



Legislation Details (With Text)

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On agenda: 9/9/2019 **Final action:** 9/12/2019

Title: To determine that the petition to establish the Confluence Community Authority is sufficient and complies with the requirements of the Ohio Revised Code; to set the time and place for a hearing on the petition and authorize the notice of such hearing by publication; and to declare an emergency.

Sponsors:

Indexes:

Code sections:

Attachments:

| Date | Ver. | Action By | Action | Result |
|-----------|------|-----------------------|---------|--------|
| 9/12/2019 | 1 | CITY CLERK | Attest | |
| 9/11/2019 | 1 | MAYOR | Signed | |
| 9/9/2019 | 1 | COUNCIL PRESIDENT | Signed | |
| 9/9/2019 | 1 | Columbus City Council | Adopted | Pass |

Background:

Crew SC Stadium Company, LLC, the Board of County Commissioners of Franklin County, Ohio and the City have entered into a Development Agreement for the new Columbus Crew stadium project and surrounding development that will redevelop property generally bounded by Interstate 670 to the North, Ohio State Route 315 to the West, CSX Transportation railroad tracks to the East and West Nationwide Boulevard to the South. The City committed in the Development Agreement to form a new community authority pursuant to ORC Chapter 349 to support that redevelopment. On August 9, 2019, a Petition for the Organization of the Confluence Community Authority was submitted to City Council. City Council, as the organizational board of commissioners, is now required by ORC Chapter 349 to determine the sufficiency of the Petition and set a public hearing date on the Petition.

Emergency Justification: Emergency action is requested in order to comply with statutory notice and hearing requirements and to facilitate the development of this project in a timely manner.

Fiscal Impact: No funding is required for this legislation.

To determine that the petition to establish the Confluence Community Authority is sufficient and complies with the requirements of the Ohio Revised Code; to set the time and place for a hearing on the petition and authorize the notice of such hearing by publication; and to declare an emergency.

WHEREAS, Crew SC Stadium Company, LLC (the “Developer”), the Board of County Commissioners of Franklin County, Ohio and the City have entered into a Development Agreement for the redevelopment of an approximately 28.6-acre site generally bounded by Interstate 670 to the North, Ohio State Route 315 to the West, CSX Transportation railroad tracks to the East and W. Nationwide Boulevard to the South as a mixed use entertainment, commercial and residential development as more fully described in the Development Agreement; and

WHEREAS, to support the redevelopment of the project site, the City agreed in the Development Agreement to support

the formation of a new community authority for the site; and

WHEREAS, a Petition for the Organization of the Confluence Community Authority (the “Authority”) under ORC Chapter 349 (the “Petition”) has been submitted to this Council; and

WHEREAS, the Authority’s new community district, as described in the Petition, is located entirely within the municipal corporate boundaries of the City, and this Council, as the legislative authority of the City, is therefore the organizational board of commissioners for purposes of the Petition; and

WHEREAS, this Council has reviewed the Petition, and by this resolution desires to legislatively determine, pursuant to ORC Section 349.03, that the Petition complies with the requirements of that section as to form and substance, to set the time and place of a hearing on the Petition and authorize the notice by publication of the hearing on the Petition; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to make the legislative determinations regarding the sufficiency of the Petition in order to facilitate the redevelopment of the project site and for the preservation of the public health, peace, property, safety, and welfare; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS that:

Section 1. This Council hereby acknowledges and determines that, pursuant to ORC Section 349.01(F)(3), it is the “organizational board of commissioners” of the Authority for all purposes of ORC Chapter 349.

Section 2. This Council has examined the Petition and finds and determines that the Petition is sufficient and complies with the requirements of ORC Section 349.03 in form and substance. The execution of the Petition on behalf of the City is hereby ratified and on file in the offices of the Economic Development Division.

Section 3. This Council hereby determines to hold a public hearing on the Petition on September 16, 2019 at the City Department of Development Offices, 111 N. Front Street, 8th Floor, at 10:00 a.m., and this Council hereby authorizes each of the City Attorney, the Clerk of Council, and the City Director of Development, or any of them individually, to cause notice of the hearing to be published once a week for three consecutive weeks, or as provided in Revised Code Section 7.16, in a newspaper of general circulation within Franklin County, Ohio, pursuant to ORC Section 349.03(A). All prior notices published for such hearing are hereby ratified.

Section 4. For the reasons stated in the Preamble hereto, which is hereby made a part hereof, this resolution is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after the passage if the Mayor neither approves nor vetoes the same.