

ORDINANCE NO. 01-2020

Granting a Temporary Construction Easement to Columbia Gas of Ohio, Inc. over the Property Owned by the City of Worthington at 7200 Huntley Road for Material and Equipment Storage to Accommodate the Relocation of Utilities as Part of the Northeast Gateway Project.

WHEREAS, the Northeast Gateway Intersection Improvement Project will reconstruct Worthington Galena Road starting 600 feet north of the CSX railroad to Lakeview Plaza Boulevard, Wilson Bridge Road from the CSX Railroad to Worthington Galena Road, and Huntley Road starting 400 feet south of Wilson Bridge Road to Wilson Bridge Road; and,

WHEREAS, the City acquired the property located at 7200 Huntley Road for the relocation of Worthington-Galena Road; and,

WHEREAS, Columbia Gas of Ohio, Inc. desires to use the property at 7200 Huntley Road for material and equipment storage during the construction of new gas lines necessary for the Project;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

SECTION 1. That the Council of the City of Worthington does hereby grant a temporary construction easement to Columbia Gas of Ohio, Inc. over the property owned by the City at 7200 Huntley Road as described in the Easement attached hereto as "Exhibit 1".

SECTION 2. That the City Manager and Law Director are each hereby authorized, acting singly or jointly, to take all actions, including the execution of the Easement or other documents, necessary to effectuate the granting of the temporary construction easement to Columbia Gas of Ohio, Inc.

SECTION 3. That notice of passage of this Ordinance shall be posted in the Municipal Administration Building, the Worthington Library, the Griswold Center and the Worthington Community Center and shall set forth the title and effective date of the Ordinance and a statement that the Ordinance is on file in the office of the Clerk of Council. This Ordinance shall take effect and be in force from and after the earliest period allowed by law and by the Charter of the City of Worthington, Ohio.

Passed February 3, 2020

/s/ Bonnie D. Michael
President of Council

Attest:

/s/ D. Kay Thress
Clerk of Council

Introduced January 21, 2020
P.H. February 3, 2020
Effective February 26, 2020

TEMPORARY CONSTRUCTION EASEMENT

FOR AND IN CONSIDERATION OF ONE DOLLAR (\$1.00) and other good and valuable consideration to the Grantor in hand paid, receipt of which is hereby acknowledged, **CITY OF WORTHINGTON, FRANKLIN COUNTY, OHIO** (hereinafter called the Grantor), does hereby grant to **COLUMBIA GAS OF OHIO, INC.**, with principal offices at 290 West Nationwide Boulevard, Columbus, Ohio 43215, (hereinafter called the Company), its successors and assigns, the right to enter upon and utilize a temporary construction easement over and through the premises hereinafter described for the purpose of **material and equipment storage** and being situated in Franklin County, State of Ohio, and more particularly described as follows:

Recorded In: Instrument 201905010050301
Permanent Parcel No.: 100-002695
Property Address: 7200 Huntley Road, Columbus, Ohio

This temporary construction easement shall be located as described and depicted on Exhibit "A" attached hereto.

Company shall have the right of ingress to and egress from the temporary construction easement area by means of existing or future roads and other reasonable routes on said premises and on Grantors' adjoins lands. The Company shall replace the temporary construction easement area to as near as practical to its condition immediately prior to Company's use.

It is understood and agreed to by the parties hereto that the rights granted herein shall begin upon full execution of this temporary construction easement and terminate **August 1st, 2020**.

The rights, privileges and terms hereby shall extend to and be binding upon Grantor and the Company and their respective representatives, heirs, successors and assigns upon receipt of written request for same from Grantors forthwith.

This temporary construction easement may be executed in two (2) or more counterparts, each of which shall be deemed an original, but all of which together constitute one and the same instrument. Facsimile and .pdf signatures shall be as legally binding and considered in all manner and respects as original signatures.

Date

CITY OF WORTHINGTON, FRANKLIN COUNTY, OHIO

COLUMBIA GAS OF OHIO, INC.

EXHIBIT "A"



This Exhibit Is Drawn For The Limited Use Of Columbia Gas of Ohio, Inc. To Identify The Construction Easement Area And Not Intended To Represent An Accurate Survey Of The Property