



## Legislation Details (With Text)

**File #:** 1896-2023      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 6/16/2023      **In control:** Economic Development Committee

**On agenda:** 7/24/2023      **Final action:** 7/26/2023

**Title:** To authorize the Director of the Department of Development to enter into an Enterprise Zone Agreement with BGO Charter Street Storage Owner LLC (the “Enterprise”) for a tax abatement of seventy-five percent (75%) for a period of ten (10) consecutive years in consideration of the Enterprise investing approximately \$45,720,000.00 in real property improvements, and the creation of twenty-two (22) net new full-time permanent positions with an estimated annual payroll of approximately \$915,200.00.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 1896-2023 BGO Charter Street Storage Owner LLC - EZ Fact Sheet, 2. 1896-2023 BGO Charter Street Storage Owner LLC - Project Site Map

Date	Ver.	Action By	Action	Result
7/26/2023	1	CITY CLERK	Attest	
7/25/2023	1	ACTING MAYOR	Signed	
7/24/2023	1	COUNCIL PRESIDENT	Signed	
7/24/2023	1	Columbus City Council	Approved	Pass
7/17/2023	1	Columbus City Council	Read for the First Time	

**BACKGROUND:** The Director of the Department of Development is requesting authorization to enter into an Enterprise Zone Agreement on behalf of the City with BGO Charter Street Storage Owner LLC (and also the “Enterprise”). The Ohio Enterprise Zone law Section 5709.62(C) of the Ohio Revised Code authorizes the City to enter into Council-approved tax abatement agreements between the City and qualifying companies.

BGO Charter Street Storage Owner LLC is a single purpose entity formed to develop a vacant lot parcel. The company is owned and controlled by Crawford Hoying development. Crawford Hoying, established in 2012 by principal members Brent Crawford and Robert Hoying, is one of the largest real estate development firms in the Columbus region. Over the past decade, Crawford Hoying has successfully completed over \$1 billion of projects statewide. BGO Charter Street Storage Owner LLC will be the owner of the property, while Crawford Hoying will serve as the sponsor entity that will invest directly in and oversee the development of the proposed project.

BGO Charter Street Storage Owner LLC is proposing to invest a total project cost of approximately \$48,500,000.00, which includes \$2,774,538.00 in acquisition cost and \$45,725,462.00 in real property improvements to construct an approximately 179,170 square-foot Class A proactive industrial cold storage facility (“Facility”) at 2865 Charter Street, Columbus, Ohio 43228, on parcel number 560-277650 (the “**Project Site**”). The Enterprise anticipates that the project will create or cause to be created twenty-two (22) net, new full-time permanent positions with an estimated new annual payroll of approximately \$915,200 at the **Project Site** (“New Employees”).

The Director of the Department of Development is recommending that Council approve a 75%/10-year Enterprise Zone tax abatement on real property improvements made by the Enterprise at the **Project Site**, in consideration of it creating,

or causing to be created, the New Employees.

The Hilliard City School District and Tolles Career & Technical Center School District have been advised of this project.

This legislation is presented as 30-day legislation.

**FISCAL IMPACT:**

No funding is required for this legislation.

To authorize the Director of the Department of Development to enter into an Enterprise Zone Agreement with BGO Charter Street Storage Owner LLC (the “Enterprise”) for a tax abatement of seventy-five percent (75%) for a period of ten (10) consecutive years in consideration of the Enterprise investing approximately \$45,720,000.00 in real property improvements, and the creation of twenty-two (22) net new full-time permanent positions with an estimated annual payroll of approximately \$915,200.00.

**WHEREAS**, the Columbus City Council authorized the designation of the City of Columbus Enterprise Zone by legislation, Ordinance Number 779-85, dated April 22, 1985; and subsequently amended the Zone by Ordinance Nos. 2722-85 in 1986; 2080-89 in 1989; 1949-92, 2690-92 and 2249-92 in 1992; 1079-94 and 1228-94 in 1994; 2196-95 and 2817-95 in 1995; 0533-99 in 1999; 1785-00 in 2000; 1464-02 in 2002; 0225-03 in 2003; 0032-2012 in 2012; 1442-2020 in 2020, 0279-2021 in 2021; and 0736-2022 in 2022; and

**WHEREAS**, the Director of the Development Department of the State of Ohio (“ODOD”) has determined that the Columbus Enterprise Zone (the “Zone”), as amended by the aforementioned Ordinances, continues to contain the characteristics set forth in Section 5709.61(A) of the Ohio Revised Code. The Director of ODOD has recertified this Zone in 1986, December 20, 1989, September 28, 1992, October 22, 1992, December 17, 1992, May 31, 1994, June 24, 1994, June 16, 1995, October 5, 1995, December 19, 1995, April 1, 1999, September 25, 2000, January 27, 2003, August 19, 2003, April 3, 2012, September 18, 2020, May 20, 2021, and most recently on May 17, 2022 as an “urban jobs and enterprise zone” under Chapter 5709 of the Ohio Revised Code; and

