



## Legislation Details (With Text)

**File #:** 1608-2017      **Version:** 1

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

**File created:** 6/12/2017      **In control:** Small & Minority Business Development Committee

**On agenda:** 7/10/2017      **Final action:** 7/12/2017

**Title:** To determine to proceed with the Plan of Services of the East Main Street Special Improvement District of Columbus, Inc. and to provide for the levy of assessments in said district; and to declare an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
7/12/2017	1	CITY CLERK	Attest	
7/12/2017	1	MAYOR	Signed	
7/10/2017	1	COUNCIL PRESIDENT	Signed	
7/10/2017	1	Columbus City Council	Approved	Pass

This legislation will determine to proceed with the Plan of Services of the East Main Street Special Improvement District of Columbus, Inc. and to provide for the levy of assessments in said district.

Chapter 1710 of the Ohio Revised Code, effective September 29, 1994 provides for the creation of Special Improvement Districts, by non-profit corporations governed by trustees elected by the property owners for the provision of special services in a designated district. The City of Columbus currently has five Special Improvement Districts known as (SIDS); they are the Capital Crossroads SID, Discovery SID, Short North SID, Morse Road SID and the University District SID, all have been very successful. We now have a petition to approve a new SID in the East Main Street area between Bexley and Whitehall to be known as the East Main Street Special Improvement District (East Main Street SID) within the boundaries of the map, included in the Petition. The property owners have initiated a one petition process in which the owners of at least 60% of the front footage of all real property located within the District signed, acknowledging that they are interested in the creation of a Special Improvement District and they approve of the Plan for Improvements and Services to be provided by the East Main Street SID.

Emergency action is requested on this legislation to allow the special assessment process to proceed in a timely manner.

**FISCAL IMPACT:** No funding is required for this legislation.

To determine to proceed with the Plan of Services of the East Main Street Special Improvement District of Columbus, Inc. and to provide for the levy of assessments in said district; and to declare an emergency.

**WHEREAS**, Chapter 1710 of the Revised Code, effective September 29, 1994 provides for the creation of Special Improvement Districts (SIDS), by non-profit corporations governed by trustees elected by the property owners for the provision of special services in a designated district; and

**WHEREAS**, the petition to reauthorize the East Main Street Special Improvement District of Columbus, Inc. was approved by City Council by Ordinance No. 0765-2017, passed March 27, 2017; and

**WHEREAS**, the petition to approve the Plan of Services to be provided by the East Main Street Special Improvement District of Columbus, Inc. was accepted and approved by City Council by Resolution No. 0071X-2017, passed April 3, 2017; and

**WHEREAS**, this Council has adopted Resolution No. 0147X-2017 passed May 15, 2017 declaring the necessity of implementing the Plan of Services of the East Main Street Special Improvement District of Columbus, Inc.; and

**WHEREAS**, the Plan for Services calls for the provisions of these services to the East Main Street Special Improvement District of Columbus, Inc. to be funded by special assessment; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to proceed with the Plan of Services of the Discovery Special Improvement District of Columbus, Inc., for the economic development and continued improvement of the East Main Street area and for the immediate preservation of the public health, property, safety and welfare; NOW, THEREFORE,

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

**Section 1.** That it is hereby determined to proceed with the Plan of Services of the East Main Street Special Improvement District of Columbus, Inc. (SID) as set forth in said Plan heretofore approved by Resolution No. 0071X-2017, passed on April 3, 2017 and as provided for in the Resolution of Necessity, No 0147X-2017 passed on May 15, 2017.

**Section 2.** That the services constituting the Plan shall be made in accordance with the provision of the Resolution of Necessity, No. 0147X-2017, and in accordance with the Plan of Services and estimate of cost of the Plan previously approved and on file in the office of the Clerk of Council.

**Section 3.** That the Council does hereby find that no claim for damages resulting from said Plan of Services have been filed with the Clerk of Council.

**Section 4.** That the assessable portion of the cost of the Plan of Services shall be assessed against the benefiting properties, in the manner and in the number of annual installments as provided in the Resolution of Necessity.

**Section 5.** That the estimated assessment heretofore prepared and filed in the office of the Clerk of this Council in accordance with the Resolution of Necessity are hereby adopted and confirmed.

**Section 6.** That the portion of the cost provided in the above-mentioned Resolution of Necessity to be assessed are hereby levied and assessed in the manner and number of installments provided in said Resolution No. 0071X-2017 and on the lots and lands described therein, which assessments are in proportion to the special benefits and are not in excess of any statutory limitations.

**Section 7.** That the assessment against each lot or parcel of land shall be payable over five (5) years in semi-annual installments. All assessments shall be collected as follows:

In two semi-annual collections by the County Treasurer. The City Auditor shall certify the herein-referenced unpaid special assessment to the County Auditor as provided by law.

**Section 8.** That pursuant to the provisions of Section 1710.11 of the Ohio Revised Code, East Main Street Special Improvement District of Columbus, Inc., as soon as funds are available, may make and execute contract(s) for said Plan of Services in accordance with East Main Street Special Improvement District of Columbus, Inc. rules for competitive bidding, and such improvements and services shall be financed as provided in the aforesaid Resolution of Necessity.

**Section 9.** That the Clerk of Council shall cause a notice of passage of this ordinance to be published once in a newspaper of general circulation in the City of Columbus and to continue on file in the office of the Clerk of Council said

assessments.

**Section 10.** That the Clerk of Council is hereby directed to deliver a certified copy of this ordinance to the Auditor of Franklin County, Ohio within fifteen (15) days after its passage.

**Section 11.** That the Clerk of Council is hereby directed to post a copy of this ordinance in the Office of the Clerk of Council.

**Section 12.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in full force from and immediately upon its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.