

(First Published in the Columbus Daily Advocate _____ day of _____, 2010)

ORDINANCE NO. 1272

AN ORDINANCE EXEMPTING CERTAIN PROPERTY IN THE CITY OF COLUMBUS, CHEROKEE COUNTY, KANSAS, FROM AD VALOREM TAXATION FOR ECONOMIC DEVELOPMENT PURPOSES

WHEREAS, Article 11, Section 13 of the Kansas Constitution permits the governing body of any city, by ordinance, to exempt from all ad valorem taxation all or any portion of the appraised valuation of all buildings, together with the land upon which such buildings were located, used by a business for the purpose of storing goods or commodities which are sold or traded in interstate commerce, for not more than ten (10) calendar years after the calendar year in which the business commences its operations, and

WHEREAS, the Governing Body of the City of Columbus, Kansas, has adopted a Statement of Policy and Procedures Tax Exemptions and Incentives for Economic Development in Resolution No. 334, adopted June 5, 2006.

WHEREAS, a cost benefit analysis was prepared December 15, 2009, showing the beneficial impact of the new business project owned by Spectra Composites of Kansas, LLC, in Columbus, Kansas, on State, County, School District and City revenues, projecting a benefit/cost ratio of 2.80 : 1 over ten (10) years, and the creation of nine (9) new jobs during the first two (2) years of operation.

WHEREAS, the Governing Body of the City of Columbus, Kansas, after conducting a public hearing pursuant to published notice as provided by law, has determined that property belonging to Spectra Composites of Kansas, LLC, and used by said business for the purpose of storing goods or commodities which are sold or traded in interstate commerce, should be granted tax exemption for economic development purposes pursuant to the following schedule which begins the year after the calendar year in which the business commences its operations:

- 1) Abatement of 100% of Real Estate taxes owed for the first five (5) years;
- 2) Abatement of 85% of Real Estate taxes owed in year six (6);
- 3) Abatement of 70% of Real Estate taxes owed in year seven (7);
- 4) Abatement of 55% of Real Estate taxes owed in year eight (8);
- 5) Abatement of 40% of Real Estate taxes owed in year nine (9);
- 6) Abatement of 25% of Real Estate taxes owed in year ten (10).

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF COLUMBUS, KANSAS.

Section 1: Grant of Exemption. In accordance with Article 11, Section 13 of the Kansas Constitution, and pursuant to K.S.A. 79-251, Resolution No. 334 and this Ordinance, the following described real estate owned by Spectra Composites of Kansas, LLC:

Approximately 18,000 s.f. facility situated on real property located at 202 S. Minnesota, described as Lots Five (5), Six (6), Seven (7), Eight (8), Nine (9) and Ten (10), Block Twenty-eight (28), Original Plat of the Town of Columbus, Cherokee County, Kansas, according to the recorded plat thereof,

is hereby exempted from ad valorem taxation pursuant to the following schedule which begins the year after the calendar year in which the business commences its operations:

- 1) Abatement of 100% of Real Estate taxes owed for the first five (5) years;
- 2) Abatement of 85% of Real Estate taxes owed in year six (6);
- 3) Abatement of 70% of Real Estate taxes owed in year seven (7);
- 4) Abatement of 55% of Real Estate taxes owed in year eight (8);
- 5) Abatement of 40% of Real Estate taxes owed in year nine (9);
- 6) Abatement of 25% of Real Estate taxes owed in year ten (10).

Section 2: Exemption of Minimum Payment in Lieu of Taxes. In accordance with Resolution No. 334, Section 8, the Minimum Payment in Lieu of Taxes shall be waived due to the acquisition of the vacant building for a new business.

Section 3: Annual Renewal Subject to Review. Pursuant to Resolution No. 334, Section 22, the tax exemption-incentive shall be subject to annual review by the Governing Body to insure that the ownership, expansion and use of the property, and the number and quality of jobs created continue to meet the criteria.

Section 4. Effective Date. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

PASSED and APPROVED by the Governing body this 1st day of February, 2010.


MARIE NEPPLE, MAYOR

ATTEST:


JANICE BLANCETT, CITY CLERK

(SEAL)