", "ABBEY TRAILS - DEVELOPMENT AREA 1 - MASTER LANDSCAPING PLAN", "ABBEY TRAILS - DEVELOPMENT AREA 1:

EXTERIOR ELEVATIONS - BUILDING TYPE A", "ABBEY TRAILS - DEVELOPMENT AREA 1:  
EXTERIOR ELEVATIONS • BUILDING TYPE B", "ABBEY TRAILS - DEVELOPMENT AREA 1:  
EXTERIOR ELEVATIONS - BUILDING TYPE C", "ABBEY TRAILS - DEVELOPMENT AREA 1 •  
DETAIL LANDSCAPING PLAN: ENTRANCE ", "ABBEY TRAILS - DEVELOPMENT AREA 1 -  
DETAIL LANDSCAPING PLAN: ENTRANCE DRIVE/COMPACTOR", "ABBEY TRAILS -  
DEVELOPMENT AREA 1 - DETAIL LANDSCAPING PLAN: CLUB HOUSE AND POOL ",  
"ABBEY TRAILS - DEVELOPMENT AREA 1 - DETAIL LANDSCAPING PLAN: BUILDING STYLE  
A ", "ABBEY TRAILS - DEVELOPMENT AREA 1 • DETAIL LANDSCAPING PLAN: BUILDING  
STYLE B ", "ABBEY TRAILS - DEVELOPMENT AREA 1 - DETAIL LANDSCAPING PLAN:  
BUILDING STYLE C ":  
DEVELOPMENT TEXT  
UD. PLANNED UNIT DEVELOPMENT  
321.253 ACRES  
PROPOSED DISTRICT: PUD-6, PLANNED UNIT DEVELOPMENT

EXISTING DISTRICT: PUD-6, PLANNED UNIT DEVELOPMENT  
PROPERTY ADDRESS: 4100 GENDER ROAD, CANAL WINCHESTER, OHIO 43110  
OWNER: COLUMBUS LAND INVESTMENT CO. ET. AL. C/O DONALD T. PLANK,  
ESQ.  
APPLICANT: COLUMBUS LAND INVESTMENT CO. C/O DONALD T. PLANK, ESQ.  
DATE OF TEXT: MARCH 1, 2002  
APPLICATION NUMBER: ZOO-098A  
INTRODUCTION:

PUD 6 zoning was established on the subject 321.253 acres ("The Property") in 1997 through passage of Ordinance 531-97, passed March 27, 1997 (Z96-054). By this application, applicant seeks to rezone the property from PUD-6 to PUD-6 to adjust the PUD land plan as it pertains to Development Areas on the north side of Long Road, east of Old Long Road. Subsequent to 1997,

the east/west arterial, noted in the 1996 PUD Plan and known as Abbie Trails Way, has been constructed and dedicated with a 100-foot right of way. Acreage of all applicable Development Areas has been revised from the 1996 PUD Plan to reflect the right of way dedication associated with Abbie Trails Way. The overall density of the PUD remains the same at not more than six (6) units per acre for the entire area under the Planned Unit Development (PUD) zoning classification. The concept and major features of the site remain the same and include: extensive open space, much of which will be dedicated to the City of Columbus for public use; a larger school site for the Groveport Madison School District; the extension of Long Road to Gender Road with the dedication of a new collector (Abbie Trails Way); the entrance into the Property from Gender Road through a park area extending over 1,900 feet along the extension of Long Road; extensive landscaped open space corridors along Abbie Trails Way and Long Road with Building and Parking Setbacks of 140 feet from right of way (setback adjusted to be the same as 190 feet from centerline prior to dedication of Abbie Trails Way and Long Road right of way) to continue the park atmosphere through the entire Property; a bike path/walkway/golf cart pathway system within the Long Road setbacks and between Development Areas, as depicted on the Abbie Trails PUD Development Plan (Amended) (the "Development Plan"), dated March 1, 2002 and signed March 1, 2002 by Donald T. Plank, Attorney for Applicant.

**PERMITTED USES:**

Permitted uses of the Property shall be all uses permitted per Section 3345.04 of the Columbus Zoning Code including "cluster housing" which is hereby defined to be an attached or detached single-family dwelling having a net floor area for living quarters above the lot grade line of 1400 square feet or greater located on a lot of record of not less than 2000 square feet with frontage of not less than 40 feet. The dwelling unit density of the entire Property shall be limited to the lesser of 1,765 units or six (6) units per acre as calculated per Section 3345.03 of the Zoning Code. Dwelling unit density shall be further limited within each Development Area by the number of dwelling units shown in that Development Area on the Development Plan. If any Development Area is developed at a density of less than the total number of dwelling units permitted in a given sub area, the density not used in that Development Area may not be transferred to any other Development Area within the Property. No Development Area developed with cluster housing dwellings shall exceed a density of five (5) cluster housing dwelling units per acre.

**DEVELOPMENT STANDARDS:**

In addition to the development standards required by Chapter 3345 for the PUD-6, the Property shall also be subject to the following:

1. Lighting. Any external lighting installed shall be cut-off type fixtures oriented so as not to spill light onto adjacent land used for single-family residential purposes. In each Development Area, light fixtures shall be from the same manufacturer type and/or style used in that particular Development Area. Except for lighting affixed to buildings, light fixtures shall not exceed 18 feet in height.

(a) Street lighting installed in the right of way of any future public street within a Development Area shall not exceed 20 feet in height.

2. Building Height. Buildings shall not exceed two and one-half (2 Vi) stories above grade in height, except as otherwise specifically permitted herein.

3. Setback from Existing Residential.

(a) All buildings, parking and lighting on any Development Area developed with apartments or condominiums shall be setback a minimum of 50 feet from any property, contiguous to but not a part of the Property, in excess of .25 acres and less than 10 acres in area and improved with a single family home, where the apartments or condominiums are contiguous to the property lines of the property developed with the single family dwelling.

4. Arterial Road Setbacks. There shall be a parking, building, and maneuvering setback established a minimum of 140 feet from the right of way of Abbie Trails Way and Long Road, as depicted on the Development Plan. Within the setback area, 10' wide bike path/pedestrian walkway easements shall be granted to the City in locations agreed upon by the City and Applicant/Owner. Within the established setback area, Applicant/Owner shall install and maintain landscaping, fencing or mounding, or a combination thereof. Applicant/Owner shall not be required, but may reserve the right, to landscape, fence or mound the area of the setback on land transferred to the City for park purposes. Street trees shall be planted 75' on center in the right of way of the Abbie Trails Way and within the 140-foot setback along the Long Road frontage of Development Area 5, 6 and 7. The type of tree and exact locations within the right of way shall be determined by the City of Columbus. In addition, the following shall be planted within the Long Road setback of Development Areas 5-A, 5-B, 6, and Development Area 7, if developed with single family dwellings, per every 100 lineal feet of Long Road frontage: three (3) deciduous, two (2) ornamental and two (2) evergreen trees.

5. Bikeway Easements. In addition to the bike path/pedestrian walkway easements provided for in Section C4 above, Applicant/Owner shall a) grant a 10' bikeway/pedestrian easement to the City within the 25 foot setback areas depicted on portions of Development Area 5-B and 7, to provide for a complete connection of the bikeway/pedestrian easement across all of the Long Road frontage of Development Areas 5-A and 5-B, 6 and 7 and b) grant a 50 foot wide bike path/pedestrian walkway easement in the southwest corner of Development Area 4, as depicted on the "Development Plan".

6. Public Streets. Except for Development Area 6, any Development Area developed as platted, single family residential shall require public streets.

7. Single Family Development. Except for single family dwellings located in Development Area 6 and cluster housing development, any Development Area developed as platted, single family residential shall, in addition to the applicable development standards set out herein, shall comply with the development standards required by Chapter 3332 for the R-2, Residential District, except that minimum lot frontage may be forty (40) feet and minimum lot area may be 4,800 square feet.

8. Multi-Family Development. Except as otherwise provided herein, any development area developed as multi-family development shall comply with the development standards of the AR-12, Apartment Residential District.

a. Side and Rear Yard Setbacks. Except as otherwise provided, any Development Area developed with multi-family shall have a minimum rear and side yard parking and building setback of twenty-five (25'). No decks, patios or dumpsters shall be permitted in the setback area.

9. Conservation Easement: A 100' wide conservation easement shall be provided along Georges Creek, with the 100-foot wide easement consisting of fifty (50) feet from centerline. The easement along the applicable portion of Georges Creek in Development Area 5-B shall be granted to the City of Columbus at the time of Development of Development Area 5-B.

10. Plant Material Specifications: All plant material required by this text shall meet the following minimum size at time of installation. Street/deciduous tree - 2 1/2" caliper, Ornamental Trees -1 1/2" caliper, Evergreen Trees - 6 feet height.

11. Tree Preservation: Areas indicated on the "Development Plan" as "Existing Trees to be Preserved" are schematic and are not intended to be scaled on the "Development Plan". Applicant/Developer shall preserve tree lines to a depth of twenty-five (25) feet from perimeter lines of Development Areas, where indicated and unless otherwise indicated. Applicant may cross the tree preservation area with utilities, road(s), bike paths, walking paths, and/or driveway(s). Tree preservation shall only be applicable to trees with an 8" caliper or greater. Developer may clear smaller trees and/or brush as needed.

#### D. SPECIAL DEVELOPMENT STANDARDS:

##### 1. DEVELOPMENT AREA 1:

a) By Ordinance 2554-00, Passed November 27, 2000, the development of Development Area 1 for multi-family residential development was conditioned upon the following drawings related to a required site plan, building elevations and landscaping/mounding:

"Abbey Trails - Development Area 1 - Site Plan", "Abbey Trails - Development Area 1- Master Landscaping Plan", "Abbey Trails - Development Area 1: Exterior Elevations - Building Type A", "Abbey Trails - Development Area 1: Exterior Elevations - Building Type B", "Abbey Trails - Development Area 1: Exterior Elevations - Building Type C", "Abbey Trails - Development Area 1 - Detail Landscaping Plan: Entrance," "Abbey Trails - Development Area 1- Detail Landscaping Plan: Entrance Drive/Compactor," "Abbey Trails - Development Area 1 - Detail Landscaping Plan: Club House and Pool", "Abbey Trails - Development Area 1 - Detail Landscaping Plan: Building Style A", "Abbey Trails - Development Area 1 - Detail Landscaping Plan: Building Style B", "Abbey Trails - Development Area 1 - Detail Landscaping Plan: Building Style C", all drawings being dated October 20, 2000. These drawings are being incorporated into this PUD text to reiterate applicable commitments for Development Area 1. Other than as depicted on the referenced drawings, applicable development standards in Development Area 1 shall be as specified in this PUD Development Text. The referenced drawings may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time final development and engineering plans are completed. Reference to these drawings is included in this Development Text to reiterate the commitments made with Ordinance 2554-00, as applicable to Development Area 1.

b) In Development Area 1, within the setback from the Russell Taylor property (Tax Parcel No. 166389) established pursuant to "C. DEVELOPMENT STANDARDS: (3)(a) above, landscaping shall be installed consisting of two staggered rows of 6" high evergreen trees planted 10' on center in each row (5' on center combined).

c) The pine trees bordering the Russell Taylor property shall be preserved.

##### 2. DEVELOPMENT AREA 4:

In Development Area 4 only, all lots and single family dwellings shall comply with the development standards required by Chapter 3332 for the R-2, Residential District, except as follows:

a) Lot Width: The minimum lot width measured at the front lot line shall be no less than 40 feet provided, however, that on a terminus or cul-de-sac, curved street or T-turnaround the 40 foot minimum lot width shall be measured at the building line. The front building line shall be platted at no more than 25 feet from the front property line.

b) Lot Area: The minimum lot area shall be 4,800 square feet.

c) Dwelling Size: All single family dwellings shall have a minimum of 1,100 square feet of "Minimum Net Floor Area for Living Quarters", as defined in Section 3303.47, Minimum net floor area for living quarters, of the Columbus Zoning Code.

d) Garages: All single-family dwellings shall have a garage. A two (2) car garage shall be provided for at least 75% of all single family dwellings. No more than twenty five (25) percent of single-family dwellings may have a one (1) car garage. Applicant shall provide information to the City of Columbus with each building permit submittal for each house in Development Area 4 summarizing the total number of lots in Development Area 4, and the total number of houses built with one (1) and two (2) car garages to date, to demonstrate compliance with the provisions of this section pertaining to garages.

e) A left turn lane shall be provided at each access point to Development Area 4 from the Arterial Road, unless a left turn lane is specifically not required by the Division of Traffic Engineering and Parking.

##### 3. DEVELOPMENT AREA 5-A and 5-B:

Maximum Multi-family Development: Within the total area of all of Development Area 5-A and 5-B, a total of 990 dwelling units are permitted. Of the 990 dwelling units, a maximum of 60% (594 dwelling units) shall be of a form other than detached single-family dwellings.

##### A. DEVELOPMENT AREA 5-A

1) If any building exceeds 2 (2) stories, Development Area 5-A shall be developed in accordance with the following plans:

a) "Abbie Trails Development Area 5-A: Site and Landscaping Plan"

b) "Abbie Trails Development Area 5-A: Typical Building Elevation (Buildings 16, 17, 18, 19, 20 and 21).

c) The only buildings permitted to exceed 2 (2) stories are Buildings 16, 17,18, 19, 20 and 21, inclusive, as numbered on the "Abbie Trails Development Area 5-A: Site and Landscaping Plan"

2) If no building in Development Area 5-A exceeds 2 (2) stories, Development Area 5-A may be developed in accordance with all other applicable permitted uses and development standards established in the PUD, including the following:

a) Dwelling Size: All single family dwellings shall have a minimum of 1,100 square feet of "Minimum Net Floor Area for Living Quarters", as defined in Section 3303.47, Minimum net floor area for living quarters, of the Columbus Zoning Code.

b) Garages: All single-family dwellings shall have a garage. A two (2) car garage shall be provided for at least 75% of all single family dwellings. No more than twenty five (25) percent of single-family dwellings may have a one (1) car garage. Applicant shall provide information to the City of Columbus with each building permit submittal for each house in Development Area 5 summarizing the total number of lots in Development Area 5, and the total number of houses built with one (1) and two (2) car garages to date, to demonstrate compliance with the provisions of this section pertaining to garages.

