



## Legislation Details (With Text)

**File #:** 2093-2020      **Version:** 1

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

**File created:** 9/10/2020      **In control:** Housing Committee

**On agenda:** 9/21/2020      **Final action:** 9/24/2020

**Title:** To authorize the Director of the Department of Development to enter into an option agreement or agreements as needed to sell and transfer by quitclaim deed 149-151 Hayden Ave. (010-001564), located in the Franklinton neighborhood to Finance Fund and to declare an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
9/24/2020	1	CITY CLERK	Attest	
9/23/2020	1	MAYOR	Signed	
9/21/2020	1	COUNCIL PRESIDENT	Signed	
9/21/2020	1	Columbus City Council	Approved	Pass

**BACKGROUND:** On April 4, 2020, Council approved Ordinance 0840-2020 to authorize the Director of Development to sell 8 land bank vacant parcels to a subsidiary of the Finance Fund. The parcels will be used as a part of the Warner Junction, a 56-unit affordable housing development under the FHAct 50 Building Opportunity Fund. One parcel was omitted from the original legislation. This legislation will authorize the sale of 149-151 Hayden Ave. (010-001564) as a part of the project.

**FISCAL IMPACT:** The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to enable the City to immediately enter into the necessary agreements allowing the buyer to convey the property in October to meet project deadlines.

To authorize the Director of the Department of Development to enter into an option agreement or agreements as needed to sell and transfer by quitclaim deed 149-151 Hayden Ave. (010-001564), located in the Franklinton neighborhood to Finance Fund and to declare an emergency.

**WHEREAS,** by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

**WHEREAS,** a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.06 and 5722.03 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

**WHEREAS**, in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

**WHEREAS**, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to enable the City to enter into the necessary agreements allowing the buyer to meet the application deadlines established by the Ohio Housing Finance Agency, which is required to complete the development of the affordable housing project, all for the immediate preservation of the public health, peace, property, safety and welfare; **NOW, THEREFORE**,

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

**Section 1.** That the Director of the Department of Development is hereby authorized to execute those documents on behalf of the City of Columbus, as approved by the Department of Law, Division of Real Estate, necessary to enter into a contract for the sale of the following described property, and to execute a quitclaim deed and any ancillary documents as may be necessary to transfer title thereto;

Parcel Number	Address	Price
1010-001564	149-151 Hayden Ave	\$4,650.00
201711290168642		

Property is situated in the State of Ohio, County of Franklin, City of Columbus, and described as follows:

Being Lot No. 84 in Thomas E. Knauss Subdivision of Caroline L. Burgess' Subdivision of Lot No. 6 of William S. Sullivant's Estate as the same is numbered and delineated upon the recorded plat of said Thomas E. Knauss' Amended Subdivision, of record in Plat Book 4, Page 268, Recorder's Office, Franklin County, Ohio.

**Section 2.** For the property stated in Section 1, that the Director of Development is hereby authorized to execute any agreement, deed restriction, or mortgage to ensure compliance with land bank program rules and the submitted application and to release such restriction or mortgage upon compliance.

**Section 3.** That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

**Section 4.** That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

**Section 5.** 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 force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.