



Legislation Details (With Text)

File #: 0290-2016 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 1/26/2016 **In control:** Economic Development Committee

On agenda: 2/22/2016 **Final action:** 2/26/2016

Title: To authorize the director of the Development Department to enter into an Annexation Agreement with the Trustees of Mifflin Township that allows and requires the conforming of boundaries for a specific site to be annexed to the City.

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD0290-2016 Columbus-Mifflin Agreement (Ramseyer), 2. ORD0290-2016 Columbus-Mifflin Agreement Map

Date	Ver.	Action By	Action	Result
2/26/2016	1	CITY CLERK	Attest	
2/25/2016	1	ACTING MAYOR	Signed	
2/22/2016	1	COUNCIL PRESIDENT (approver)	Signed	
2/22/2016	1	Columbus City Council	Approved	Pass
2/8/2016	1	Columbus City Council	Read for the First Time	

BACKGROUND: Due to the use of the Expedited Type Two annexation process outlined in the Ohio Revised Code (ORC), most annexations to Columbus result in overlapping jurisdictional boundaries. Sites annexed to Columbus prior to the institution of this process were typically removed from the underlying township through boundary conformance, resulting in a “Columbus-only” status. With the new process, annexed sites retain a relationship to the underlying township. This dual status is reflected in the tax district assigned to such sites. An annexation agreement as outlined in ORC section 709.192 between the municipality and township may allow for removal of the site’s connection to the underlying township (boundary conformance).

Ramseyer Presbyterian Church, located at 3228 Westerville Road, occupies two primary parcels -one in Mifflin Township and one in the City of Columbus. The church wishes to annex the Mifflin Township parcel to Columbus to facilitate a building expansion. In order to avoid the challenges associated with having a development site that spans two tax districts, the church requested that Columbus and Mifflin Township consider entering into an annexation agreement allowing the subject parcel to be removed from Mifflin Township upon acceptance by the City.

Such an agreement has been drafted. This legislation authorizes the director of the Department of Development to enter into an annexation agreement with the Trustees of Mifflin Township. The agreement calls for the use of a Type One annexation application as stipulated by the ORC in such instances. Upon acceptance of the annexation, the City will submit a petition to the Franklin County Board of Commissioners seeking to conform the boundaries of the subject site in accordance with Section 503.07 of the ORC.

FISCAL IMPACT: No funding is required for this legislation.

To authorize the director of the Development Department to enter into an Annexation Agreement with the Trustees of Mifflin Township that allows and requires the conforming of boundaries for a specific site to be annexed to the City.

WHEREAS, most annexations to Columbus are filed using the Expedited Type Two process outlined in the Ohio Revised Code; and

WHEREAS, this process does not generally allow municipalities to conform the boundaries of newly annexed territory, resulting in annexed territory having a “dual” status of being within both the city and township; and

WHEREAS, Ramseyer Presbyterian Church, located at 3228 Westerville Road, occupies two primary sites - one in Mifflin Township and one in the City of Columbus, and

WHEREAS, the church wishes to annex the Mifflin Township parcel to Columbus and subsequently combine both parcels to facilitate building expansion; and

WHEREAS, an exception to the conformance prohibition is permitted under ORC 709.023(H) if an annexation agreement between the municipality and township addresses the matter; and

WHEREAS, both the City of Columbus and the Trustees of Mifflin Township have determined that it is in the best interest of their respective residents, citizens and taxpayers to enter into an Annexation Agreement requiring the removal of such annexed land from Mifflin Township, **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 enter into an Annexation Agreement with the Trustees of Mifflin Township that allows and requires the conforming of boundaries for the subject site.

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