**B. DEVELOPMENT AREA 5-B**

1) Additional Development Standards:

a) Dwelling Size: All single family dwellings shall have a minimum of 1,100 square feet of "Minimum Net Floor Area for Living Quarters", as defined in Section 3303.47, Minimum net floor area for living quarters, of the Columbus Zoning Code.

b) Garages: All single family dwellings shall have a garage. A two (2) car garage shall be provided for at least 75% of all single family dwellings. No more than twenty five (25) percent of single family dwellings may have a one (1) car garage. Applicant shall provide information to the City of Columbus with each building permit submittal for each house in Development Area 5 summarizing the total number of lots in Development Area 5, and the total number of houses built with one (1) and two (2) car garages to date, to demonstrate compliance with the provisions of this section pertaining to garages.

c) Where Development Area 5 is contiguous to Parcels 530-138083 and 530-115547, a thirty (30) foot building and pavement setback shall be maintained if single family dwellings are developed on that portion of Development Area 5 abutting said parcels, except the pavement for a bike path may be located within the thirty (30) foot setback, but not closer than twenty (20) feet to the property lines of said parcels. Trees of 8" caliper or larger within the 20 foot wide area closest to the referenced parcels shall be preserved. Developer may clear smaller trees and/or brush as needed.

d) Where Development Area 5 is contiguous to Parcels 530-138083 and 530-115547, a fifty (50) foot building and pavement setback shall be maintained if multi-family or condominium uses are developed on that portion of Development Area 5 abutting said parcels, except the pavement for a bike path may be located within the fifty (50) foot setback, but not closer than thirty (30) feet to the property lines of said parcels. Trees of 8" caliper or larger within the 20 foot wide area closest to the referenced parcels shall be preserved. Developer may clear smaller trees and/or brush as needed.

**4. DEVELOPMENT AREA 6:**

Three (3) detached single-family dwellings shall be permitted in Development Area 6. Applicable standards shall be those contained in Chapter 3332 for the R-2, Residential District, except as follows:

a) Minimum Lot Area: 7,200 square feet.

b) Minimum Setback: (except as noted in f)

Rear Yard: 75 feet to closest rear property line.

Front: 50 feet from front property line

c) Frontage: Neither of the three (3) detached single family dwelling Parcels/lots shall be required to have frontage on a public street (Long Road), but the Long Road frontage of Development Area 6 shall be maintained and be the frontage of the Development Area. Easements shall be mutually granted to/by the owners of the three (3) single family dwellings, as applicable, for common use of a driveway and access to Long Road.

d) Long Road Building Setback - Exception: A 140-foot building and pavement setback is established by the Development Plan for Development Area 6. However, as an exception to the 140 building line, an entrance feature, including small enclosed buildings not exceeding 60 square feet each and ornamental fences and/or gates, all or any of which may exceed six (6) feet in height but not more than 12 feet in height, shall be permitted within the 140 foot setback.

e) Conservation Easement: A 100' wide conservation easement shall be provided along Georges Creek, with the 100-foot wide easement consisting of fifty (50) feet from centerline. The easement along the applicable portion of Georges Creek in Development Area 6 shall be granted to the City of Columbus at the time of Development of Development Area 6.

b) Where Development Area 6 is contiguous to Parcels 187-000012, 187-000013 and 187-000014, a twenty-five (25) foot building and pavement setback shall be maintained, except for any existing driveway, which shall be permitted to remain, even if located in the twenty-five (25) foot setback. Trees of 8" caliper or larger within the 2.5 foot setback shall be preserved, except for utility crossing, if needed.

**5. DEVELOPMENT AREA 7: PUBLIC SCHOOL OR SINGLE FAMILY DWELLING SITE**

a) Public School Site: Development Area 7, totaling 17.001 acres, is designated and reserved as a public school site for a period of seven (7) years from the date of the issuance of the first building permit in Development Area 5. If the school district has not purchased the site within seven (7) years from the issuance of the first building permit in Development Area 5, Development Area 7 may, at applicant's option, be subdivided for development with single-family dwellings in accordance with the specifications and requirements of the Development Plan and this text.

b) Single Family Dwelling Development: If Development Area 7 is not purchased by the applicable school district within the time limit established in 5.a), above, Development Area 7 may be developed with detached single family dwellings in accordance with the specifications and requirements of the Development Plan and this text and the following:

1) Dwelling Size: All single family dwellings shall have a minimum of 1,100 square feet of "Minimum Net Floor Area for Living Quarters", as defined in Section 3303.47, Minimum net floor area for living quarters, of the Columbus Zoning Code.

2) Garages: All single-family dwellings shall have a garage. A two (2) car garage shall be provided for at least 75% of all single family dwellings. No more than twenty five (25) percent of single-family dwellings may have a one (1) car garage. Applicant shall provide information to the City of Columbus with each building permit submittal for each house in Development Area 7 summarizing the total number of lots in Development Area 7, and the total number of houses built with one (1) and two (2) car garages to date, to demonstrate compliance with the provisions of this section pertaining to garages.

c) Regardless of whether Development Area 7 is acquired by the school district or is developed with single-family dwellings, a 100" wide conservation easement shall be provided along Georges Creek, with the 100 foot wide easement consisting of fifty (50) feet from centerline. The easement along the applicable portion of Georges

Creek in Development Area 7 shall be granted to the City of Columbus at the time of Development of Development Area

d) Where Development Area 7 is contiguous to Parcel 530-115547, a thirty (30) foot building and pavement setback shall be maintained, except the pavement for a bike path may be located within the thirty (30) foot setback, but not closer than twenty (20) feet to the property lines of said parcels. Trees of 8" caliper or larger within the 20 foot wide area closest to the referenced parcels shall be preserved. Developer may clear smaller trees and/or brush as needed.

**E. TRANSPORTATION AND TRAFFIC**

1) Arterial Road. The Applicant/Owner shall construct a two lane roadway with turn lanes as needed (the "Arterial Road") through the Property, from Gender Road to existing Long Road. The Arterial Road shall be constructed eastward from Gender Road as development occurs on the Property. Applicant/Owner shall furnish the required engineering, material, labor and other appurtenances thereto, necessary for the construction of the Arterial Road.

2) Right of Way. Applicant has constructed and dedicated an Arterial Road in a 100-foot wide right of way, connecting Gender Road and Long Road, as depicted on the Development Plan. The City shall acquire additional right of way, if necessary, from other property owners to facilitate the future expansion of the Arterial Road where applicable and where not under applicant's property ownership.

3) Off-Site Road Improvements. If northbound right turn lanes (the "Lanes") onto Refugee Road and the Arterial Road from Gender Road have not been constructed by the year 2002 and the construction of the Lanes is not expected to commence within a time certain, then in that event a traffic study acceptable to Traffic Engineering shall be performed to determine the need and length of the Lanes and Applicant/Owner's fair share contribution to the construction of the Lanes. Applicant/Owner's fair share contribution shall be based on the incremental traffic impact on the intersections of Gender/Refugee and Gender/Arterial Road resulting from the development of the Property. Applicant/Owner shall have the option of constructing its fair share portion of the Lanes or contributing funds to the City equal to its incremental share of the cost of the Lanes.

4) City Approval. All road improvements mentioned herein are subject to the review and approval of the City of Columbus, Division of Traffic Engineering and Division of Engineering Construction.

5) Limitation On Total Development. Until construction of the widening of Gender Road to four lanes from Brice Road to the intersection of Gender Road and the Arterial Road is commenced or until a new traffic study is performed and accepted, administratively, by Traffic Engineering, supporting the development of additional lots, the development of the Property shall be limited to nine hundred two (902) residential lots. For purposes of this calculation, one lot (including cluster housing lots) shall equal 1.6 apartment units. (For example: 652 lots and 400 apartment units, at the 1.6 to 1 ratio, is the equivalent of 902 lots.) Applicant/Owner shall give evidence to the Development Department of the compliance to date with this Section with each final plat or final site plan submitted to the Regulations Division for approval.

6) Development Area 7 - School Site: If Development Area 7 is developed with a public school, an east bound left turn lane shall be provided at the Long Road entrance to the school site, if the Long Road entrance is the primary entrance to the site. If the Long Road Entrance is not the primary entrance, the need for a left turn shall be evaluated based on the proposed site access and design. The left turn lane and related road widening shall be designed in accordance with standards approved by the Division of Traffic Engineering and the Franklin County Engineer, as applicable.

#### F. GRAPHICS

All signage and graphics shall conform to Article 15 of the Columbus City Graphic Code as it applies to the AR-12, Apartment Residential and R-2, Residential Districts for multi-family and single family development, respectively. Any variance to the sign requirements, a Special Permit request or a graphics plan shall be submitted to the Columbus Graphics Commission. Subject to an approved Special Permit and/or Graphics Plan by the Columbus Graphics Commission, off-premise graphic(s) identifying residential, school and/or park uses within the Abbie Trails Development shall be permitted in the Blacklick Creek Preserve area, as identified in the Development Plan, and generally located at the northeast corner of Gender Road and Abbie Trails Way, or any other area of the Abbie Trails PUD.

#### G. Variances

Any variances to the Columbus Zoning Code or Development Standards of this Development Text and Plans herein, shall be made by application to the Board of Zoning Adjustment.

Section 3. That existing Section 1 of Ordinance #1217-01, passed July 23, 2001 be and is hereby repealed.

Section 4. That existing Section 3 of Ordinance #1217-01, passed July 23, 2001 be and is hereby repealed.

Section 5. That for the reasons stated in the preamble hereto, which is hereby made a part thereof, 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 April 29, 2002, Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

<b>RESOLUTIONS</b>
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**RES NO. 071X-02**

To recognize and congratulate Rehoboth Temple Church in celebration of its 77<sup>th</sup> anniversary.

WHEREAS, on April 28, 2002, Rehoboth Temple Church, under the pastorate of Bishop Bradford Berry will celebrate its 77th anniversary;  
and

WHEREAS, the church was founded and established by the late Bishop Robert. C. Lawson, and was named from the biblical concept taken from Genesis 26:22, which states Rehoboth means, "room enough;" and

WHEREAS, other pastors in Rehoboth's 77 year history include Elder Clifton Fulton, Elder Hubert Spencer and Bishop Kenneth L. Bligen;  
and

WHEREAS, under Bishop Bligen's leadership, the church's current edifice was erected and in 1978, the church family moved into its current location on East Long Street and within only eight years, the church mortgage was burned; and

WHEREAS, the church offers many community outreach programs including a weekly hot meal program, food pantry, clothing ministry, prison outreach, vacation bible school, boy and girl scout programs, and plans are currently underway for the construction of a family life center at the corner of Long Street and Ohio Avenue; and

WHEREAS, Bishop Berry, originally from Philadelphia, Pennsylvania, was called to Rehoboth Temple, in November 2001, after the death of Bishop Bligen to carry on the work of his predecessors, now, therefore,

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

That this Council does hereby recognize and congratulate the Rehoboth Temple Church family for 77 years of faithful service to the people of God.

Adopted April 29, 2002 Matthew D. Habash, President of Council / Approved April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

## 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 corporations, 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 I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

**WITHOLDING 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 \$10,000.00, 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**

### 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 05/15/02

### BID FOR UIRF STREET LIGHTING IMPROVEMENTS FOR BUTTLES AVE, DOUGLAS SCHOOL AREA AND VERMONT PARK PLACE

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, 4<sup>th</sup> Floor, Columbus, Ohio 43215, until 3:00 p.m. local time, on May 15, 2002 and publicly opened and read at the hour and place for UIRF Street Lighting Improvements for Buttles Ave., Douglas School Area and Vermont Park Place. The work for which proposals are invited consists of furnishing all labor, material and equipment for UIRF Street Lighting Improvements for Buttles Ave., Douglas School Area and Vermont Park Place, 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, 3568 Indianola Avenue, 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 UIRF Street Lighting Improvements for Buttles Ave., Douglas School Area and Vermont Park Place.

#### 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 Transportation Division, 109 Front Street, Columbus, Ohio 43215 (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.

If there are any questions concerning this bid please contact Larry Moore at 645-8925 or Linda Scothorn at 645-7295.

(04/27/02; 05/04/02)

<b>BID OPENING DATE 05/21/02</b>
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### **BID FOR RENOVATION OF THE FENCE AT TRAFFIC ENGINEERING**

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, May 21, 2002 and publicly opened and read at the hour and place for RENOVATION OF THE FENCE AT TRAFFIC ENGINEERING.

A pre-bid meeting will be held Thursday, May 9, 2002 at 9:00 a.m., at 1820 East 17<sup>th</sup> Avenue, Traffic Engineering Maintenance Facility, 1<sup>st</sup> floor lounge area. The work for which bids are invited consist of selective renovation and installation of fencing for security purposes around the building at 1820 East 17<sup>th</sup> Avenue.

Copies of the Contract Documents are available in the office of Facilities Management, 90 West Broad Street, Basement Level, Room B16, Columbus, Ohio 43215 beginning Monday, April 29, 2002. The first set of contract documents are available to prospective bidders at no cost. Additional sets are available to prospective bidders at a non-refundable cost of \$25.00.

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: RENOVATION OF THE FENCE AT TRAFFIC ENGINEERING.

