

ORDINANCE NO. 2017-12

AN ORDINANCE RATIFYING THE COMMUNITY REINVESTMENT AREA AGREEMENT WITH THREE SEASONS PARTNERS, LLC, D.B.A. SOUTH SHORE MARINE.; AUTHORIZING THE CITY MANAGER TO EXECUTE THE COMMUNITY REINVESTMENT AREA AGREEMENT SUBSTANTIALLY IN THE FORM ATTACHED TO THIS ORDINANCE UPON RECEIPT OF NOTIFICATION OF HURON CITY SCHOOL APPROVAL OF THE TERMS HEREIN; AND DECLARING AN EMERGENCY

WHEREAS, the Huron City Council ("Council") established a Community Reinvestment Area ("CRA") by the passage of Ordinance No. 2008-22 on July 22, 2008;

WHEREAS, the City has received a request for tax abatement within the CRA for construction of a new facility, on property owned by Three SeaSons Partners LLC

WHEREAS, Three SeaSons Partners, LLC, will construct and equip a new facility on their property located in corporate park with a total investment of approximately \$1,800,000;

WHEREAS, on April 24, 2017 the City's Tax Incentive Negotiating Committee met to consider the proposed application, and the Committee unanimously resolved to recommend approval of the proposed tax abatement for a period of fifteen (15) years at one-hundred percent (100%);

WHEREAS, the EHOVE Joint Vocational School District and its Board of Education have been notified in accordance with Section 5709.83 of the Ohio Revised Code (Agreement Exhibit B) and given a copy of the Application; and

WHEREAS, the Huron City School District and its Board of Education have been notified and given a copy of the Application and a draft of this agreement and have further been notified that abatement granted under this Agreement exceeds limitations imposed by Ohio Revised Code Section 3735.67.1(2) (Agreement Exhibit C). The Huron City School District Board of Education is considering the Agreement and notification of approval shall be incorporated within this Agreement upon receipt as Agreement Exhibit D; and

WHEREAS, it is deemed necessary in order to provide for the immediate preservation of the public health, safety and general welfare of the citizens of the City and to provide for the economic development of the City by adopting this Ordinance as an emergency measure to assure the beginning of the construction of the aforesaid facility and the timely completion thereof;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF HURON, OHIO:

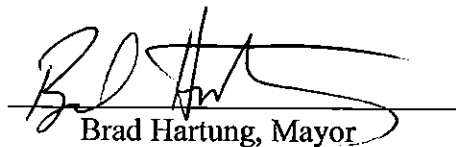
SECTION 1. That this Council hereby approves the CRA Agreement substantially pursuant to the terms and conditions contained in each, copies of which are on file in the office of the Clerk of Council and attached to this Ordinance as Exhibit "A".

SECTION 2. That upon receipt of notification of Huron City School District approval of the abatement terms expressed herein, the City Manager be, and he hereby is, authorized and directed to execute the CRA Agreement with Three SeaSons Partners, LLC, d.b.a. South Shore Marine which agreement shall be in substantially the form of Exhibit "A".

SECTION 3. That, if any section, phrase, sentence or portion of this Ordinance is, for any reason, held invalid or unconstitutional by a Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. That this Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law, including ORC Sec. 121.22.

SECTION 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and general welfare of the citizens of Huron and for the further reason that it is necessary to enhance the economic development of the City by allowing work on the project described herein to commence without delay; **wherefore**, this Ordinance shall be in full force and effect from and immediately after its adoption.


Brad Hartung, Mayor

ATTEST: 
Clerk of Council

ADOPTED: APR 25 2017