



Legislation Details (With Text)

File #: 1092-2017 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 4/18/2017 **In control:** Economic Development Committee

On agenda: 5/8/2017 **Final action:** 5/11/2017

Title: To approve the applications of David and Lisa Schacht to designate 129.8 acres of farmland at 5950 Shannon Road and 43.1 acres of farmland at 3701 Brice Road and Peters Family Farm to designate 182.4 acres farmland on the east side of Lockbourne Road south of SR 317 respectively as agricultural districts pursuant to ORC Section 929.02.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
5/11/2017	1	CITY CLERK	Attest	
5/9/2017	1	MAYOR	Signed	
5/8/2017	1	COUNCIL PRESIDENT	Signed	
5/8/2017	1	Columbus City Council	Approved	Pass
5/1/2017	1	Columbus City Council	Read for the First Time	

BACKGROUND:

This ordinance is submitted to City Council in response to two applications to establish Agricultural Districts within the City of Columbus. The Agricultural District designation was created by the Ohio General Assembly and is governed by Chapter 929 of the Ohio Revised Code (ORC). The five-year designation provides certain protections to farmers against utility assessment, nuisance civil actions, and land appropriation. David and Lisa Schacht have filed an application for renewal for a 129.8 acres tract (PID 490-193733) located at 5950 Shannon Road with the addition of a new 43.1 acres tract (PID 530-166401) located at 3701 Brice Road. Peters Family Farm, Inc. has filed an application for renewal for a 182.4 acres tract (PID 495-263119) on the east side of Lockbourne Road south of SR 317. All properties are actively farmed. Both applications were received by the City Clerk’s Office on March 17, 2107. The ORC requires that the City hold a hearing to consider the designation within 30 days of receiving an application. A hearing was held on April 11, 2017 at which there was no opposition to the applications. The ORC further requires that City Council act on the application within 30 days of the hearing. These applications would renew two existing designations, established through Franklin County and provide one new designation. The Administration has reviewed the applications and determined that they meet the provisions of the ORC and recommends that they be approved.

FISCAL IMPACT:

The designation of an Agricultural District will have no fiscal impact.

To approve the applications of David and Lisa Schacht to designate 129.8 acres of farmland at 5950 Shannon Road and 43.1 acres of farmland at 3701 Brice Road and Peters Family Farm to designate 182.4 acres farmland on the east side of Lockbourne Road south of SR 317 respectively as agricultural districts pursuant to ORC Section 929.02.

WHEREAS, section 929.02 of the Ohio Revised Code provides for the designation of Agricultural Districts; and

WHEREAS, an application to designate 172.9 acres of farmland (PIDs 490-193733 and 530-166401) as an Agricultural District has been filed by David and Lisa Schacht and received by the City Clerk's Office on March 17, 2017; and

WHEREAS, an application to designate 182.4 acres farmland (PID 495-263119) as an Agricultural District has been filed by Peters Family Farm, Inc. and received by the City Clerk's Office on March 17, 2017; and

WHEREAS, a public hearing was held on April 11, 2017 at which there was no opposition to the applications; and

WHEREAS, the Administration has reviewed the applications and determined that they meet the provisions set forth in the Revised Code and further recommends that they be approved; now, therefore,

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

Section 1. That pursuant to section 929.02 of the Ohio Revised Code the applications received by the City Clerk's Office on March 17, 2017 of David and Lisa Schacht to designate 172.9 acres of farmland (PIDs 490-193733 and 530-166401) and Peters Family Farm to designate 182.4 acres farmland (PID 495-263119) respectively as Agricultural Districts are hereby approved.

Section 2. That within five (5) days of the passage of this ordinance, the City Clerk is hereby authorized and directed to indicate Council's action on the applications and send a certified copy of this ordinance by certified mail, return receipt requested, to: David and Lisa Schacht, 5950 Shannon Road, Canal Winchester OH 43110; and Peters Family Farms Inc., 5812 Lockbourne Road, Lockbourne OH 43137. A certified copy of the ordinance shall also be sent to the Franklin County Auditor, care of Margie Betts, 373 South High Street, 20th Floor, Columbus, OH 43215.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.