**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 17<sup>th</sup> Avenue, Columbus, Ohio 43219, (614) 645-3182, at the Director of Public Utilities, 910 Dublin Road, 4<sup>th</sup> 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 subcontractors 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 4<sup>th</sup> 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 120 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

(04/27/02; 05/04/02)

**BID OPENING DATE 05/28/02**

**BID FOR RENOVATION OF ELECTRIC AND GROUND FAULT PROTECTORS AT VARIOUS FIRE STATIONS**

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, May 28, 2002 and publicly opened and read at the hour and place for RENOVATION OF ELECTRIC AND GROUND FAULT PROTECTORS AT VARIOUS FIRE STATIONS.

A pre-bid meeting will be held Thursday, May 16, 2002 at 10:00 a.m., at the Fire Training Academy, 3639 Parsons Avenue, conference room. The work for which bids are invited consist of replacement of all existing wall receptacles in kitchens, bathrooms and apparatus bays to ground fault systems.

Copies of the Contract Documents are available in the office of Facilities Management, 90 West Broad Street, Basement Level, Room B16, Columbus, Ohio 43215 beginning Monday, May 6, 2002. The first set of contract documents are available to prospective bidders at no cost. Additional sets are available to prospective bidders at a non-refundable cost of \$25.00.

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: RENOVATION OF ELECTRIC AND GROUND FAULT PROTECTORS AT VARIOUS FIRE STATIONS.

**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 17<sup>th</sup> Avenue, Columbus, Ohio 43219, (614) 645-3182, at the Director of Public Utilities, 910 Dublin Road, 4<sup>th</sup> 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 subcontractors 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 4<sup>th</sup> 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 120 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

05/04/02; 05/11/02

**PROFESSIONAL SERVICES  
REQUEST FOR PROPOSAL (RFP)  
REQUEST FOR STATEMENT OF QUALIFICATIONS (RFSQ)**

**GPS/AVL SYSTEM**

Sealed proposals for the following item(s) will be received by the Purchasing Office at 50 West Gay Street, 1<sup>st</sup> Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on MAY 16, 2002 and at that time will be publicly opened and read. Proposals received after the time of opening will be returned to the offerer unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: TRANSPORTATION DIVISION  
PROPOSALS FOR GPS/AVL SYSTEM. PROPOSAL NO. SA-000244 JAY in accordance with specifications on file in the Purchasing Office.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSAL CALL (614) 645-7599

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: 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 I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHOLDING 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.

Joel S. Taylor, Finance Director

**(04/27/02; 05/04/02; 05/11/02)**

**E-PAYMENT ENGINE INTEGRATION SERVICES**

Sealed proposals for the following item(s) will be received by the Purchasing Office at 50 West Gay Street, 1<sup>st</sup> Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on MAY 23, 2002 and at that time will be publicly opened and read. Proposals received after the time of opening will be returned to the offerer unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: E-Payment Engine Integration Services  
PROPOSALS FOR E-PAYMENT ENGINE INTEGRATION SERVICES. PROPOSAL NO. SA 000236 JAY in accordance with specifications on file in the Purchasing Office.

PRE-BID CONFERENCE MAY 13, 2002 1:00 PM, LOCAL TIME; 50 WEST GAY ST., 1<sup>ST</sup> FLOOR; COLUMBUS, OHIO

Prior to the Pre-Bid Conference, you may submit questions and receive answers on City Bulletin Board Site located at <http://finance.ci.columbus.oh.us/rfp-sa000236jay> . A soft copy of the RFP is available on the site.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSAL CALL (614)645-7599

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: Each responsive bidder shall submit, with its bid, a contract compliance certification number or a complete application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to comply with this Article

WITHOLDING 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 commission 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.

JOEL S.TAYLOR, Finance Director

**(05/04/02; 05/11/02)**

<b>PUBLIC NOTICES</b>
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**NOTICE****2001-2002 MONTHLY MEETING SCHEDULE FOR THE VEHICLE FOR HIRE BOARD**

The Regular monthly meetings of the Columbus Vehicle for Hire Board will be scheduled for the last Thursday of every month at 10:00 a.m. The location of the meeting will be the License Section Conference Room at 240 Greenlawn Avenue, Columbus, Ohio 43223.

The Dates are as follows:

November 29, 2001  
 December 27, 2001  
 January 31, 2002  
 February 28, 2002  
 March 28, 2002  
 April 25, 2002  
 May 30, 2002  
 June 27, 2002  
 July 25, 2002  
 August 29, 2002  
 September 26, 2002  
 October 31, 2002  
 November 28, 2002  
 December 26, 2002

The VFHB will use reasonable efforts to hold its meetings in conformity with this schedule, but the VFHB reserves the right to change the date, time, or location of any meeting; or to hold additional meetings. To confirm meeting dates, please contact Lisa Davis, Recording Secretary, in the License Section Office at (614) 645-7471; or E-mail to [imdavis@cmhmetro.net](mailto:imdavis@cmhmetro.net).  
**(11/01; 12/02)**

**NOTICE****2001-2002 MONTHLY MEETING SCHEDULE FOR THE COLUMBUS CHARITABLE SOLICITATION BOARD**

The Regular monthly meetings of the Columbus Charitable Solicitations Board will be scheduled for the third Thursday of every month at 10:00 a.m., with the exception of February and March, which will be the second Thursday of the month at 10:00 a.m. The location of the meeting will be the License Section Conference Room at 240 Greenlawn Avenue, Columbus, Ohio 43223.

The Dates are as follows:

November 8, 2001 (Due to Holidays)  
 December 6, 2001 (Due to Holidays)  
 January 17, 2002  
 February 14, 2002  
 March 14, 2002  
 April 18, 2002  
 May 16, 2002  
 June 20, 2002  
 July 18, 2002  
 August – NO MEETING  
 September 19, 2002  
 October 17, 2002  
 November 7, 2002 (Due to Holidays)  
 December 5, 2002 (Due to Holidays)

The CSB will use reasonable efforts to hold its meetings in conformity with this schedule, but the CSB reserves the right to change the date, time, or location of any meeting; or to hold additional meetings. To confirm meeting dates, please contact Lisa Davis, Recording Secretary, in the License Section Office at (614) 645-7471

Applications can be obtained by mail: Charitable Solicitations Board; c/o License Section, 240 Greenlawn Avenue; Columbus, Ohio 43223; or phone (614) 645-7471; or E-mail to [imdavis@cmhmetro.net](mailto:imdavis@cmhmetro.net).  
**(11/01; 12/02)**

**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, 6<sup>th</sup> 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.cmhmetro.net](http://www.csc.cmhmetro.net)  
**(1/02; 12/02)**

**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 exercised 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 the Recreation and Parks Operations Complex conference room 420 W. Whittier Street at 8:30 a.m. on the following dates (unless otherwise posted):

Wednesday, January 9, 2002  
 Wednesday, February 13, 2002  
 Wednesday, March 13, 2002  
 Wednesday, April 10, 2002  
 Wednesday, May 8, 2002  
 Wednesday, June 10, 2002  
 August Recess – No meeting  
 Wednesday, September 11, 2002  
 Wednesday, October 9, 2002  
 Wednesday, November 13, 2002  
 Wednesday, December 11, 2002

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).

Wayne A. Roberts, Director

(01/02; 12/02)

**NOTICE  
 MEETING SCHEDULE CITY OF COLUMBUS RECORDS COMMISSION**

The regular meetings of the City of Columbus Records Commission for the calendar year 2002 are scheduled as follows:

Monday, February 4, 2002  
 Monday, May 13, 2002  
 Monday, September 30, 2002

The location of these meetings will be City Hall, 90 West Broad Street, 2<sup>nd</sup> Floor, Mayor's Conference Room. They will begin promptly at 10:00 a.m.

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 meeting date, time and location or to obtain agenda information, contact the Office of the City of Columbus Records Commission Coordinator at (614) 645-8539.

(11/2001; 11/2002)

**MEETING NOTICE  
 VICTORIAN VILLAGE COMMISSION**

The regular meeting of the Victorian Village Commission will be held on Thursday, May 9, 2002, at 6:00 p.m. in the Goodale Park Shelter House. 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 645-6407.

(4/27/02; 5/4/02)

**MEETING NOTICE  
 GERMAN VILLAGE COMMISSION**

The regular meeting of the German Village Commission will be held on Tuesday, May 7, 2002, at 4:00 p.m. at the German Village Meeting Haus, 588 S. Third Street. 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 645-6407.

(4/27/02; 5/4/02)

**CITY OF COLUMBUS  
 SALE OF CITY-OWNED PROPERTY  
 REQUEST FOR OFFERS  
 PUBLIC NOTICE/ADVERTISEMENT**

Sealed offers for the purchase of the following real property owned by the City of Columbus will be received by the Purchasing Office at its office on the first floor, 50 West Gay Street, Columbus, Ohio 43215 until 2:00 p.m. Local Time, Thursday, May 30th, 2002: "Livingston Court Apartments."

Said Parcel of Real Estate is described as follows: Being situated in the State of Ohio, County of Franklin, City of Columbus and being more particularly described as follows:

The subject property is located at 1410 East Livingston Avenue, Columbus, Ohio, 43227. The subject is more specifically located as being on the south side of East Livingston Avenue, approximately 250' west of its intersection with Elaine Road.

The subject property is presently known as the Livingston Court Apartments, 4085 Livingston Avenue. The subject is a 23-unit apartment project, held in Title by the City of Columbus. The subject property is known as County Auditor's Tax Parcel #010-118565, and 010-118449. The fair market value based on appraisal is \$250,000.00

Offers will be received until the hour and date set for the opening thereof and must be received and time stamped by the Purchasing Office front desk staff by such time. Offers received after the time for opening of offers will be returned to the offerer unopened. The City will not be responsible for late mail or other deliveries.

Offers must be in sealed envelopes and should be plainly marked: "OFFERS FOR PURCHASE OF LIVINGSTON COURT APARTMENTS"

Each offer must be accompanied by a certified check in the amount of 10% of the offered price as earnest money. The checks of unsuccessful offerers will be returned promptly.

The City reserves the right to reject any or all offers.

Offer forms are available from the Purchasing Office, first floor, 50 West Gay Street, Columbus, Ohio 43215. Telephone 645-8315.

JOEL TAYLOR, FINANCE DIRECTOR  
(04/27/02; 05/04/02; 05/11/02)

**PUBLIC HEARING  
BY COLUMBUS CITY COUNCIL**

The following Rezoning/Variance Ordinances will be heard by City Council on *Monday, May 06, 2002* at approximately 6:30 p.m. in Council Chambers, Second Floor, City Hall, 90 West Broad Street, Columbus, Ohio 43215.

- 0668-02      To rezone 2575 SOUTH HIGH STREET (43223), being 0.85± acres located on the west side of South High Street at the terminus of Loxley Drive, From: C-4, Commercial District, To: C-5, Commercial District.
- Z02-015
- 0669-02      To rezone 6224 CENTRAL COLLEGE ROAD (43054), being 89.2± acres located on the north side of Central College Road, 3000± feet west of New Albany Road East, From: R, Rural District, To: CPD, Commercial Planned Development and PUD-6, Planned Unit Development Districts.
- Z00-018B
- 0670-02      To grant a Variance from the provisions of Section 3332.039, R-4, Residential District Use; 3332.05, Area District Lot Width Requirements, 3332.15, Area District Requirements, 3332.26, Minimum Side Yard Permitted; 3332.27, Rear Yard, and 3342.28, Minimum Number of Parking Spaces Required for the property located at 1029 NEIL AVENUE (43201), to permit a carriage house on a lot developed with a single-family dwelling in the R-4, Residential District.
- CV02-018
- 0671-02      To grant a Variance from the provisions of Section 3333.04, AR-O, Apartment Residential Office District; and 3342.28, Minimum Number of Parking Spaces Required; for the property located at 1263 EAST BROAD STREET (43216), to permit a second detached single-family dwelling.
- CV01-055
- 0672-02      To grant a Variance from the provisions of Section 3332.039, R-4, Residential District Use; 3332.05, Area District Lot Width Requirements; 3332.15, Area District Requirements; 3332.19, Fronting on a Public Street; 3342.28, Minimum Number of Parking Spaces Required for the property located at 846-848 SUMMIT STREET (43219), to permit a carriage house on a lot developed with a two-family dwelling in the R-4, Residential District.
- CV02-008
- 0673-02      To rezone 2547 HARRISBURG PIKE (43213), being 15.630± acres located on the west side of Harrisburg Pike at the terminus of Hyde Road, From: R, Rural District, To: L-M-2, Limited Manufacturing District.
- Z01-102
- (4/27/02; 5/4/02)

**DEPARTMENT OF PUBLIC UTILITIES INTENT TO ISSUE WASTEWATER DISCHARGE PERMIT**

The Administrator of the Division of Sewerage and Drainage, designee for the Director of the Department of Public Utilities announces intent to issue Wastewater Discharge Permit to the below listed companies on or about May 20, 2002. The Permit will allow discharge of wastewater to the Columbus sewerage system, and will specify the conditions under which discharge may occur, and penalties for violating conditions of discharge. The Draft Permit(s) will be available for review at: City of Columbus, The Pretreatment Section, 1250 Fair-wood Ave. Room 186, Columbus, Ohio 43206-3372, or Fax (614) 645-0227 on weekdays between the hours of 7:30 a.m. to 4:30 p.m. beginning Monday, May 6, 2002. The Administrator will accept written comments on the proposed Permit(s) until 5:00 p.m., Sunday, May 19, 2002, at the above location. This Notice is made pursuant to specifications in the Columbus City Code, §1145.44(B). The following companies are proposed to be issued a Wastewater Discharge Permit on or about May 20, 2002.

