



Legislation Details (With Text)

File #: 1751-2014 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 7/14/2014 **In control:** Finance Committee

On agenda: 9/29/2014 **Final action:** 10/1/2014

Title: To authorize the City to formally accept certain real property interests acquired, donated, or conveyed to the City that are being used for various public purposes, including but not limited to public sewer, water, electric, and other general utilities, pedestrian and vehicular traffic control, parkland, conservation, access, sidewalks, walkways, bikeways, shared-use paths, and associated appurtenances; and enter into associated tax agreements, as approved by the City Attorney's Office, when necessary. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
10/1/2014	1	CITY CLERK	Attest	
9/30/2014	1	MAYOR	Signed	
9/29/2014	1	COUNCIL PRESIDENT	Signed	
9/29/2014	1	Columbus City Council	Approved	Pass
9/22/2014	1	Columbus City Council	Read for the First Time	

BACKGROUND:

The City is required to pass an ordinance authorizing the City's acquisition and acceptance of any real property interests acquired by the City. As a result, it is periodically necessary for the City to formally accept various types of real property interests previously acquired, donated, or conveyed to the City (collectively, the "Real Estate Interests," which are described in the body of this legislation), because the Real Estate Interests were not the subject of any previous City ordinances authorizing the City to acquire and accept the Real Estate Interests.

The City is using the Real Estate Interests for various public purposes, including but not limited to public sewer, water, electric, and other general utilities, pedestrian and vehicular traffic control, parkland, conservation, access, sidewalks, walkways, bikeways, shared-use paths, and associated appurtenances. The Real Estate Interests were each recorded in an appropriate county recorder's office in the state of Ohio. Additionally, it may be necessary for the City to enter into tax agreements with the grantors of the Real Estate Interests in order to address any real estate tax implications associated with the City's acquisition and acceptance of the Real Estate Interests. Therefore, this ordinance **(i)** is the City's formal acceptance of the Real Estate Interests; and **(ii)** authorizes the City's directors of the departments of Recreation and Parks, Development, Public Utilities, Public Service, and Finance and Management to enter into associated tax agreements, as the case may be and as approved by the Columbus City Attorney, with the grantors of the Real Estate Interests.

FISCAL IMPACT: Not applicable.

EMERGENCY JUSTIFICATION: Not applicable.

To authorize the City to formally accept certain real property interests acquired, donated, or conveyed to the City that are being used for various public purposes, including but not limited to public sewer, water, electric, and other general utilities, pedestrian and vehicular traffic control, parkland, conservation, access, sidewalks, walkways, bikeways, shared-use paths, and associated appurtenances; and enter into associated tax agreements, as approved by the City Attorney's Office, when necessary. (\$0.00)

WHEREAS, the City intends for this ordinance to formally accept various real property interests acquired, conveyed, or donated to the City (*i.e.* "Real Estate Interests");

WHEREAS, the City intends to use the Real Estate Interests for various public purposes, including but not limited to public sewer, water, electric, and other general utilities, pedestrian and vehicular traffic control, parkland, conservation, access, sidewalks, walkways, bikeways, shared-use paths, and associated appurtenances;

WHEREAS, the City understands that it may need to enter into tax agreements with the grantors of the Real Estate Interests in order to address any real estate tax implications associated with the City's acquisition and acceptance of the Real Estate Interests;

WHEREAS, the City desires to formally accept the Real Estate Interests and authorize the directors of the departments of Recreation and Parks, Development, Public Utilities, Public Service, and Finance and Management to enter into associated tax agreements, when necessary, as approved by the City Attorney's Office, with the grantors of the Real Estate Interests; and, **now, therefore:**

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

SECTION 1. The City formally accepts the following easements, deeds, and other real property interests recorded in the Recorder's Office, Franklin County, Ohio, which are being used for various public purposes, including but not limited to public sewer, water, electric, and other general utilities, pedestrian and vehicular traffic control, parkland, conservation, access, sidewalks, walkways, bikeways, shared-use paths, and associated appurtenances:

GRANTOR(S)...FRANKLIN COUNTY RECORDER NUMBER...(GENERAL PUBLIC PURPOSE)

