



Legislation Details (With Text)

File #: 2717-2021 **Version:** 2

Type: Ordinance **Status:** Passed

File created: 10/14/2021 **In control:** Small & Minority Business Committee

On agenda: 10/18/2021 **Final action:** 10/21/2021

Title: To approve the report of the assessment equalization board appointed in connection with the Plan of Services for the Short North Special Improvement District of Columbus, Inc. including no changes to the estimated assessments recommended by the board; and to declare an emergency.

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD2717-2021 Exhibit A - Short North SID Assessment Equalization Board, 2. ORD2717-2021 Exhibit B_SNSIDAssessments4_28_21, 3. ORD2717-2021 FINAL DRAFT Short North SID - 2022 Services Plan_3.04.21

| Date | Ver. | Action By | Action | Result |
|------------|------|-----------------------|-----------------------|--------|
| 10/21/2021 | 2 | CITY CLERK | Attest | |
| 10/20/2021 | 2 | MAYOR | Signed | |
| 10/18/2021 | 2 | COUNCIL PRESIDENT | Signed | |
| 10/18/2021 | 1 | Columbus City Council | Amended to 30 day | Pass |
| 10/18/2021 | 1 | Columbus City Council | Waive the 2nd Reading | Pass |
| 10/18/2021 | 1 | Columbus City Council | Approved as Amended | Pass |

BACKGROUND

This ordinance approves the recommendation of an assessment equalization board appointed under Ohio Revised Code Section 727.16 in connection with a Plan of Services under Ohio Revised Code Chapter 1710 requested to be implemented in cooperation with the Short North Special Improvement District of Columbus, Inc. (the “SID”).

On April 5, 2021, the Council of the City of Columbus, Ohio (the “City Council”) adopted Resolution No. 0046X-2021 declaring the necessity to implement the Plan of Services adopted by the SID and the necessity to levy a special assessment for the improvements and services set forth in said plan upon the lots and lands benefitted under the plan (the “Resolution of Necessity”).

By notice dated May 12, 2021, the Clerk of Council served notice upon the owners of the lots or parcels of land to be assessed for the Plan of Services in accordance with Ohio Revised Code Section 727.13.

As provided in Ohio Revised Code Section 727.15, the Clerk of Council received objections to the estimated assessments.

As provided in Ohio Revised Code Section 727.16, the City Council appointed an assessment equalization board consisting of three disinterested freeholders of the City of Columbus, Ohio (the “City”) and fixed the time and place of a hearing to be held on October 12, 2021. As provided in Ohio Revised Code Section 727.16, the Clerk of Council notified the objector of the time and place of such hearing.

On October 12, 2021, following the procedures required under Ohio Revised Code Section 727.17, the assessment equalization board met to hear and determine the objections to the estimated assessments that were filed under Ohio

Revised Code Section 727.15.

On October 12, 2021 the assessment equalization board reported its recommendations, including no changes which should be made to the estimated assessments, to the City Council, a copy of which report is attached to this Ordinance as **Exhibit A**.

The City Council desires to approve the report, including the changes to the estimated assessments recommended by the assessment equalization board.

~~Emergency action is requested in order to approve and certify the changes to the estimated assessment to the County Auditor of Franklin County, Ohio in a timely manner to enable the SID to provide the economic and continued improvements and services to be provided under the Plan.~~

FISCAL IMPACT: No funding is required for this legislation.

To approve the report of the assessment equalization board appointed in connection with the Plan of Services for the Short North Special Improvement District of Columbus, Inc. including no changes to the estimated assessments recommended by the board; ~~and to declare an emergency.~~

WHEREAS, on April 5, 2021, the Council of the City of Columbus, Ohio (the “City Council”) adopted Resolution No. 0046X-2021 declaring the necessity to implement the Plan of Services adopted by the Short North Special Improvement District, Inc. (the “SID”) and the necessity to levy a special assessment for the improvements and services set forth in said plan upon the lots and lands benefiting under the plan (the “Resolution of Necessity”); and

WHEREAS, by notice dated May 12, 2021, the Clerk of Council served notice upon the owners of the lots or parcels of land to be assessed for the Plan of Services (the “Plan”) in accordance with Ohio Revised Code Section 727.13; and

WHEREAS, as provided in Ohio Revised Code Section 727.15, the Clerk of Council received objections to the estimated assessments; and

WHEREAS, as provided in Ohio Revised Code Section 727.16, the City Council appointed an assessment equalization board consisting of three disinterested freeholders of the City of Columbus, Ohio (the “City”) and fixed the time and place of a hearing to be held on October 12, 2021. As provided in Ohio Revised Code Section 727.16, the Clerk of Council notified the objector of the time and place of such hearing; and

WHEREAS, on October 12, 2021, following the procedures required under Ohio Revised Code Section 727.17, the assessment equalization board met to hear and determine the objections to the estimated assessments that were filed under Ohio Revised Code Section 727.15; and

WHEREAS, on October 12, 2021 the assessment equalization board reported its recommendations, including no changes which should be made to the estimated assessments; and

WHEREAS, as recommended by the assessment equalization board, the previously established estimate of special assessments has been prepared and attached to this Ordinance as **Exhibit A**; and

WHEREAS, ~~an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to approve the report of the assessment equalization board in order to approve and certify the changes to the estimated assessment to the County Auditor of Franklin County, Ohio in a timely manner to enable the SID to provide the economic and continued improvements and services to be provided under the Plan and to provide for the preservation of public health, peace, property, safety and welfare;~~ **NOW, THEREFORE,**

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

SECTION 1. That as provided in Ohio Revised Code Section 727.17, the report of the assessment equalization board met and recommended no changes to the estimated assessments, attached to this Ordinance as **Exhibit A**, is hereby approved.

SECTION 2. That as further provided in Ohio Revised Code Section 727.17, the estimated assessments recommended by the assessment equalization board and attached to this Ordinance as **Exhibit B** are hereby approved. If this City Council shall adopt an ordinance under Ohio Revised Code Section 727.23 determining to proceed with the Plan such ordinance shall adopt the estimated assessments approved by this Ordinance, as provided under Ohio Revised Code Section 727.23 (B).

SECTION 3. That in order to memorialize the estimated assessments recommended by the assessment equalization board, this City Council hereby approves no changes to the Plan shown in **Exhibit B** to this Ordinance.

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same. **That this ordinance shall take effect and be in force from and after the earliest period allowed by law.**