<u>NAME</u>	<u>COMPANY ADDRESS</u>
Armstrong World Industries	4241 Leap Road, Hilliard, Ohio 43026
Core Materials	800 Manor Park Drive, Columbus, Ohio 43238
Frecker's Ice Cream	1850 Northwest Blvd., Columbus, Ohio 43212
Keystone Powdered Metal Co.	2100 Advance Avenue, Columbus, Ohio 43207
Unifirst Corp	211 Reynoldsburg New Albany Rd., Columbus, Ohio 43004

Donald G. Linn, P.E., Administrator, Division of Sewerage and Drainage  
(05/04/02)

**PROPERTY MAINTENANCE APPEALS BOARD**

**Monday, May 13, 2002  
1:00 PM - 757 Carolyn Avenue  
Hearing Room**

- 1. Approval of April 8, 2002 meeting minutes
- 2. Case Number HAB-1316
  - Appellant: Toni C. Cheek
  - Property: 1704 N. HIGH STREET
  - Inspector: Edward Stollard
- 3. Case Number HAB-1324
  - Appellant: Eunice Justice
  - Property: 1299 FORSYTHE AVENUE
  - Inspector: Gene Schrader
- 4. Case Number HAB-1327
  - Appellant: Patrick H. Williams
  - Property: 1448 NEIL AVENUE
  - Inspector: Gene Schrader

NOTE: A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Regulations 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 Toni Gillum at 645-5884 or TDD 645-3293.  
**(05/04/02; 05/11/02)**

**PUBLIC HEARING  
 BY COLUMBUS CITY COUNCIL**

The following Rezoning/Variance Ordinances will be heard by City Council on *Monday, May 13, 2002* at approximately 6:30 p.m. in Council Chambers, Second Floor, City Hall, 90 West Broad Street, Columbus, Ohio 43215.

- 0706-02 CV02-021 To grant a Variance from the provisions of Section 3332.039, R-4, Residential District Use; Section 3332.05, Area District lot width requirements; 3332.15, Area District Requirements; 3332.27, Minimum Rear Yard Requirements; and 3342.15, Maneuvering, for the property located at 1330-1330 1/2 DOTEN AVENUE (43212), to permit a detached three-car garage with a second floor dwelling unit on a lot developed with a two-family dwelling in the R-4, Residential District.
- 0707-02 CV02-016 To grant a Variance from the provisions of Section 3332.039, R-4, Residential District Use, 3342.17, Parking Lot Screening; 3342.28, Minimum Number of Parking Spaces Required; 3342.29, Minimum Number of Loading Spaced Required and 3385.09, Uses Permitted in the Floodway Fringe, for the property located at 40 NORTH CHICAGO AVENUE (43222), to permit the use of a former elementary school for a youth ministry and youth and community services/outreach facility in the R-4, Residential District and to repeal Ordinance 2752-96, passed December 2, 1996.
- 0708-02 CV02-004 To grant a Variance from the provisions of Section 3355.02, C-4, Commercial District use for the property located at 3014 - 3016 1/2 NORTH HIGH STREET (43202), to conform an existing four-family dwelling in the C-4, Commercial District.
- 0705-02 Z96-097A To amend Ordinance #47-97, passed February 10, 1997 (Z96-097) addressed as 79 NORTH BRICE ROAD (43213), by repealing existing Section 3 and passing revised Section 3, thereby modifying certain development standards to accommodate a planned east/west access connection through the subject property, and to declare an emergency.
- 0709-02 CV02-029 To grant a Variance from the provisions of Sections 3365.01, Manufacturing District and 3365.21, Height and Area Regulations of Columbus City Codes; for the property located at 6506 EAST BROAD STREET (43004), to permit automobile parking in the M-1, Manufacturing District.
- 0710-02 Z01-072 To rezone 825 EAST BROAD STREET (43205), being 1.1± acres located at the southeast corner of East Broad Street and Douglas Street, From: AR-O, Apartment Residential/Office District, To: CPD, Commercial Planned Development District.
- 0711-02 Z01-070 To rezone 4000 ANTRIM ROAD (43221), being 23.2± acres located at the terminus of Antrim Road and the terminus of Edwards Farms Road, From: R, Rural District, To: L-ARLD, Limited Apartment Residential District.

**(5/4/02; 5/11/02)**

**CITY OF COLUMBUS  
 RECORDS COMMISSION**

MEETING NO. 2 – 2002  
 (Meeting No. 1 was cancelled)  
 May 13, 2002  
 10:00 A.M.  
 MAYOR’S CONFERENCE ROOM

-AGENDA-

- ROLL CALL
  - OLD BUSINESS
    - The Health Department Record #93-249 entitled “*Legal Issues Program Litigation*” which was tabled at the March 5, 2001 meeting – REVISION requested at this meeting.
  - NEW BUSINESS
    - ITEM #1 – PARKING VIOLATIONS BUREAU – MULTIPLE REQUESTS (REFER TO LETTER WITHIN AGENDA PACKET)
    - ITEM #2 – 2 RECORDS TO BE AMENDED AND 1 RECORD TO BE ADDED TO THE RETENTION SCHEDULE OF THE DIVISION OF ELECTRICITY
    - ITEM #3 – 237 RECORDS TO BE ADDED TO THE RETENTION SCHEDULE OF THE DEPARTMENT OF UTILITIES
  - ADJOURN MEETING
- (5/4/02; 5/11/02)**

**AGENDA  
 DEVELOPMENT COMMISSION  
 ZONING MEETING  
 CITY OF COLUMBUS, OHIO  
 MAY 9, 2002**

The Development Commission of the City of Columbus will hold a public hearing on the following applications on THURSDAY, MAY 9, 2002, beginning at 6:00 P.M. at the CITY OF COLUMBUS, I-71 NORTH COMPLEX at 757 Carolyn Avenue, Columbus, OH 43224 in the lower level HEARING ROOM.

Further information may be obtained by calling the Building Services Section Zoning Information at 645-7314.

SPECIAL NOTE TO THE APPLICANT: It is important that you or your representative be present at the public hearing.

The following applications for amendments to the Official Zoning Map of the City will be presented to the Development Commission as listed on the agenda.

## THE FOLLOWING CASES WILL BE HEARD ON THE 6:00 P.M. AGENDA:

1. APPLICATION: Z02-023  
 Location: 6001 EAST BROAD STREET (43213), being 80.6± acres located on the south side of East Broad Street at the southern terminus of Taylor Station Road.  
 Existing Zoning: I, Institutional and RRR, Restricted Rural Residential Districts.  
 Request: CPD, Commercial Planned Development District.  
 Proposed Use: Hospital and related development.  
 Applicant(s): Mount Carmel Health; c/o James Groner, Atty.; 10 West Broad Street, Suite 2100, Columbus, Ohio 43215.  
 Property Owner(s): The applicant.  
 Case Planner: Roxanne Buchanan 645-2208; rmbuchanan@cmhmetro.net
2. APPLICATION: Z02-018  
 Location: 5287 EAST BROAD STREET (43215), being 15.03± acres located on the south side of East Broad Street, 250± feet west of Cardinal Park Drive.  
 Existing Zoning: R-1, Residential District.  
 Request: L-I, Limited Institutional District.  
 Proposed Use: Nursing home development.  
 Applicant(s): Mother Angeline McCrory Manor, Inc.; c/o Randall Richards, Atty.; Two Miranova Place, Suite 310; Columbus, Ohio 43215.  
 Property Owner(s): The applicant.  
 Case Planner: Niki Warncke; 645-2485; nowarncke@cmhmetro.net
3. APPLICATION: Z02-026  
 Location: 3744 GENDER ROAD (43110), being 28.9± acres located on the east side of Gender Road, 320± feet north of Abbie Trails Drive.  
 Existing Zoning: R, Rural District.  
 Request: L-AR-12, Limited Apartment Residential District.  
 Proposed Use: Multi-family residential development.  
 Applicant(s): Colts Run Development, LLC; c/o George McCue, Atty.; 500 South Front Street, 12<sup>th</sup> Floor; Columbus, Ohio 43215.  
 Property Owner(s): The applicant.  
 Case Planner: Dana Hitt; 645-2395; dahitt@cmhmetro.net
4. APPLICATION: Z02-021  
 Location: 3683 REFUGEE ROAD (43232), being 44.2± acres located at the southeast and southwest corners of Refugee Road and Courtright Road.  
 Existing Zoning: C-4, Commercial District.  
 Request: NG, Neighborhood General District.  
 Proposed Use: Single-family residential development.  
 Applicant(s): Dominion Homes, Inc.; c/o Donald T. Plank, Atty.; 145 East Rich Street; Columbus, Ohio 43215.  
 Property Owner(s): Gospel Lighthouse Church No. 1, Inc.; Margulis Group and Margulies Family L.P.; c/o Donald T. Plank, Atty.; 145 East Rich Street; Columbus, Ohio 43215.  
 Case Planner: Roxanne Buchanan 645-2208; rmbuchanan@cmhmetro.net
5. APPLICATION: Z02-022  
 Location: 2969 ASKINS ROAD (43232), being 0.3± acres located on the east side of Askins Road at the terminus of Mathena Way.  
 Existing Zoning: R, Residential District.  
 Request: R-2, Residential District.  
 Proposed Use: Single-family residential development.  
 Applicant(s): Byron and Linda Cox; 2967 Courtright Road; Columbus, Ohio 43232.  
 Property Owner(s): The applicant.  
 Case Planner: Dana Hitt; 645-2395; dahitt@cmhmetro.net
6. APPLICATION: Z02-011  
 Location: 5980 EAST MAIN STREET (43207), being 0.88± acres located at the northeast corner of East Main Street and McNaughten Road.  
 Existing Zoning: C-5, Commercial District.  
 Request: CPD, Commercial Planned Development District.  
 Proposed Use: Mixed retail and coffee shop.  
 Applicant(s): Schottenstein Trustees; c/o Michael T. Shannon, Atty. and Laura MacGregor Comek, Atty.; 500 South Front Street, 12<sup>th</sup> Floor; Columbus, Ohio 43215.  
 Property Owner(s): The applicant.  
 Case Planner: Niki Warncke; 645-2485; nowarncke@cmhmetro.net
7. APPLICATION: Z02-024  
 Location: 6055 CLEVELAND AVENUE (43205), being 2.3± acres located on the west side of Cleveland Avenue, 50± feet south of Deewood Drive.  
 Existing Zoning: CPD, Commercial Planned Development District.  
 Request: CPD, Commercial Planned Development District.  
 Proposed Use: Commercial development.  
 Applicant(s): Richard A. Stevens; c/o Jeffrey L. Brown, Atty.; 37 West Broad Street; Columbus, Ohio 43215.  
 Property Owner(s): The applicant.  
 Case Planner: Niki Warncke; 645-2485; nowarncke@cmhmetro.net

## THE FOLLOWING CASES WILL BE HEARD ON THE 7:00 P.M. AGENDA:

8. APPLICATION: Z02-019  
 Location: 2690 WEST DUBLIN-GRANVILLE ROAD (43235), being 1.8± acres located on the north side of West Dublin-Granville Road, 100± feet west of Nicholas Drive.  
 Existing Zoning: R, Rural District.

- Request: L-C-2, Limited Commercial District.  
Proposed Use: Office development.  
Applicant(s): Dimitri Smirniotopoulos; 2690 West Dublin-Granville Road, Columbus, Ohio 43235.  
Property Owner(s): DSR, LLC.; c/o the applicant.  
Case Planner: Dana Hitt; 645-2395; dahitt@cmhmetro.net  
9. APPLICATION: Z02-027  
Location: 4889 SAWMILL ROAD (43235), being 1.9± acres located on the west side of Sawmill Road, 200± feet south of Crown Ridge Boulevard.  
Existing Zoning: L-C-2, Limited Commercial District.  
Request: CPD, Commercial Planned Development District.  
Proposed Use: Commercial development.  
Applicant(s): Rolling Rock Investment Company; c/o Michael T. Shannon, Atty. and Laura M. Comek, Atty.; 500 South Front Street, 12<sup>th</sup> Floor; Columbus, Ohio 43215.  
Property Owner(s): Walter E. McEnery, Jr. and Elizabeth A. McEnery; c/o The applicant.  
Case Planner: Niki Warncke; 645-2485; nowarncke@cmhmetro.net  
10. APPLICATION: Z02-013  
Location: 7698 NORTH HIGH STREET (43235), being 10.1± acres located at the northeast and southeast corners of North High Street and Crosswoods Drive.  
Existing Zoning: CPD, Commercial Planned Development District.  
Request: L-AR-1, Limited Apartment Residential District.  
Proposed Use: Multi-family residential development.  
Applicant(s): Multicon Development Co.; c/o Jeffrey L. Brown, Atty.; 37 West Broad Street; Columbus, Ohio 43215.  
Property Owner(s): Pontifical College Josephinum; c/o The applicant.  
Case Planner: Dana Hitt; 645-2395; dahitt@cmhmetro.net  
11. APPLICATION: Z01-079  
Location: 9263 SOUTH OLD STATE ROAD (43035), being 1.0± acres located on the east side of South Old State Road, 700± feet south of Polaris Parkway.  
Existing Zoning: R, Rural District.  
Request: L-C-4, Limited Commercial District.  
Proposed Use: Retail commercial development.  
Applicant(s): Gerardo D. Fantozzi; c/o William A. Goldman, Atty.; 454 East Main Street, Suite 227; Columbus, Ohio 43215.  
Property Owner(s): Donald W. & Bernadine M. Cutler; c/o The applicant.  
Case Planner: Niki Warncke; 645-2485; nowarncke@cmhmetro.net  
12. APPLICATION: Z01-069  
Location: 5881 WEST BROAD STREET (43112), being 77.4± acres located on the south side of West Broad Street, 250± feet west of Galloway Road (Westland Area Commission).  
Existing Zoning: R, Rural District.  
Request: L-C-4, Limited Commercial and R-2, Residential District.  
Proposed Use: Commercial and single-family residential development.  
Applicant(s): Dominion Homes, Inc. c/o Jeffrey L. Brown, Atty.; 37 West Broad Street, Suite 725; Columbus, Ohio 43215.  
Property Owner(s): Alta-Rome Realty; c/o The applicant.  
Case Planner: Niki Warncke; 645-2485; nowarncke@cmhmetro.net  
13. APPLICATION: Z02-001  
Location: 943 MULBERRY DRIVE (43235), being 214.64± acres located at the terminus of Mulberry Drive, 920± feet west of State Route 315.  
Existing Zoning: R, Rural District (annexation pending).  
Request: RR, Rural Residential District.  
Proposed Use: Single-family residential development.  
Applicant(s): Hickory Bluff Farms, LP; c/o Jackson B. Reynolds, III, Atty.; 37 West Broad Street, Columbus, Ohio 43215.  
Property Owner(s): The applicant.  
Case Planner: Niki Warncke; 645-2485; nowarncke@cmhmetro.net  
14. APPLICATION: Z02-014  
Location: 3082 ALTON-DARBY CREEK ROAD (43026), being 41.0± acres located on the east side Alton-Darby Creek Road, 100± feet north of Pinefield Drive.  
Existing Zoning: R, Rural District.  
Request: SR, Suburban Residential and RR, Rural Residential Districts.  
Proposed Use: Single-family residential development.  
Applicant(s): M/I Schottenstein Homes, Inc.; c/o Jeffrey L. Brown, Atty.; 37 West Broad Street, Suite 725; Columbus, Ohio 43215.  
Property Owner(s): Wilgus E. and Debra J. Biagini, et al (13); c/o The applicant.  
Case Planner: Roxanne Buchanan; 645:2208; rmbuchanan@cmhmetro.net  
15. APPLICATION: Z01-077  
Location: 2330 WALCUTT ROAD (43228), being 19.08± acres located on the east side of Walcutt Road, 400± feet north of International Street.  
Existing Zoning: M, Manufacturing District.  
Request: R-2, Residential District.  
Proposed Use: Single-family residential development.  
Applicant(s): M/I Schottenstein Homes; c/o Jeffrey L. Brown, Atty.; 37 West Broad Street, Suite 725; Columbus, Ohio 43215.  
Property Owner(s): JAL Realty; c/o The applicant.  
Case Planner: Dana Hitt; 645-2395; dahitt@cmhmetro.net

