



## Legislation Details (With Text)

**File #:** 0002X-2015    **Version:** 1

**Type:** Resolution    **Status:** Passed

**File created:** 12/22/2014    **In control:** Public Service & Transportation Committee

**On agenda:** 1/12/2015    **Final action:** 1/14/2015

**Title:** To declare the City's necessity and intent to appropriate the fee simple title and lesser real property interests for the Department of Public Service, Economic & Community Development (PID 530058-100003) - Schottenstein Public Project; and to declare an emergency. (\$0.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 9-T, 2. 10-T, 3. 14-T, 4. 15-T, 5. 19-T1, 6. 19-T2, 7. 20WD, 8. 20-T, 9. 28-T, 10. 29-T, 11. 30-T, 12. 31-T, 13. 32-T, 14. 33-T, 15. 34-T, 16. 35-T, 17. 36-T, 18. 38-T

Date	Ver.	Action By	Action	Result
1/14/2015	1	CITY CLERK	Attest	
1/13/2015	1	MAYOR	Signed	
1/12/2015	1	COUNCIL PRESIDENT	Signed	
1/12/2015	1	Columbus City Council	Adopted	Pass

**BACKGROUND:** The City is engaged in the Department of Public Service, Economic & Community Development (PID 530058-100003) - Schottenstein Public Project ("Public Project"). The City desires to acquire certain fee simple title and lesser real property interests (collectively, "Real Estate") in order to complete the Public Project. The City previously passed Ordinance Number 2306-2014 on November 3, 2014, which authorized the City Attorney to spend City funds to acquire the Real Estate. The City intends to appropriate the Real Estate in the event the City Attorney is unable to perform either of the following: (i) locate the owners of the Real Estate, or (ii) agree with the owners of the Real Estate regarding the amount of just compensation for the Real Estate. Accordingly, this resolution declares the City's immediate necessity and intent to appropriate the Real Estate for the Public Project.

**FISCAL IMPACT:** Not applicable.

**EMERGENCY JUSTIFICATION:** Emergency action is requested in order to allow for the acquisition of the Real Estate in order to complete the Public Project without unnecessary delay, which will preserve the public peace, health, property, safety, and welfare.

To declare the City's necessity and intent to appropriate the fee simple title and lesser real property interests for the Department of Public Service, Economic & Community Development (PID 530058-100003) - Schottenstein Public Project; and to declare an emergency. (\$0.00)

**WHEREAS,** it is in the City's best interest to declare the City's necessity and intent to appropriate the fee simple title and lesser property interests (*i.e.* Real Estate) being acquired by the City Attorney for the Department of Public Service, Economic & Community Development (PID 530058-100003) - Schottenstein Public Project (*i.e.* Public Project);

**WHEREAS**, an emergency exists in the usual daily operations of the Department of Public Service, because it is immediately necessary to declare the City's intent to appropriate the Real Estate in order to prevent unnecessary delay in completing the Public Project, which will preserve the public peace, property, health, welfare, and safety; and **now, therefore**,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS, OHIO**

**SECTION 1.** Pursuant to the City's Charter, Columbus City Revised Code, Chapter 909 (1959), Constitution of the state of Ohio, and Ohio Revised Code, Chapter 719, the City declares the immediate necessity and intent to appropriate the fee simple title and lesser real property interests to the following listed parcels of real property (collectively, "Real Estate"), which are fully described in their associated exhibits and incorporated into this resolution for reference and to complete the Department of Public Service, Economic & Community Development (PID 530058-100003) - Schottenstein Public Project ("Public Project"):

**(EXHIBIT) ... (PUBLIC PROJECT PARCEL IDENTIFICATION)**

- 1) 9-T
- 2) 10-T
- 3) 14-T
- 4) 15-T
- 5) 19-T1
- 6) 19-T2
- 7) 20-WD
- 8) 20-T
- 9) 28-T
- 10) 29-T
- 11) 30-T
- 12) 31-T
- 13) 32-T
- 14) 33-T
- 15) 34-T
- 16) 35-T
- 17) 36-T
- 18) 38-T

**SECTION 2.** The City Attorney is authorized to cause a written notice of this resolution's adoption to be served in the manner provided by law upon the owner(s), person(s) in possession, or person(s) possessing a real or possible real property interest of record in the Real Estate in order to complete the Public Project.

**SECTION 3.** For the reasons stated in the preamble of this resolution, which are fully incorporated into this resolution as if rewritten, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the mayor or ten (10) days after its adoption if the mayor neither approves nor vetoes this resolution.