**WHEREAS**, BGO Charter Street Storage Owner LLC (the “Enterprise”) is a single purpose entity formed to develop a vacant lot parcel. The company is owned and controlled by Crawford Hoying development. Crawford Hoying, established in 2012 by principal members Brent Crawford and Robert Hoying, is one of the largest real estate development firms in the Columbus region. Over the past decade, Crawford Hoying has successfully completed over \$1 billion of projects statewide. BGO Charter Street Storage Owner LLC will be the owner of the property, while Crawford Hoying will serve as the sponsor entity that will invest directly in and oversee the development of the proposed project; and

**WHEREAS**, the Enterprise has submitted a proposal (“Proposal”) to invest approximately \$45.72 million in real property improvements (the “**Project**”) to construct an approximately 179,170 square-foot Class A proactive cold storage facility (the “**Facility**”) at 2865 Charter Street, Columbus, Ohio 43228, parcel number 560-277650 (the “**Project Site**”). The Enterprise anticipates that the Project will create or cause to be created twenty-two (22) net, new full-time permanent positions at the Facility with an estimated annual payroll of approximately \$915,200.00 (“**New Employees**”); and

**WHEREAS**, after reviewing and investigating the Proposal submitted by the Enterprise, the Director of the Department of Development believes that the Enterprise has demonstrated that it is qualified by financial responsibility and business experience to create and preserve employment opportunities in the Columbus Enterprise Zone and improve the City’s

economic climate; and

**WHEREAS**, the Director of the Department of Development is recommending that City Council approve a 10-year, 75% tax abatement on the assessed valuation of the **Project Site** due to construction of the \$45.72 million Facility, to incentivize the Enterprise to construct the Class A industrial cold storage facility in the City's western corridor; and

**WHEREAS**, the Development Director has notified the Hilliard City School District and Tolles Career & Technical Center School District of the Project; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Development that the City desires to enter into an agreement with the Enterprise in order to incentivize economic growth and create employment opportunities for its citizens, and for the preservation of public health, peace, property and safety;

**NOW, THEREFORE,**

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

**SECTION 1.** That Columbus City Council, having reviewed the proposal, finds that the Enterprise is qualified by financial responsibility and business experience to create and preserve employment opportunities in the City of Columbus Enterprise Zone and improve the City's economic climate pursuant to Revised Code Section 5709.62(C).

**SECTION 2.** That City Council finds and determines (1) that the Enterprise will create, or cause to be created, the New Employee positions in the State and City; (2) that the Project is economically sound and will benefit the people of the State and City by increasing opportunities for employment and strengthening the economy of the State and City; and (3) that receiving the aforementioned tax abatement is a critical factor in the decision by representatives for BGO Charter Street Storage Owner LLC, the Enterprise hereunder, to go forward with constructing the Project.

**SECTION 3.** Based on this determination, City Council approves and authorizes a 10-year, 75% abatement on the increase in assessed valuation of real property on the **Project Site**, contingent upon the Enterprise investing approximately \$45,725,462 in real property improvements by constructing an approximately 179,170 square-foot Class A proactive cold storage facility at 2865 Charter Street, Columbus, Ohio 43228, parcel number 560-277650, and the creation of twenty-two (22) net, new full-time permanent positions at the **Project Site** with an estimated annual payroll of approximately \$915,200.00.

**SECTION 4.** The Director of the Department of Development, for and in the name of the City, is authorized to enter into an Enterprise Zone Agreement with the Enterprise in a form substantially similar to the one attached hereto as Exhibit "A" with such changes, amendments or edits thereto, that are not inconsistent with the terms of this Ordinance, or adverse to the City. Such authorized amendment includes assignment of the Agreement from the Enterprise to a Related Member as defined in R.C. Section 5709.61(W), or to a Successor Enterprise as defined by R.C. Section 5709.61(Y). The Director of the Department of Development also is authorized to execute any other agreements or sign any documents necessary to effectuate the Agreement and the Exemption provided therein, and approved as to Form by the City Attorney, if required.

**SECTION 5.** That the Enterprise must own the **Project Site** and execute the attached Enterprise Zone Agreement within one-hundred and twenty (120) days of this Ordinance's passage, or this Ordinance, and the authorization to enter into the tax abatement agreement, is null and void.

**SECTION 6.** That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