(5/4/02)

**MEETING NOTICE  
HISTORIC RESOURCES COMMISSION**

The regular meeting of the Historic Resources Commission will be held on Thursday, May 16, 2002, 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 645-6407.

(5/4/02; 5/11/02)

**EMERGENCY  
BY ORDER OF THE DIRECTOR OF PUBLIC SERVICE**

To: Pamela A. Clawson, P.E., Administrator, Transportation Division  
Re: Parking Meter Enforcement

Whereas, an emergency exists in the usual daily operation of the Public Service Department, 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 authorize the following:

**SECTION 2105.03 - TRAFFIC REGULATIONS BY SERVICE DIRECTOR**

Beginning Friday, April 26, 2002, at 6:00 p.m. through 12:00 Noon on Sunday, April 28, 2002, no parking will be permitted on the following streets:

Norwich Avenue from High Street to Indianola Avenue  
Frambes Avenue from High Street to Indianola Avenue  
Chittenden Avenue from High Street to Summit Street  
12<sup>th</sup> Avenue from High Street to Summit Street  
13<sup>th</sup> Avenue from High Street to Summit Street

Parking meters will be bagged and signs will be posted to reflect this Order. Any existing traffic restrictions, prohibitions, or traffic control devices which conflict with this Order shall be declared null and void.

(5/4/02)

**CHANGES IN YOUR 1959 COLUMBUS CITY CODE**
**ORD NO. 0081-02**

To amend various sections of Chapter 329 of the Columbus City Codes, 1959 by establishing distinct provisions for construction service procurement, including additional quality factors for City agency directors to consider when making a contract award, and renumbering various other sections as required.

WHEREAS, the City has an interest in fostering local business development and selecting bidders that comply with federal, state and local laws and programs, pay taxes, have experience in their field, a good history with public contracts, locate and hire employees in the area, and invests in those employees; and

WHEREAS, it is the intent of the City to continuously improve and optimize the City's procurement function and business practices to enhance the efficiency and effectiveness of operations, while creating clearly defined accountability so as to avoid potential abuses; and

WHEREAS, the establishment of a distinct section for construction services procurement enables the City agency directors to consider additional quality factors when recommending a contract award; and

WHEREAS, by including additional factors the City should receive high quality services for public construction for the citizens of the City of Columbus; now, therefore,

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

Section 1. That Sections 329.04, 329.05, 329.06, 329.07, 329.08, 329.09, 329.10, 329.11, 329.12, 329.13, 329.14, 329.15, 329.17, 329.18, 329.19, 329.20, 329.21, 329.22, 329.23, 329.24, 329.25, 329.26, and 329.28 of the Columbus City Codes, 1959 are hereby amended and Sections 329.29, 329.29.1, and 329.30 are added to read as follows:

**Chapter 329 PROCUREMENT OF GOODS AND SERVICES; SALE OF CITY PROPERTY**

Cross References

~~329.01~~ Purpose.

~~329.02~~ Application.

~~329.03~~ Operational procedures.

~~329.04~~ Definitions.

~~329.05~~ Competitive sealed bidding the required procurement method.

~~329.06~~ Competitive sealed bidding.

~~329.07~~ Exceptions to competitive sealed bidding.

~~329.08~~ 329.10 Process for awarding construction service contracts not exceeding twenty thousand dollars (\$20,000.00)

~~329.09~~ 329.11 Process for awarding construction service contracts exceeding twenty thousand dollars (\$20,000.00)

~~329.08~~ ~~329.10~~ Process for awarding professional service contracts not exceeding twenty thousand dollars (\$20,000.00).

~~329.09~~ ~~329.11~~ Process for awarding professional service contracts exceeding twenty thousand dollars (\$20,000.00), but not exceeding fifty thousand dollars (\$50,000.00).

~~329.10~~ ~~329.12~~ Process for awarding construction service contracts exceeding fifty thousand dollars (\$50,000.00).

~~329.11~~ ~~329.13~~ Awarding professional service contracts through requests for statements of qualifications.

~~329.12~~ ~~329.14~~ Awarding professional service contracts through requests for proposals.

~~329.23~~ ~~329.15~~ Process for awarding not for profit contracts exceeding twenty thousand dollars (\$20,000.00).

~~329.13~~ ~~329.16~~ Contract modifications.

~~329.14~~ ~~329.17~~ Contract administration and evaluation.

~~329.15~~ ~~329.18~~ Statements of expression of interest.

~~329.16~~ ~~329.19~~ Issuance of addenda -- Cancellation of invitations for bids, request for statement of qualifications, and requests for proposals.

~~329.17~~ ~~329.20~~ Correction or withdrawal of bids or offers.

~~329.18~~ ~~323.21~~ Bonds.

~~329.19~~ ~~329.22~~ General contract provisions.

~~329.20~~ ~~329.23~~ City attorney review - Establishment of standard contracts and contract clauses.

~~329.22~~ ~~329.24~~ Purchase of data processing equipment and services.

~~329.24~~ ~~329.25~~ Cost for inspections.

~~329.28~~ ~~329.26~~ Acceptance of facsimile signatures.

~~329.27~~ Waiver of regulations.

~~329.24~~ ~~329.28~~ Authority to debar or suspend.

~~329.25~~ ~~379.29~~ Sale of city-owned realty.

~~329.25.1~~ ~~329.32.1~~ Lease of city-owned realty.

~~329.26~~ ~~329.30~~ Sale of city-owned personal property.

**329.01 Purpose.**

The purpose of this chapter is to establish a purchasing and procurement system of quality and integrity that will maximize the purchasing value of public funds and provide fair and equitable treatment to all persons involved in public purchasing.

**329.02 Application.**

This chapter applies to any purchase of materials, supplies, equipment, construction, service and/or professional service by a city agency and the sale of any city property, whether real or personal. It shall apply to every expenditure of public funds by a city agency for purchasing irrespective of the source of the funds. When the procurement involves the expenditure of federal and/or state assistance or contract funds, the procurement shall be conducted in accordance with all applicable federal and/or state laws and regulations. Nothing in this chapter shall prevent any city agency from complying with the terms and conditions of any grant, gift or bequest that is otherwise consistent with law.

**329.03 Operational procedures.**

The director of finance or designee shall adopt procedures and policies relating to the procurement process consistent with the provisions of this chapter. These procedures and policies shall be set forth in a written document which shall be available to the public and distributed to city agencies. The director of finance or designee shall develop and include in this document provisions regulating reimbursement of expenses incurred by contractors in performing city contracts for such items as follows: office space, office equipment, vehicles, hotels and other housing, relocation of contractor employees, meals, transportation, entertainment and personal expenses.

**329.04 Definitions.**

(a) Best Bidder. The bidder who, ~~taking into account all matters considering all factors set forth in this chapter~~ connected with the contract being bid on is, on the whole, the bidder whom economy dictates will be best for the public.

(b) Bidder. An individual or business entity which has expressed an interest in obtaining a city contract by responding to an invitation for bids.

(c) City Agency. Any department of the government of the city of Columbus.

(d) Contract. Any agreement for the procurement of materials, supplies, equipment, construction, service or professional service made between a city agency and a contractor.

(e) Construction Contract. Any agreement for the procurement of services, including labor and materials, for the construction, reconstruction and maintenance of public improvements, including but not limited to streets, highways, bridges, sewers, water lines, power lines and plant facilities.

(f) Contractor. Any individual or business entity which has a contract with a city agency.

(g) Director. The chief officer of any city agency.

(h) Facsimile Signature. The reproduction of any authorized signature by any photographic, photostatic, or mechanical means.

(i) Life Cycle Costs. The cost of operating and maintaining an item or equipment over the duration of its useful life.

(j) Local Bidder. An individual or business entity: (1) whose principal place of business is located within the corporation limits of the city of Columbus or the county of Franklin as registered in official documents filed with the Secretary of State, state of Ohio, or Franklin County recorder's office; or (2) who holds a valid vendor's license which indicates that its place of business is located within the corporation limits of the city of Columbus or county of Franklin.

(k) Not-for-Profit Contract. An agreement for the delivery of services to the public, which are not currently performed or provided by an existing city agency, for maintaining or improving the health and welfare of the citizens of the city of Columbus, which is made between a city agency and another governmental agency or a not-for-profit organization as recognized by the Internal Revenue Service, the Department of Housing and Urban Development, or any other applicable federal or State agency, which is not in direct competition with a private for-profit organization capable of delivering the same services.

(l) Offerer. An individual or business entity which has expressed an interest in obtaining a city contract by responding to a request for statements of qualifications or request for proposals.

(m) Procurement. The buying, purchasing, renting, leasing or acquisition by any other manner of any materials, supplies, equipment, construction, service or professional service.

(n) Professional Service. A service which usually requires advanced training and/or a significant degree of expertise to perform, and which often requires official certification or authorization by the state as a condition precedent to the rendering of such service. By way of example, professional services include the personal services rendered by architects, attorneys-at-law, certified public accountants, financial consultants, city and regional planners, management consultants and professional engineers.

(o) Responsible Bidder. A bidder who has the capability, capacity, facilities, equipment and personnel needed to fully perform the contract requirements, and the experience, integrity, reliability and credit which will assure good faith performance of the contract requirements and compliance with any minority business enterprise, female business enterprise, and equal business opportunity programs or good faith efforts to comply with such programs adopted by the city of Columbus.

(p) Responsive Bidder. A bidder who has submitted a bid which conforms in all material respects to the requirements set forth in an invitation for bids.

(q) Universal Term Contract (UTC). An agreement authorized by ordinance of city council and established by the director of finance or designee, for the option to purchase or sell an estimated amount of goods or services at a specified rate or price schedule for a specified time period.

**329.05 Competitive sealed bidding the required procurement method.**

The procurement of all materials, supplies, equipment, construction, service and professional service shall be conducted in accordance with the provisions of Section 329.06 unless otherwise provided in Sections 329.07, 329.08, 329.09, 329.10, 329.11, 329.12, 329.13, 329.14, 329.15, or 329.26. ~~329.22 or 329.24.~~

**329.06 Competitive sealed bidding.**

(a) The establishment of universal term contracts and/or the procurement of all materials, supplies and equipment shall be conducted under this section as follows:

(1) The director of finance or designee shall prepare an invitation forbids (hereinafter "IFB") containing the specifications and all contractual terms and conditions applicable to the procurement.

(2) The director of finance or designee shall give notice that bids will be received by advertisement in the Columbus City Bulletin at least one week prior to the deadline for submission of bids. The director of finance or designee may also advertise in newspapers, professional and trade journals, and any other appropriate publications. The notice shall state the place, date and time of bid opening.

(3) Each bid shall contain the full name of every person or company interested in the same, and such other relevant information as the director of finance or designee deems appropriate.

(4) The bids shall be opened and publicly read by the director of finance or designee at the place, date and time specified in the advertisement, which in no case shall be less than seven (7) days after initial advertisement. The bids shall be opened in the presence of the city auditor or a representative of the city auditor.

(5) After consulting with the city agency, the director of finance or designee shall award the contract to the lowest responsive and responsible and best bidder. Life cycle costs may be considered in determining the lowest bid if they are objectively measurable and specified in the IFB.

(6) The director of finance or designee shall provide city council with a written explanation of the circumstances whenever a contract is awarded to any bidder other than the lowest, or to any bidder not recommended by the city agency.

(7) In determining the lowest responsive and responsible and best bidder, consideration shall be given to bidders' compliance with federal, state or local laws or regulations such as fair labor standards, minimum wage levels; affirmative action programs; or minority business enterprise, female business enterprise or equal business opportunity programs which the city is required by law to enforce in connection with funds to be spent under the procurement contract; and the bidder's compliance with any minority business enterprise, female business enterprise or equal business opportunity programs or good faith efforts to comply with such programs adopted by the city.

