



Legislation Details (With Text)

File #: 1385-2013 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 5/30/2013 **In control:** Development Committee

On agenda: 6/17/2013 **Final action:** 6/19/2013

Title: To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (931-937 W. Town St.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
6/19/2013	1	CITY CLERK	Attest	
6/18/2013	1	MAYOR	Signed	
6/17/2013	1	COUNCIL PRESIDENT	Signed	
6/17/2013	1	Columbus City Council	Approved	Pass

BACKGROUND: One parcel currently held in the Land Bank has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of the real property. This legislation authorizes transfer of one parcel located at 931-937 W. Town St. (010-053450) to the Franklinton Development Association, who will rehabilitate the existing multi-family structure to be maintained as a rental unit. The parcel will be transferred by deed recorded in the Official Records of the Franklin County Recorder's Office.

FISCAL IMPACT: No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

EMERGENCY JUSTIFICATION: Emergency action is requested to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (931-937 W. Town St.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

WHEREAS, ordinance 1860-2008 adopted the City's Neighborhood Stabilization Program, authorized the filing of the City's Neighborhood Stabilization Program application with the United States Department of Housing and Urban Development, and made a substantial amendment to the Consolidated Plan's 2008 Action Plan; and

WHEREAS, ordinances 0234-2009 and 0136-2009 authorized the Director of the Department of Development’s to expend funds and acquire properties under the Neighborhood Stabilization Program; and

WHEREAS, by Ordinance 1325-98 Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure; or any other land it acquires as part of its land utilization program;

WHEREAS, a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.06 meets the Land Reutilization Program’s Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

WHEREAS, in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

WHEREAS, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore**,

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

Section 1. That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to the Franklinton Development Association:

PARCEL NUMBER: 010-053450
ADDRESS: 931-937 W. Town Street, Columbus, Ohio 43222
PRICE: \$1 plus a \$38.00 recording fee
USE: Multi-family rental unit

Situated in the State of Ohio, in the County of Franklin and in the City of Columbus:

Being Lot Nos 57, 58 and 59 in B.F. MARTIN WESTERN ADDITION to said City, as the same are numbered and delineated upon the recorded plat thereof; of record in Plat Book 2, page 214, Recorder’s Office, Franklin County, Ohio, excepting from Lots 57 and 58 the following:

Beginning at the Southeast corner of said Lot 57, which point is also the North Line of a 20 foot alley; thence in a Westerly direction and with the Southerly lines of Lots 57 and 58, 46.28 feet to a point in the South line of said Lot 58; thence Northerly and parallel to the lot line between Lots 57 and 58, a distance of 32 feet to a point in said Lot 58; thence in an Easterly direction and parallel with the Southerly lines of Lots 57 and 58, 8.65 feet to a point in said Lot 57; which point is 2.4 feet East of the West line of said Lot 57; thence in a Northerly direction and parallel to the Lot line between Lots 57 and 58, 140.57 feet to a point in the North line of said Lot 57 and being the Southerly line of Town Street, which said point is 2.4 feet East of the Northwest corner of said Lot 57; thence in an Easterly direction and with the North line of said Lot 57, 37.6 feet to the Northeast corner of said Lot 57; thence Southerly and with the Easterly line of said Lot 57,

172.57 feet the place of beginning.

Section 2. For the property stated in Section 1, that the Director of Development is hereby authorized to execute any agreement, deed restriction, or mortgage to ensure compliance with Land Bank program rules and the submitted application and to release such restriction or mortgage upon compliance.

Section 3. That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

Section 4. That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

Section 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.