# Legislation Details (With Text)

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| **File #:** | 2058-2022 **Version:** 1 | | |
| **Type:** | Ordinance | **Status:** | Passed |
| **File created:** | 7/6/2022 | **In control:** | Economic Development Committee |
| **On agenda:** | 7/18/2022 | **Final action:** | 7/20/2022 |
| **Title:** | To levy a special assessment upon the lots and lands of the Special Benefit District specially benefited by the construction of a parking garage at the northwest corner of the intersection of High Street and 2nd Avenue in the Short North area of Columbus, as contemplated in Resolution No. 0282X-2017 and Ordinance No. 1996-2018; and to declare an emergency. | | |
| **Sponsors:** | | | |
| **Indexes:** | | | |
| **Code sections:** | | | |
| **Attachments:** | 1. 2058-2022 White Castle-Assessment Roll-2022 | | |

| Date | Ver. | Action By | Action | Result |
|---|---|---|---|---|
| 7/20/2022 | 1 | CITY CLERK | Attest | |
| 7/19/2022 | 1 | MAYOR | Signed | |
| 7/18/2022 | 1 | COUNCIL PRESIDENT | Signed | |
| 7/18/2022 | 1 | Columbus City Council | Approved | Pass |

**BACKGROUND:** Council previously adopted Resolution 0282X-2017 (the "Resolution of Necessity") on November 20, 2017, which declared the necessity of acquiring, constructing, installing, equipping, or improving off-street parking facilities at the northwest corner of the intersection of High Street and 2nd Avenue in the Short North area of Columbus and levying a special assessment in order to fund a portion of the costs to construct a parking garage that will include 104 public parking spaces (the “Project”). Council subsequently adopted Ordinance No. 1996-2018 (the "Ordinance to Proceed") on July 23, 2018, therein determining to proceed with the Project and the special assessment.

The Resolution of Necessity imposed Special Assessments on the Assessed Parcels in proportion to the special benefits conferred upon such Assessed Parcels from the Project in order to pay for a portion of the cost and expense of the Project.

This Ordinance authorizes the levy of the special assessment upon the lots and lands of the Special Benefit District ("Assessed Parcels") benefited by the construction of parking structure improvements at the northwest corner of the intersection of High Street and 2nd Avenue in the Short North area of Columbus, known as the Economic Development - Short North Parking Garage, as contemplated in Resolution 0282X-2017 and Ordinance 1996-2018 pursuant to Section 55(b) of the Charter of the City of Columbus determining that such action is necessary.

All of the costs of the Project have been assembled; the final assessment amount has been determined, the final assessment report prepared, and the assessing Ordinance should now be passed pursuant to Section 178 of the Charter of the City of Columbus.

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

**EMERGENCY DESIGNATION:** Emergency action is requested in order that the assessment process may be completed in time for the County Auditor to place the assessments on the specially benefited lots and lands to repay the City for a portion of the cost to construct the Project.

To levy a special assessment upon the lots and lands of the Special Benefit District specially benefited by the construction of a parking garage at the northwest corner of the intersection of High Street and 2nd Avenue in the Short North area of Columbus, as contemplated in Resolution No. 0282X-2017 and Ordinance No. 1996-2018; and to declare an emergency.

**WHEREAS**, the total cost of the Project (the "Project Cost") shall be an amount equal to the costs of acquiring, constructing, installing, equipping, or improving the Project, which is estimated to be $5,893,000.00. The special assessments for the Project (the "Special Assessments") shall be collected in 60 consecutive semi-annual installments of $32,500 each. The Special Assessments shall be assessed in proportion to the benefits upon the Assessed Parcel. The Special Assessments shall be calculated as of the Determination Date and allocated to the Assessed Parcel based on the Proportional Benefit to such Assessed Parcel. The percentage of Proportional Benefit for the Assessed Parcel shall be multiplied by the Annual Special Assessment to determine the annual amount of Special Assessments to be paid by the Assessed Parcel. The portion of the Project Cost allocable to the City is none, as allowable under Section 181-1 of the Charter.

**WHEREAS,** Council previously adopted Resolution 0282X-2017 (the "Resolution of Necessity") on November 20, 2017, which declared the necessity of declaring the necessity of acquiring, constructing, installing, equipping, or improving off-street parking facilities at the northwest corner of the intersection of High Street and 2nd Avenue in the Short North area of Columbus and levying a special assessment in order to fund a portion of the costs to construct a parking garage that will include 104 public parking spaces; and

**WHEREAS,** this Council subsequently passed Ordinance 1996-2018 on July 23, 2018, therein determining to proceed with the Project and the special assessments; and

**WHEREAS,** all of the costs of the Project have been assembled; and the final assessment amount has been determined, the final assessment report prepared, and the assessing Ordinance should now be passed pursuant to Section 178 of the Charter of the City of Columbus; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development, in that it is necessary to authorize that the assessment process may be completed in time for the County Auditor to place the assessments on the benefited lots and lands to repay the City for a portion of the cost to construct the Project; for the 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.** Capitalized terms not otherwise defined herein shall have the meaning assigned to each term in the Petition filed with the Clerk of Council.

**SECTION 2.** The total cost of the Project (the "Project Cost") shall be an amount equal to the costs of acquiring, constructing, installing, equipping, or improving the Project, which is estimated to be $5,893,000.

**SECTION 3.** The special assessments for the Project (the "Special Assessments") shall be collected in 60 consecutive semi-annual installments of $32,500 each. The Special Assessments shall be assessed in proportion to the benefits upon the Assessed Parcel. The Special Assessments shall be calculated as of the Determination Date and allocated to the Assessed Parcel based on the Proportional Benefit to such Assessed Parcel. The percentage of Proportional Benefit for the Assessed Parcel shall be multiplied by the Annual Special Assessment to determine the annual amount of Special Assessments to be paid by the Assessed Parcel. The portion of the Project Cost allocable to the City is none, as allowable under Section 181-1 of the Charter.

**SECTION 4.** That the Clerk of Council shall deliver a certified copy of this Ordinance to the County Auditor within fifteen (15) days after its passage.



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**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.