(8) In determining the lowest bid for purposes of awarding a contract under this section, a local bidder shall receive a credit equal to one (1) percent of the lowest bid submitted by a non-local bidder or ~~ten~~ twenty-thousand dollars ~~(\$10,000.00)~~ (\$20,000), whichever is less.

(9) All contractors submitting a bid to or entering into a contract with the city shall submit a contract compliance certification number or a completed application for certification pursuant to provisions set forth in Title 39, Columbus City Codes, 1959.

(10) No contract awarded under this section shall be effective until approved by ordinance of city council.

(b) The procurement of all ~~construction and~~ service contracts except construction and professional services shall be conducted under this section as follows:

(1) The city agency shall prepare an invitation for bids (hereinafter "IFB") containing the specifications and all contractual terms and conditions applicable to the procurement

(2) The city agency shall give notice that bids will be received by advertisement in the Columbus City Bulletin at least one week prior to the deadline for submission of bids. The city agency may also advertise in newspapers, professional and trade journals, and any other appropriate publications. The notice shall state the place, date and time of bid opening.

(3) Each bid shall contain the full name of every person or company interested in the same, and such other relevant information as the city agency deems appropriate.

(4) The bids shall be opened and publicly read at the place, date and time specified in the advertisement, which in no case shall be less than seven days after initial advertisement. The bids shall be opened in the presence of the city auditor or a representative of the city auditor.

(5) The director authorized to make the expenditure shall award the contract to the lowest responsive and responsible and best bidder. Life cycle costs may be considered in determining the lowest bid if they are objectively measurable and specified in the IFB.

(6) The director shall provide city council with a written explanation of the circumstances whenever a contract is awarded to any bidder other than the lowest.

(7) In determining the lowest responsive and responsible and best bidder, consideration shall be given to bidders' compliance with federal, state or local laws or regulations such as fair labor standards, minimum wage levels; affirmative action programs; or minority business enterprise, female business enterprise or equal business opportunity programs which the city of Columbus is required by law to enforce in connection with funds to be spent under the procurement contract; and the bidder's compliance with any minority business enterprise, female business enterprise or equal business opportunity programs or good faith efforts to comply with such programs adopted by the city.

(8) In determining the lowest bid for purposes of awarding a contract under this section, a local bidder shall receive a credit equal to one (1) percent of the lowest bid submitted by a non-local bidder or ~~ten-twenty~~ thousand dollars ~~(\$10,000.00)~~ (\$20,000), whichever is less.

(9) All contractors entering into a contract with the city shall submit a contract compliance certification number or a completed application for certification pursuant to provisions set forth in Title 39, Columbus City Codes, 1959.

(10) No contract awarded under this section shall be effective until approved by ordinance of city council.

### **329.07 Exceptions to competitive sealed bidding.**

(a) Procurement of Commodities with Fixed Prices. City agencies shall have general authority to purchase items for which fixed prices prevail, such as utility services, memberships, subscriptions, professional organization certifications, and postage stamps, without complying with the provisions of Section 329.06 or any other procurement procedure specified in this chapter.

(b) Petty Cash Fund Purchases. The director of any city agency in which a petty cash fund has been established may authorize expenditures for individual purchases not in excess of five hundred dollars (\$500.00). No expenditures shall be made from petty cash funds for items available in the purchasing office storerooms, cop and print shop, or universal term contract. No purchase shall be artificially divided into smaller purchases to avoid the provisions of competitive bidding in this chapter.

#### (c) Procurement Not Exceeding \$1,000.00.

(1) A City agency may enter into contract on behalf of the City without complying with the provision of section 329.06 and 329.07 (d) when the total expenditure under any single contract do not exceed \$1,000 00 within any fiscal year. In awarding a contract under this section the City agency shall, where appropriate undertake reasonable measures to provide for competition among potential contractors. No purchase shall be artificially divided to avoid the provisions of Section 329.06 or 399 07(d)

~~(e)~~ (d) Procurement of Materials, Supplies, Equipment, Construction and Services Other Than Construction and Professional Services not Exceeding Twenty Thousand Dollars (\$20,000.00).

(1) The director of finance or designee may enter into contracts on behalf of the city for the procurement of materials, supplies, equipment and services, other than construction and professional services, without complying with the provisions of Section 329.06 so long as total expenditures under any single contract do not exceed twenty thousand dollars (\$20,000.00) within any fiscal year. However, expenditures of bond funds are subject to Ohio R.C. 5705.41. Unless manifestly impractical, the finance director or designee shall publicly post all specifications for such contracts for a period of not less than twenty-four (24) hours and secure bids from at least three (3) bidders. The finance director or designee shall maintain a record of the cause of manifest impracticality with the record of the procurement. No purchase shall be artificially divided into smaller purchases to avoid the provisions of Section 329.06.

(2) A city agency may enter into contracts on behalf of the city for ~~construction and~~ service contracts, other than construction and professional services, without complying with the provisions of Section 329.06 so long as total expenditures under any single contract do not exceed twenty thousand dollars (\$20,000.00) within any fiscal year. Unless manifestly impractical, the city agency shall publicly post all specifications for such contracts for a period of not less than twenty-four (24) hours and secure bids from at least three (3) bidders. The city agency shall maintain a record of the cause of manifest impracticality with the record of the procurement. No purchase shall be artificially divided into smaller purchases to avoid the provisions of Section 329.06.

(3) In determining the lowest bid for purposes of awarding a contract under this section, a local bidder (as defined in Section 329.04 (j)), shall receive credit equal to five (5) percent of the lowest bid submitted by a non-local bidder, where bids do not exceed twenty thousand dollars (\$20,000.00).

~~(d) Emergency Waiver of Competitive Bidding. In the event of a clear and present danger to public health, safety, welfare or property, the mayor may declare a state of emergency, authorize and direct that a contract be entered into for the procurement of materials, supplies, equipment, construction or service without complying with the provisions~~

of Section 329.06. The mayor shall provide the city council with a written explanation of the basis for the emergency and for the selection of the chosen contractor whenever a contract is so awarded.

(e) Sole Source Procurement.

(1) A city agency may award a contract without complying with the provisions of Section 329.06 when, after conducting reasonable investigation, the director of finance or designee and city agency determine that only one individual or business entity is capable of supplying the required materials, supplies, equipment or services. After negotiating a contract with the contractor, the city agency shall submit legislation to city council requesting approval of the contract. In its submission to city council, the city agency shall explain or describe in writing: (1) why no other individual or business entity is capable of supplying the needed materials, supplies, equipment or services; (2) what efforts were undertaken to obtain other bidders or offerors; and (3) how the price or fee structure for the contract was determined. This explanation shall become part of the contract file.

(2) Any city agency awarding a contract under this section shall submit a record of the contract to the director of finance or designee in a format specified by the director of finance or designee. The director of finance or his designee shall maintain a public record of all contracts awarded under this subsection, including those contracts awarded by the director of finance or designee. For each contract, the record shall clearly state the city agency involved, the contract identification number, the contractor's identity and the amount of the contract. The record shall also describe the materials, supplies, equipment and/or service procured under the contract.

(3) As appropriate, this procurement method may be used by the director of finance or designee to establish a universal term contract (UTC).

(f) Not-for-Profit Service Contracts Exceeding Twenty Thousand Dollars (\$20,000.00).

(1) Not-for-profit service contracts as defined in Section 329.04 (k) which exceed twenty thousand dollars (\$20,000.00) shall be awarded by the processes specified in Section 329.23 of this chapter.

(g) Procurement from a Universal Term Contract not Exceeding One Hundred Thousand Dollars (\$100,000.00).

(1) The director of finance or designee may, on behalf of a city agency, establish an order for goods or services without complying with the provisions of Section 329.06, where there exists a universal term contract for that good or service, so long as total expenditures do not exceed one hundred thousand dollars (\$100,000.00) in any fiscal year for that agency from the specified universal term contract.

(h) Procurement from Universal Term Contract Exceeding One Hundred Thousand Dollars (\$100,000.00).

(1) The director of finance or designee may, on behalf of a city agency, establish an order for goods or services without complying with the provisions of Section 329.06, where there exists a universal term contract for that good or service and total expenditures in any fiscal year for that agency from the specific universal term contract will or do exceed one hundred thousand dollars (\$100,000.00), only if the procurement is approved by ordinance of city council.

(i) The procurement of construction services shall be in accordance with the provisions of Sections 329.08 and

329.09

(j) The procurement of professional services shall be in accordance with the provisions of Sections 329.10, 329.11, 329.12, 329.13, and 329.14

**329.08 Process for awarding construction service contracts not exceeding twenty thousand dollars (\$20,000.00)**

(a) A city agency may enter into contracts on behalf of the city for the procurement of construction services without complying with the provisions of Section 329.09 so long as total expenditures under any single contract do not exceed twenty thousand dollars (\$20,000.00) within any fiscal year. Unless manifestly impractical the city agency shall publicly post all specifications for such contracts for a period of not less than twenty-four (24) hours and secure bids from at least three (3) bidders. The city agency shall maintain a record of the cause of manifest impracticality with the record of the procurement. No purchase shall be artificially divided into smaller purchases to avoid the provisions of Section 329.09.

(1) The director authorized to make the expenditure shall award the contract to the lowest responsive and responsible and best bidder.

(2) In determining the lowest responsive and responsible and best bidder, consideration shall be given to:

(a) The bidder's compliance with city taxes and net profits. Compliance shall be evidence in an affidavit of no outstanding city income tax obligation.

(b) The bidder's compliance with federal, state or local laws or regulations regarding safety and health, fair labor standards, minimum wage levels; unemployment and worker's compensation.

(c) The bidder's compliance with any affirmative action programs or minority business enterprise, female business enterprise or equal business opportunity programs which the city is required by law to enforce in connection with funds to be spent under the procurement contract; and the bidder's

compliance with any minority business enterprise, female business enterprise or equal business opportunity programs or good faith efforts to comply with such programs adopted by the city.

(3) In determining the best bidder for the purposes of awarding a contract for this section, consideration shall also be given to the following:

(a) Whether the bidder has actively engaged in the construction industry and has experience in the area of construction service for which the bid has been submitted.

(b) Whether the bidder has a record for complying with and meeting completion deadlines and successfully controlling costs bid on similar construction projects. This consideration includes a review of the bidder's recent experience record in the construction industry such as the original contract price for each construction job undertaken by the bidder, the amount of any change orders for the job or cost overruns on each job undertaken by the bidder, and the reason for the change orders or cost overruns.

(c) Whether the bidder as a record of claims against performance bonds secured on public improvement construction projects by the bidder and an explanation of the reason for his claims.

(d) Whether the bidder draws its employees mainly from Columbus, Franklin County or countries contiguous to Franklin County.

(e) Whether the bidder's employees are experienced in the area of construction service for which the bid was submitted

(f) Whether the bidder's employees participate in a bona fide apprenticeship program that is approved by the Ohio State Apprenticeship Council and the United States Department of Labor if such apprenticeship programs are available.

(g) Whether the bidder provides employee health insurance and a retirement of pension plan; however, a bidder may be exempted from this provision for no more than two successive contracts.

(4) In determining the lowest bid for purposes of awarding a contract under this section, a local bidder, as defined in Section 329.04 (j), shall receive credit equal to five (5) percent of the lowest bid submitted by a non-local bidder, where bids do not exceed twenty thousand dollars (\$20,000.00).

(5) The Finance Director, in consultation with the directors of city agencies authorized to enter into contracts for construction services, administer contract review and compliance, or perform any other function referred to in this section, shall prescribe the manner and form of submittals for the purpose of evaluating the considerations herein. The submittal requirements and considerations herein shall apply equally to the bidder and any subcontractor of the bidder. The bid specifications shall contain the prescribed form.

(6) The city agency shall maintain in the contract file, a record of this evaluation for the purposes of determining the lowest responsive, responsible and the best bidder awarded the contract.

(7) All contractors entering into a contract with the city shall submit a contract compliance certification number or a completed application for certification pursuant to provisions set forth in Title 39, Columbus City Codes, 1959.

### **329.09 Process for awarding construction service contracts exceeding twenty thousand dollars (\$20,000.00)**

(a) The procurement of construction service contracts anticipated to cost in excess of twenty thousand dollars shall be conducted under this section as follows:

(1) The city agency shall prepare an invitation for bids (hereinafter "IFB") containing the specifications and all contractual terms and conditions applicable to the procurement.

(2) The city agency shall give notice that bids will be received by advertisement in the Columbus City Bulletin at least one week prior to the deadline for submission of bids. The city agency may also advertise in newspapers, professional and trade journals, and any other appropriate publications. The notice shall state the place, date and time of bid opening.

(3) Each bid shall contain the full name of every person or company interested in the same, and such other relevant information as the city agency deems appropriate.

(4) The bids shall be opened and publicly read at the place, date and time specified in the advertisement, which in no case shall be less than seven days after initial advertisement. The bids shall be opened in the presence of the city auditor or a representative of the city auditor.

(5) The director authorized to make the expenditure shall award the contract to the lowest responsive and responsible and best bidder.

(6) The director shall provide city council with a written explanation of the circumstances whenever a contract is awarded to any bidder other than the lowest.

(7) In determining the lowest responsive and responsible and best bidder, consideration shall be given to:

(a) The bidders' compliance with city taxes on payroll and net profits. Compliance shall be evidenced in an affidavit of no outstanding city income tax obligation.

(b) The bidders' compliance with federal, state or local laws or regulations regarding safety and health, fair labor standards, minimum wage levels; unemployment and worker's compensation.

(c) The bidder's compliance with any affirmative action programs; or minority business enterprise, female business enterprise or equal business opportunity programs which the city is required by law to enforce in connection with funds to be spent under the procurement contract; and the bidder's compliance with any minority business enterprise, female business enterprise or equal business opportunity programs or good faith efforts to comply with such programs adopted by the city.

