



Legislation Details (With Text)

File #: 0497-2007 **Version:** 2
Type: Ordinance **Status:** Passed
File created: 3/20/2007 **In control:** Development Committee
On agenda: 6/25/2007 **Final action:** 6/27/2007

Title: To authorize and direct the Clerk of Council to execute and sign a petition on behalf of the City of Columbus to be presented to the Board of County Commissioners of Union County, Ohio by Tartan Ridge, LLC to create a new community authority under Ohio Revised Code Chapter 349 for the benefit of Washington Township in the City of Dublin.

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD0497-2007 Exhibit A Petition.pdf, 2. ORD0497-2007 Amended Exhibit A Petition for Organization of New Community Authority.pdf

Date	Ver.	Action By	Action	Result
6/27/2007	2	CITY CLERK	Attest	
6/26/2007	2	MAYOR	Signed	
6/25/2007	1	Columbus City Council	Taken from the Table	Pass
6/25/2007	1	Columbus City Council	Amended as submitted to the Clerk	Pass
6/25/2007	1	Columbus City Council	Approved as Amended	Pass
6/25/2007	2	COUNCIL PRESIDENT	Signed	
5/14/2007	1	Columbus City Council	Taken from the Table	Pass
5/14/2007	1	Columbus City Council	Tabled Indefinitely	Pass
4/9/2007	1	Columbus City Council	Tabled Indefinitely	Pass
4/2/2007	1	Columbus City Council	Read for the First Time	
3/23/2007	1	Dev Drafter	Sent to Clerk's Office for Council	
3/22/2007	1	Dev Drafter	Sent for Approval	
3/22/2007	1	CITY ATTORNEY	Reviewed and Approved	
3/21/2007	1	DEVELOPMENT DIRECTOR	Reviewed and Approved	
3/20/2007	1	Dev Drafter	Sent for Approval	

BACKGROUND: Tartan Ridge, LLC, as owner of approximately 190 acres in the City of Dublin, Union County, Ohio (the "Developer"), has requested the City of Columbus, Ohio to execute and sign a petition to be presented to the Board of County Commissioners of Union County, Ohio to create a new community authority under the provisions of Ohio Revised Code Chapter 349 for the benefit of Washington Township in the City of Dublin. The other jurisdictions or entities included within the proposed district or affected by such proposal shall evidence their approval of the creation of such new community authority, which entities include the City Council of the City of Columbus. The City of Columbus is a "proximate city" under Ohio Revised Code Chapter 349 as the largest city in the county adjacent to the authority, with portions of such city being within five miles of the authority, and the City's approval for the creation of such authority is required in order to proceed.

Preparatory to the creation of such new community authority under Ohio Revised Code Chapter 349, the Developer prepared and

filed with the Recorder of Union County, Ohio a Declaration of Covenants and Restrictions for the Jerome/Washington Township Fire New Community Authority which sets forth real estate covenants, restrictions, community development, fees and obligations. A proposed petition in its entirety has been presented to the City of Columbus, and explanation of the proposed new community authority has been made to City officers by the Developer and the Developer's counsel, and such proposed petition is on file with the Clerk of Council.

FISCAL IMPACT: No funding is required for this legislation.

To authorize and direct the Clerk of Council to execute and sign a petition on behalf of the City of Columbus to be presented to the Board of County Commissioners of Union County, Ohio by Tartan Ridge, LLC to create a new community authority under Ohio Revised Code Chapter 349 for the benefit of Washington Township in the City of Dublin.

WHEREAS, Tartan Ridge, LLC, as owner of approximately 190 acres in the City of Dublin, Union County, Ohio (the "Developer"), has requested the City of Columbus, Ohio to execute and sign a petition to be presented to the Board of County Commissioners of Union County, Ohio to create a new community authority under the provisions of Ohio Revised Code Chapter 349 for the benefit of Washington Township in the City of Dublin; and

WHEREAS, the other jurisdictions or entities included within the proposed district or affected by such proposal shall evidence their approval of the creation of such new community authority, which entities include the City Council of the City of Columbus; and

WHEREAS, the City of Columbus is a "proximate city" under Ohio Revised Code Chapter 349 as the largest city in the county adjacent to the authority, with portions of such city being within five miles of the authority, and the City's approval for the creation of such authority is required in order to proceed; and

WHEREAS, preparatory to the creation of such new community authority under Ohio Revised Code Chapter 349, the Developer prepared and filed with the Recorder of Union County, Ohio a Declaration of Covenants and Restrictions for the Jerome/Washington Township Fire New Community Authority which sets forth real estate covenants, restrictions, community development, fees and obligations; and

WHEREAS, a proposed petition in its entirety has been presented to the City of Columbus, and explanation of the proposed new community authority has been made to City officers by the Developer and the Developer's counsel, and such proposed petition is on file with the Clerk of Council; **NOW, THEREFORE**,

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

Section 1. That the Clerk of Council be and hereby is authorized to execute and sign on behalf of the City of Columbus and the Columbus City Council a petition of the Developer, a proposed draft copy which is on file with the Clerk of Council, to be presented to the Board of County Commissioners of Union County, Ohio pursuant to Ohio Revised Code Chapter 349 to create a new community authority for the benefit of Washington Township in the City of Dublin, thereby indicating the approval of the City and its legislative authority for the creation and establishment of such authority based upon the conditions and restrictions stated in this Ordinance. The Clerk of Council is also authorized to execute and sign a petition that is substantially identical to Exhibit A where any changes are minor, technical, or requested by the City, and the City Attorney approves such changes, omissions, or additions as non-substantive.

Section 2. That this Ordinance has been passed, and all formal actions and deliberations taken, in a meeting open to the public.

Section 3. That the City's approval incorporates by references within this Ordinance the petition, the petition's exhibits, and the declaration of covenants and restrictions publicly filed and referred to above.

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