1. **The Franklin County Convention Facilities Authority:** 201405140059710 (shared-use-pathway/walkway/sidewalk/bikeway)
2. **Cardinal Self Storage Grandview LLC:** 201405060055631 (sewer utilities)
3. **Centro, Inc. & Highpearl Inc.:** 201405080057252 (sewer utilities)
4. **Columbus Metropolitan Housing Authority:** 201406060070229 (sewer utilities)
5. **Columbus Regional Airport Authority:** 201406060070231 (sewer utilities)
6. **Columbus Regional Airport Authority:** 201406060070232 (sewer utilities)
7. **Margaret Nivins & Maxine Nivins:** 201406090071254 (parkland)
8. **300 WEW Properties, LLC:** 201406090071258 (sewer utilities)
9. **The Board of Education of the Columbus City School District:** 201406060070222 (parkland)
10. **Mayfair Village Columbus Associates, LLC:** 201406120073383 (sewer utilities)
11. **American Electric Power Service Corporation:** 201407020084226 (general utilities)
12. **The Refuge, Inc.:** 201403140031345 (general utilities, traffic control, & shared-use-pathways/walkways/sidewalks/bikeways)
13. **Jeffrey New Day LLC:** 201404110043952 (shared-use-pathway/walkway/sidewalk/bikeway)
14. **Nepo, Inc.:** 201003120029593 (walkway/sidewalk)
15. **The Kroger Co.:** 201003190032680 (walkway/sidewalk)
16. **Central Ohio Transit Authority:** 201004020039601 (walkway/sidewalk)
17. **Meijer Stores Limited Partnership:** 201004020039603 (walkway/sidewalk)
18. **Nationwide Children's Hospital:** 200910290155956 (walkway/sidewalk)

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20. **John M Kareithi & Nancy Muraya:** 200906020078419 (walkway/sidewalk)
21. **Hill One, LLC:** 200907020096352 (walkway/sidewalk)
22. **Benson W. Hough Post 3424 - Veterans of Foreign Wars of the U.S.:** 200908060115218 (walkway/sidewalk)
23. **Central Ohio Transit Authority:** 200907020096355 (walkway/sidewalk)
24. **Olentangy Core LLC:** 200808080121069 (walkway/sidewalk)
25. **State of Ohio, Department of Administrative Services:** 200810310160781 (sidewalk)
26. **Petsuites of America, Inc.:** 201109020110287 (walkway & sidewalk)
27. **Board of Education of the Columbus City School District:** 201109020110286 (walkway/sidewalk/crosswalk & access)
28. **CVS 75718 OH, L.L.C.:** 201101070004490 (walkway/sidewalk)
29. **Speedway Superamerica LLC:** 201012030164400 (walkway/sidewalk)
30. **H&G, LLC:** 201012030164399 (walkway/sidewalk)
31. **The Board of Education of the Columbus City School District:** 201101210010996 (walkway/sidewalk)
32. **Topvalvco, Inc.:** 201010290144689 (walkway/sidewalk)
33. **Whitney Young Collaborative, LLC:** 201007090086145 (access)
34. **The New Albany Company LLC:** 201407080086779 (sewer utilities)
35. **Robert Eickholt:** 201109160117197 (walkway & sidewalk)
36. **The Reserve at Mercer Square LLC:** 201010010128811 (walk/sidewalk)
37. **Mercer Square, LLC:** 201010010128809 (walkway/sidewalk)
38. **E-R Development Northwest, LLC:** 201010010128814 (walkway/sidewalk)

SECTION 2. The City formally accepts the following easements, deeds, and other real property interests recorded in the Recorder's Office, Delaware County, Ohio, which are being used for various public purposes, including but not limited to public sewer, water, electric, and other general utilities, pedestrian and vehicular traffic control, parkland, conservation, access, sidewalks, walkways, bikeways, shared-use paths, and associated appurtenances:

GRANTOR(S)...FRANKLIN COUNTY RECORDER NUMBER...(GENERAL PUBLIC PURPOSE)

39. **Polaris Grand, LLC:** O.R.V. 972, Pg. 2221 (walkway/sidewalk)
40. **Polaris AZ, LLC:** O.R.V. 972, Pg. 2213 (walkway/sidewalk)
41. **PFP Columbus, LLC:** O.R.V. 972, Pg. 2217 (walkway/sidewalk)
42. **Polaris Mall, LLC:** O.R.V. 972, Pg. 2225 (walkway/sidewalk)

SECTION 3. The directors of the departments of Recreation and Parks, Development, Public Utilities, Public Service, and Finance and Management are authorized to enter into associated tax agreements, as the case may be and as approved by the Columbus City Attorney, with the grantors of the real property interests identified in Sections 1 and 2 of this ordinance.

SECTION 4. This ordinance shall take effect and be in force from and after the earliest period allowed by law.