(8) In determining the lowest bid for purposes of awarding a contract under this section, consideration shall also be given to the following:

(a) Whether the bidder has actively engaged in the construction industry and has experience in the area of construction service for which the bid has been submitted.

(b) Whether the bidder has a record for complying with and meeting completion deadlines and successfully controlling costs bid on similar construction projects. This consideration includes a review of the bidder's recent experience record in the construction industry such as the original contract price for each construction job undertaken by the bidder, the amount of any change orders for the job or cost overruns on each job undertaken by the bidder, and the reason for the change orders or cost overruns.

(c) Whether the bidder has a record of claims against performance bond; secured on public improvement construction projects by the bidder and an explanation of the reason for the claims.

(d) Whether the bidder draws its employees mainly from Columbus, Franklin County or counties contiguous to Franklin County.

(f) Whether the bidder's employees participating in a bona fide apprenticeship program that is approved by the Ohio State Apprenticeship Council and the United States Department of Labor if such apprenticeship programs are available.

(g) Whether the bidder provides employee health insurance and a retirement or pension plan.

(9) In determining the lowest bid for purposes of awarding a contract under this section, a local bidder, as defined in Section 329.04 (j), shall receive credit equal to one (1) percent of the lowest bid submitted by a non-local bidder, where bids exceed twenty thousand dollars (\$20,000.00).

(10) The Finance Director, in consultation with the directors of city agencies authorized to enter into contracts for construction services, administer contract review and compliance, or perform any other function referred to in this section, shall prescribe the manner and form of submittals for the purpose of evaluating the considerations herein. The submittal requirements and considerations herein shall apply equally to the bidder and any subcontractor of the bidder. The bid specification shall contain the prescribed form.

(11) The city agency shall maintain in the contract file, a record of this evaluation for the purposes of determining the lowest responsive, responsible and best bidder awarded the contract.

(12) All contractors entering into a contract with the city shall submit a contract compliance certification number or a completed application for certification pursuant to provisions set forth in Title 39, Columbus City Codes, 1959.

(13) No contract awarded under this section shall be effective until approved by ordinance of the city council.

**329.08 329.10 Process for awarding professional service contracts not exceeding twenty thousand dollars (\$20,000.00).**

A city agency may enter into contracts on behalf of the city for the procurement of professional services so long as total expenditures under any single contract do not exceed twenty thousand dollars (\$20,000.00). In awarding a contract under this section, the city agency shall, where appropriate, undertake reasonable measures to provide for competition among potential contractors. No purchase shall be artificially divided into smaller purchases to avoid the provisions of Section ~~329.09~~ 329.11

**329.09 329.11 Process for awarding professional service contracts exceeding twenty thousand dollars (\$20,000.00), but not exceeding fifty thousand dollars (\$50,000.00).**

A city agency may award a professional service contract expected to cost over twenty thousand dollars (\$20,000.00), but not exceeding fifty thousand dollars (\$50,000.00) by any process chosen by the city agency so long as such process is designed to provide for competition among potential contractors and objectivity in the selection of a contractor. In awarding a contract under this section, the city agency may utilize the processes specified in Section ~~329.11~~ 329.13, Section ~~329.12~~, 329.14 a modified version of either Section ~~329.11~~ 329.13, Section ~~329.12~~, 329.14, or some other process. If either Section ~~329.11~~ 329.13, Section ~~329.12~~, 329.14 is used to award a contract under this section, the city agency need not comply with the city council notification requirements included in Sections Section ~~329.11~~ 329.13 (a) Section ~~329.12~~, 329.14 (a).

After selecting a contractor and agreeing upon the terms of a contract, the city agency shall submit legislation to city council requesting approval of the contract. In its request for approval, the city agency shall submit a written statement which: (1) identifies the potential contractors who were contacted with regard to the required service; (2)

describes in detail the process through which the contract was awarded; (3) explains the basis for the selection of the chosen contractor; and (4) states how the cost of or the pricing structure for the contract was determined. No contract awarded under this section shall be effective until approved by ordinance of city council. No purchase shall be artificially divided into smaller purchases to avoid the provisions of Section ~~329.10~~ 329.12.

**~~329.10~~ 329.12 Processes for awarding professional service contracts exceeding fifty thousand dollars (\$50,000.00).**

(a) Any professional service contract which the city agency expects to cost in excess of fifty thousand dollars (\$50,000.00) must be awarded either through the process specified in Section ~~329.11~~ 329.13 or the process specified in Section 329.12 3?Q.14. The choice between the two processes is within the discretion of the city agency.

(b) In using Section ~~329.11~~ 329.13 or ~~329.12~~, 329.14, the director of a city agency may, at their discretion, promulgate rules and regulations to allow for a "prequalification process." The purpose of a prequalification process is to allow an agency to accept statements of qualification from offerors on an annual or biennial basis.

**~~329.11~~ 329.13 Awarding professional service contracts through requests for statements of qualifications.**

Professional service contracts shall be awarded under this section as follows:

(a) Prior to initiating the selection process, the city agency shall send a written notice to city council which: (1) states that the city agency anticipates awarding a professional service contract expected to cost in excess of fifty thousand dollars (\$50,000.00); and (2) describes the project for which the service is needed.

In this notice, the city agency shall also explain or state: (1) why the needed professional service(s) cannot be provided by existing city employees; (2) the frequency with which such services have been needed in the past and the anticipated need for such services in the future; and (3) whether it would be cost effective for the city to hire city employees to provide the required service in the future.

(b) The city agency shall prepare a request for statements of qualifications (hereinafter "RFSQ"). The RFSQ shall include: (1) a general description of the project; (2) a statement of the city agency's needs and requirements; (3) a list of criteria by which offerors will be evaluated; and (4) notice of any offerors' meeting or conference that will be held. The evaluation criteria for any contract awarded under this section shall include, but need not be limited to, the following: (1) the competence of the offeror to perform the required service as indicated by the technical training, education and experience of the offeror's personnel who would be assigned to perform the work; (2) the ability of the offeror to perform the required service as indicated by the offeror's workload and the availability of necessary personnel, equipment and facilities; and (3) past performance of the offeror as reflected by the evaluations of the city agency, other city agencies and other previous clients of the offeror with respect to such factors as quality of work, success in controlling costs, and success in meeting deadlines.

(c) The city agency shall give notice of the RFSQ by advertisement in the Columbus City Bulletin. Such advertisement shall be published at least one week prior to the deadline by which offerors must submit statements of qualifications (hereinafter "SOQ"). The city agency may also advertise in newspapers, professional and trade publications, and other appropriate publications. The city agency may also contact potential offerors directly.

(d) The city agency shall form an evaluation committee (hereinafter "committee") to evaluate SOQs received. The committee shall consist of an odd number of members, no less than three, selected from the city agency, other city agencies or both. The committee may also include non-city employees so long as neither they, nor any member of their families, nor any of their business associates have an interest in the contract being awarded. Unless manifestly impractical, at least one member of the selection committee shall hold the same professional license or certification required by the offerors. The agency may elect to utilize two separate committees, one for section (e) below, and one for sections (f), (g), and (h) below.

(e) The committee shall evaluate all SOQs received based upon the evaluation criteria specified in the RFSQ. On the basis of these evaluations, the committee shall select three (3) or more of the highest qualified offerors for further consideration. If the committee received less than three (3) SOQs, or determines that fewer than three (3) offerors are qualified to perform the required service, then the committee may select less than three (3) offerors for further consideration, or cancel the selection process.

(f) The committee shall request technical proposals from each of the offerors selected for further consideration. The committee may also request that all offerors selected for further consideration make a presentation to the committee to elaborate upon their technical proposals, statements of qualifications, and/or any other pertinent information. The committee may permit revision of proposals so long as all offerors who have been selected for further consideration are given equal opportunity to revise their proposals.

(g) The committee shall rank all remaining offerors based upon the quality, feasibility and cost of their proposals and any revisions thereto.

(h) The committee shall submit its ranking of the offerors, along with a written explanation, to the director of the city agency. The written explanation shall become part of the contract file.

(i) The director of the city agency shall have discretion consistent with appropriate departmental and/or city wide administrative rules in selecting the offeror with which to enter into contract negotiations. The city agency shall enter into contract negotiations with the selected offeror. If negotiations fail, negotiations with this offeror shall be terminated, and the city agency shall enter into contract negotiations with another offeror as selected by the director. This process

shall continue until a contract is successfully negotiated. If the city agency is unable to successfully negotiate a contract with any of the contractors it may cancel the selection process.

(j) After successfully negotiating a contract, the city agency shall submit legislation to city council requesting approval of the contract. In its request for approval, the city agency shall identify the contractors who were selected for further consideration under subsection (e), and shall explain the basis for the selection of the chosen contractor. No contract awarded under this section shall be effective until approved by ordinance of the city council.

**~~329.12~~ 329.14 Awarding professional service contracts through requests for proposals.**

Professional service contracts shall be awarded under this section as follows:

(a) Prior to initiating the selection process, the city agency shall send a written notice to city council which: (1) states that the city agency anticipates awarding a professional service contract expected to cost in excess of fifty thousand dollars (\$50,000.00); and (2) describes the project for which the service is needed.

In this notice, the city agency shall also explain or state: (1) why the needed service or services cannot be provided by existing city employees; and (2) the frequency with which such services have been needed in the past and the anticipated need for such services in the future; and (3) whether it would be cost effective for the city to hire city employees to provide the required service in the future.

(b) The city agency shall prepare a request for proposals (hereinafter "RFP"). The RFP shall include: (1) a general description of the project; (2) a statement of the city agency's needs and requirements; (3) a list of criteria by which offerors and proposals will be evaluated; and (4) notice of any offerors' meeting or conference that will be held.

The evaluation criteria for any contract awarded under this section shall include, but need not be limited to, the following: (1) the competence of the offeror to perform the required service as indicated by the technical training, education and experience of the offeror's personnel who would be assigned to perform the work; (2) the quality and feasibility of the offeror's technical proposal; (3) the ability of the offeror to perform the required service competently and expeditiously as indicated by the offeror's workload and the availability of necessary personnel, equipment and facilities; and (4) past performance of the offeror as reflected by evaluations of the city agency, other city agencies and other previous clients of the offeror with respect to such factors as quality of work, success in controlling costs, and success in meeting deadlines.

(c) The city agency shall give notice of the RFP by advertisement in the Columbus City Bulletin. Such advertisement shall be published sufficiently in advance of the deadline for submission of proposals to allow offerors an adequate opportunity to submit a proposal given the nature and size of the project. In no case shall the advertisement be made less than seven (7) days in advance of the deadline for submission of proposals. The city agency may also advertise the RFP in newspapers, professional and trade publications, and any other appropriate publications. The city agency may also contact potential offerors directly.

(d) The city agency shall appoint an evaluation committee (hereinafter "committee") to evaluate proposals received. The committee shall consist of an odd number of members, no less than three (3), selected from the city agency, other city agencies, or both. Unless manifestly impractical, at least one member of the selection committee shall hold the same professional license or certification required by the offerors. The committee may also include non-city employees so long as neither they, nor any member of their families, nor any of their business associates have an interest in the contract being awarded.

(e) The committee shall evaluate all offerors and proposals received and rank the offerors based upon the evaluation criteria specified in the RFP. The committee may select two or more of the highest qualified offerors with which to hold additional discussions. Offerors not selected for further discussions may be excluded from further consideration for the contract upon notification by the committee or city agency. The discussions identified in this subsection may include, but are not limited to, presentations by the offerors to the committee to elaborate upon their qualifications, proposals, and/or other pertinent information. The committee may permit revisions of proposals so long as all offerors who are selected for additional discussions are given equal opportunity to revise their proposals.

(f) Based upon the content of the proposals received including any revisions thereto, and upon any additional discussions with the offerors the committee shall rank the remaining offerors based upon the evaluation criteria specified in the RFP.

(g) The committee shall submit its ranking of the offerors, along with a written explanation, to the director of the city agency. The written explanation shall become part of the contract file.

(h) The director of the city agency shall have discretion consistent with appropriate departmental and/or citywide administrative rules in selecting the offeror with which to enter into contract negotiations. The city agency shall enter into contract negotiations with the selected offeror to determine the terms and conditions of the contract, including compensation to be paid by the City. If negotiations fail, negotiations with this offeror shall be terminated, and the city agency may enter into contract negotiations with another offeror as selected by the director. This process may continue until a contract is successfully negotiated.

(i) After successfully negotiating a contract, the city agency shall submit legislation to city council requesting approval of the contract. In its request for approval, the city agency shall explain the basis for the selection of the chosen contractor. No contract awarded under this section shall be effective until approved by ordinance of city council.

**~~329.23~~ 329.15 Process for awarding not-for-profit service contracts exceeding twenty thousand dollars (\$20,000.00).**

Not-for-profit service contracts shall be awarded under this section as follows:

(a) A city agency shall negotiate a not-for-profit service contract.

(b) After the not-for-profit service contract is negotiated, the city agency shall submit legislation to city council requesting approval of the contract. In its request for approval, the city agency shall explain: (1) the purpose of the contract; and (2) why the needed service or services cannot be provided by existing city employees.

(c) No contract awarded under this section shall be effective until approved by ordinance of city council.

**~~329.13~~ 329.16 Contract modifications.**

A city agency may enter into discussions with a contractor to modify an existing contract, or to procure additional goods or services in the event that unforeseen circumstances require additional purchases under a contract. After agreeing upon the terms of a modification, the city agency shall submit legislation to city council requesting approval of the modification. If the modification would result in the procurement of additional goods or services, the city agency, in its request for approval of the modification, shall provide city council with a written statement or explanation of the following: (1) the amount of additional funds to be expended under the modification; (2) why the need for additional goods or services could not be foreseen at the time the contract was initially awarded; (3) why it would not be in the city's best interests to have the additional contract requirements awarded through other procurement processes specified in this chapter such as Sections 329.06, 329.09, 329.11, 329.12, 322.13, or 329.14; and (4) how the price for the additional goods or services which are the subject of the modification was determined. This explanation shall become part of the contract file. No contract modification shall be effective until approved by ordinance of city council.

No modification shall be used to extend a contract with a contractor from year-to-year unless the contract was originally established with a multi-year renewal option. Any city agency entering into an agreement for a contract modification resulting in the purchase of additional goods or services shall submit a record of such modification to the director of finance or designee. The city agency shall maintain a public record of these contract modifications. For each modification, the record shall clearly state the city agency involved, the contract identification number, the contractor's identity, and the amount of the modification. The record shall also describe the additional materials, supplies, equipment and/or services procured under the modification.

**~~329.14~~ 329.17 Contract administration and evaluation.**

Promptly after awarding any contract for services under Sections 329.09, 329.11, or 329.12, 329.13, or 329.14 the director of the city agency shall designate an employee of the city agency as contract administrator.

The contract administrator shall have the following responsibilities: (1) to determine whether the contractor is in compliance with the terms and conditions of the contract before any scheduled payment is made; (2) to initiate action in the event of nonperformance or other breach of the contract; and (3) to file an evaluation of the contractor's performance with the director of finance or designee and the city agency within sixty (60) days after the completion of the contract.

This evaluation shall be completed in a form prescribed by the director of finance or designee. The completed evaluation shall become part of the contract file, and a copy of such evaluation shall be retained by the director of finance or designee to assist in the evaluation of contractors for future city contracts.

The director of the city agency shall promptly fill any vacancy that occurs in the position of contract administrator for any contract prior to the completion of the contract.

**~~329.15~~ 329.18 Statements of expression of interest.**

Individuals and firms engaged in providing professional services may submit to the director of finance or designee and any city agency written statements expressing their interest in providing professional services to the city. The director of finance or designee may specify a uniform format for statements of expression of interest. The director of finance or designee and the city agencies shall retain these statements to assist city agencies in contacting individuals and firms interested in providing professional services to the city. Individuals and firms may amend these statements at any time by filing a new statement.

**~~329.16~~ 329.19 Issuance of addenda-Cancellation of invitations for bids, request for statements of qualifications, and requests for proposals.**

The director of finance or designee or city agency may issue addenda to or cancel any invitation for bids, request for statements of qualifications, and/or request for proposals, and may reject any or all bids or proposals in whole or in part when it is for good cause and in the best interests of the city. Each invitation for bids, request for statements of qualifications, and request for proposals issued by the city shall state that the bid or request may be cancelled and that any bid or proposal may be rejected in whole or in part when it is for good cause and in the best interests of the city.

**~~329.17~~ 329.20 Correction or withdrawal of bids or offers.**

The director of finance or designee may allow a bidder responding to an invitation for bids to withdraw an inadvertently erroneous bid by written notice prior to the opening of bids.

**~~329.18~~ 329.21 Bonds.**

Each bid shall contain the full name of every person or company interested in the same and shall be accompanied by a bond, certified check or cashier's check on a solvent bank, if required by the bid specifications, as surety that if a bid is accepted a contract will be executed.

If the bidder submits a bond with his proposal, the bond shall be issued by a guaranty company authorized to do so under the Ohio Revised Code or by a surety who is: (1) a resident of this state; and (2) worth, in the aggregate, double the sum to be secured, beyond the amount of their debts; and (3) have property liable to execution in the state equal to the sum to be secured.

If a performance bond will be required, the advertisement will state the amount of such bond. Provided, however, that all contracts for public improvements shall require a minimum ten (10) percent bid surety and fifty (50) percent performance bond.

**329.19 329.22 General contract provisions.**

All contracts shall be in writing and shall be executed in the name of the city by the director of the city agency, or director of finance or designee. Copies of the contract shall be filed with the city agency, the city auditor, and the contractor.

**329.20 329.23 City attorney review -- Establishment of standard contracts and contract.**

All contracts shall be reviewed by and approved as to form by the city attorney or a representative of the city attorney. The city attorney, in consultation with the director of finance or designee, may establish standard procurement contracts and standard contract language and clauses for use in or as procurement contracts where appropriate.

**329.22 329.24 Purchase of data processing equipment and services.**

Unless specifically authorized by ordinance, any purchase of data, audio or video technology and services not conforming to citywide standards shall require the recommendation of the information technology commission.

**329.24 329.25 Cost for inspections.**

The various divisions and departments of the city may charge a party that is interested in matters before, regulated by, or doing or seeking to do business with the city for the cost of travel, meals and lodging incurred in inspecting or examining supplies, materials, equipment or services prior to entering into a contract with said party. The cost of travel, meals and lodging shall be consistent with guidelines established for general city travel.

All charges made and received pursuant to this section shall be deposited with the city treasurer.

**329.28 329.26 Acceptance of facsimile signatures.**

For the purpose of this chapter only, the procurement manager may establish the procedures and policies under which facsimile signatures will be accepted by the city departments and divisions consistent with the provisions of this chapter.

**329.27 Waiver of regulations.**

Non-Emergency Waiver of Regulations. When city council determines that it is in the best interests of the city, city council, by ordinance, may waive any of the provisions of this chapter.

Emergency Waiver of Regulations in the event of a clear and present danger to public health, safety, welfare or property. the mayor may declare a state of emergency, authorize and direct that a contract be entered into for the procurement of materials, supplies, equipment, construction or service without complying with the provisions of any of the provisions of this chapter. The mayor shall provide city council with a written explanation of the basis for the emergency and for the selection of the chosen contractor whenever a contract is so awarded.

**329.21 329.28 Authority to debar or suspend.**

After consulting with the city attorney, the director of finance or designee is authorized to suspend an individual or firm from consideration for the award of city contracts if there is probable cause to believe that the individual or firm has engaged in any activity (as identified in this section) which might lead to debarment. The suspension shall be for a period not to exceed three (3) months.

After reasonable notice to the individual or firm involved and reasonable opportunity for that individual or firm to be heard, the director of finance or designee, after consulting with the city attorney, is authorized to debar a person or firm from consideration of award of city contracts. The debarment shall be for a period of not more than three (3) years. The causes for debarment include the following:

- (1) Conviction for commission of a criminal offense as an incident to obtaining or attempting to obtain a public or private contract or subcontract, or in the performance of such contract or subcontract.
- (2) Conviction under state or federal statutes of embezzlement, theft, forgery, bribery, falsification or destruction of records, receiving stolen property, or any other offense indicating a lack of business integrity or business honesty which significantly affects responsibility as a contractor.
- (3) Conviction under state or federal antitrust statutes arising out of the submission of bids or proposals.
- (4) Violation of contract provisions of a serious character including deliberate failure without good cause to perform in accordance with the specifications or within the time limit provided in a contract, and/or a recent record of failure to perform or of unsatisfactory performance in accordance with the terms of one or more contracts, provided that failure to perform or unsatisfactory performance caused by acts beyond the control of the contractor shall not be a basis for debarment.

(5) Any other cause which the director of finance or designee determines to be so serious and compelling as to affect responsibility as a contractor, including debarment by another governmental entity for any cause listed in this section.

The director of finance or designee shall issue a written decision to debar or suspend and shall send a copy of the decision to the debarred or suspended individual or firm. The decision shall state the reasons for the action taken and inform the debarred or suspended individual or firm involved of any available judicial or administrative review.

**~~329.25~~ 329.29 Sale of city-owned realty.**

Unless specifically approved by ordinance, no city agency shall offer for sale any real property without the recommendation of the land review commission. When such sale is approved, the director of finance or designee shall advertise such property for sale in the Columbus City Bulletin for a period of at least two (2) weeks. The director of finance or designee may also advertise the sale in newspapers and any other appropriate publications. Bids shall be opened at the date and time specified. When the bids are opened, the amounts of the bids shall be reported to city council. No property shall be conveyed until city council has approved the conveyance and terms of the sale by ordinance.

When the director of finance or designee has twice offered a tract of real estate for sale and it has not been sold, the director of finance or designee may sell it at private sale either as an entire tract or in parcels; however, no conveyance shall be made until the amount of the bid and the conditions of the sale are reported to and approved by city council. This section shall not apply to sales of real property acquired as part of an urban renewal project.

**~~329.25.1~~ 329.29.1 Lease of city-owned realty.**

(a) No city agency shall lease or authorize the sublease of any real property owned by the city, upon which private or public improvements are planned to be constructed, without first obtaining authorization by ordinance of council.

(b) Unless specifically waived by ordinance of council, all leases, assignments, subleases and modifications thereto, authorized pursuant to this section shall require that in all construction of private or public improvements situated on city-owned land that prevailing wage rates shall be paid in constructing the improvement. The prevailing wage shall be denned in the same manner as Chapter 4115, Ohio Revised Code.

(c) Subsection (b) does not apply when the real property is a gift or contribution to the city and at the time of the gift the construction of the specific public or private improvements was contemplated, or when a private party offers to contribute as a gift to the city the construction of improvement on city-owned real property and a lease of less than two (2) years of the real property is part of the transaction, and no city funds are involved in the project

**~~329.26~~ 329.30 Sale of city-owned personal property.**

All personal property of the city no longer needed for public use shall be sold by the director of finance or designee upon written recommendation of the director of the city agency having control of such property. Such property shall first be offered for sale or transfer to any other city agency at its present value. If not sold to another city agency, such property shall be sold to the highest bidder in a manner prescribed by the director of finance or designee.

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

Passed as amended April 29, 2002, Matthew D. Habash, President of Council / Approved as amended April 30, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

TABLE OF CHANGES IN YOUR 1959  
COLUMBUS CITY CODE

Code	Ordinance	2001	Page	Subject
To amend Chapter 1149	1769-01	47	2295	To amend Chapter 1149 of the Columbus City Codes 1959, to enact new storm water fees effective January 1, 2002, and to repeal the existing Section being amended.
To amend and repeal	1909-01	48	2367	To amend and repeal various sections of the Columbus City Codes, 1959, in order to consolidate several existing Divisions within the Department of Public Service into a new Transportation Division.
To amend Chapter 361	1360-01	50	2501	REPRINTED WITH CORRECTIONS - To amend Chapter 361 of the Columbus City Codes, 1959, to clarify and remove certain language related to the definition of taxable income under the City Code.
To supplement Chapters	2044-01	50	2502	To supplement Chapters 101.03, 117.05, 121.04 and 3303.16 of the Columbus City Code, 1959, by adding interpretations for bound, distribution, publish, and printed; updating and clarifying City Bulletin subscription and publication code language, and adding a reference to Public Notice.
To amend existing	2099-01	51	2571	To amend existing C.C. 3381.18 of the Columbus City Codes, 1959, by re-titling the section, amending language in parts "A-C" and creating a new part "D" requiring limited and general sign contractors to register with the City's Income Tax Division and new part "E" setting the parameters for suspension of a Department issued sign contractor's license.
To enact Section 221.07	2100-01	51	2573	To enact Section 221.07, Columbus City Codes, to establish the time after which a property owner may not remove their signature on a petition for improvements pursuant to Section 181-1 of the Columbus City Charter.
To establish fees	2177-01	51	2574	To establish fees for street plain review by the Department of Public Service pursuant to the Columbus City Codes, 1959, and to repeal ordinance 2071-86, passed July 14, 1986.
To supplement City Codes	2178-01	51	2575	To supplement the Columbus City Codes, 1959, by creating a new Chapter 4116, entitled "Development Services Council and Special Revenue Fund" in Title 41, Columbus Building Code, in order to establish a Development Services Council and customer service standard to assist in the implementation of the "One-Stop Shop" initiative.
Code	Ordinance	2002	Page	Subject
To amend Chapter 111	0001-02	3	34	To amend chapter 111 of the Columbus City Codes, 1959, as it related to the Standing Committees of Columbus City Council; and to declare an emergency.
To amend Chapter 1107	2197-01	4	105	To amend Chapter 1107 of the Columbus City Codes, 1959, by adding a paragraph relating to credit balances on closed accounts of customers of the Division of Water
To amend various Codes	0018-02	4	106	To amend various sections of the Columbus City Codes, 1959, to change the name of the fund where fees collected from permits and plans examination monies are to be deposited from the Street Construction maintenance and Repair Fund or the General Fund to the Development Services Special Revenue Fund; to enact a new section in order to specify the nonrefundable nature of zoning related fees; and to declare an emergency.
To supplement Codes	1604-01	6	254	To supplement the Columbus City Codes, 1959, by amending sections in Title 3, Finance and Taxation Code, in order to codify changes to the process used for awarding professional services contracts exceeding \$50,000.
To amend Sections	0080-02	6	259	To amend Sections 2107.06, 2150.05 (C), 2150.06 (6) (D), and 2150.10 of the Columbus City Codes, 1959, relations to impounding lot fees and parking infraction fines.
To amend Codes	0448-02	14	715	To amend various sections of the City of Columbus Fire Prevention Code (Title 25) so that portions of fees collected from certain development related permits and plans examination, while remaining unchanged, are deposited into the Development Services Special Revenue Fund; and to declare an emergency.
To supplement Codes	0533-02	14	718	To supplement the Columbus City Codes, 1959, by amending C.C. 3303, of the Columbus Zoning Code, to redefine the definitional sections in Section 3303.01 regarding "Adult entertainment establishment", "Adult material" and "Adult store"; and to declare an emergency.
To repeal existing Chapter	0453-02	14	722	To repeal an existing Chapter of the Columbus City Codes, 1959, regarding loud noises and to enact a new Chapter that vests the Director of Public Safety with the legal authority to exercise actions to abate nuisance and loud noise and to clarify the acts that constitute unreasonable noise as a criminal offence.
To amend existing Chapter	0081-02	18	909	To amend various sections of Chapter 329 of the Columbus City Codes, 1959 by establishing distinct provisions for construction service procurement, including additional quality factors for City agency directors to consider when making a contract award, and renumbering various other sections as required.