

# RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. 2001-54

Passed

November 6,

2001

YEAR

## AN ORDINANCE ACCEPTING THE ANNEXATION OF A 3 ACRE TRACT, MORE OR LESS TO THE MUNICIPALITY OF POWELL.

**WHEREAS,** a Petition having been filed for annexation of a 3 acre tract, more or less to the Village of Powell with the Board of Delaware County Commissioners, by Robert E Allbright, agent for the petitioners.

**WHEREAS,** proceedings having been had before the Board of Commissioners of Delaware County on July 30, wherein said Commissioners approved the annexation, and

**WHEREAS,** more than sixty days having elapsed from the date of filing such approval by the Board of Delaware County Commissioners with the Clerk of the Municipality and

**WHEREAS,** Council having determined that acceptance of the subject annexation is in the best interest of the residents of the Municipality of Powell.

## NOW THEREFORE BE IT ORDAINED BY THE MUNICIPALITY OF POWELL, DELAWARE COUNTY, OHIO AS FOLLOWS:


Section 1: That Council hereby accepts the annexation of the subject 3 acre tract, more or less, a full description of which is attached hereto and incorporated herein by reference.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of the Council and that all deliberations of the Council and any of the decision making bodies of the Municipality of Powell which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the Municipality of Powell, Delaware County, Ohio.

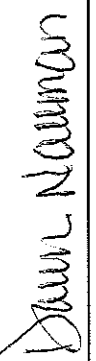
Section 3: That this Ordinance shall take effect at the earliest period allowed by law.

**VOTE ON RULE SUSPENSION:** Y \_\_\_\_\_ N \_\_\_\_\_


**VOTE ON ORDINANCE 2001-54** Y 4 N 0

  
Mark F. Klein  
Mayor

11/6/01  
Date

  
Dawn Nauman  
Clerk of Council

11/6/01  
Date

This ordinance is hereby certified to be correct in three (3) public places as defined in ordinance 98-11 dated 5-3-94 on this date 11-9-01  
  
Clerk of Council

NOTICE OF FILING OF PETITION FOR ANNEXATION

To: Ms. Dawn Nauman, City Clerk  
of the City of Powell, Ohio  
47 Hall Road  
Powell, OH 43065  
(Telephone: 885-5380)

Re: Proposed annexation of 3.00+- acres in Liberty  
Township, Delaware County, Ohio, to the City  
of Powell, Ohio; my file number 90693-005

In accordance with Section 709.03 of the Ohio Revised Code, notice is hereby given that a petition for annexation to the City of Powell, Ohio, for 3.00 acres, more or less, in Liberty Township, Delaware County, Ohio, was filed with the Board of County Commissioners of Delaware County, Ohio, on May 1, 2001. Attached hereto and made a part hereof are the petition for annexation, together with the legal description of the 3.00 acres, more or less, and the plat therefor.

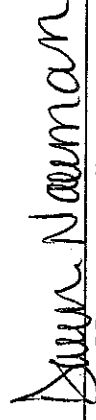
Will you kindly receipt for the foregoing and this notice where indicated below.



Robert E. Albright, Agent for Petitioners  
600 South High Street  
Columbus, OH 43215  
Telephone: 614-228-5711

RECEIPT

Receipt is hereby acknowledged of a copy of the above Notice of Filing of Petition for Annexation, a copy of the petition for annexation, the legal description of 3.00+- acres, and the plat therefor this 1st day of May, 2001.



Dawn Nauman, City Clerk  
of the City of Powell, Ohio

PETITION FOR ANNEXATION  
TO THE VILLAGE OF POWELL, OHIO  
OF 3.00 ACRES, MORE OR LESS,  
IN LIBERTY TOWNSHIP,  
DELAWARE COUNTY, OHIO

Now come the undersigned, petitioners in these premises and being the owners of a certain area as hereinafter described, consisting of 3.00 acres, more or less, in Liberty Township, Delaware County, Ohio, which is contiguous and adjacent to the Village of Powell, Ohio, according to the statutes of the State of Ohio. Said area is situated in the Township of Liberty, County of Delaware and State of Ohio, and an accurate description of said territory is attached hereto and made a part hereof as Exhibit "A".

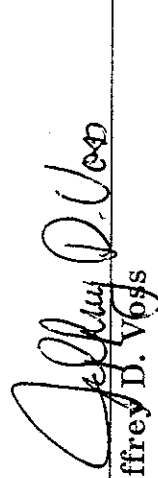
A plat of the above-described territory in Liberty Township, Delaware County, Ohio, is attached hereto and made a part hereof as Exhibit "B".

The number of owners in the territory sought to be annexed is two (2).

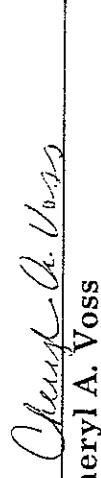
Robert E. Albright, of 600 South High Street, Columbus, OH 43215, is hereby appointed agent for the undersigned petitioners, as required by Section 709.02, Ohio Revised Code; and said agent is hereby authorized to make any amendments by way of additions or deletions which in his absolute and complete discretion are proper under the circumstances then existing, and in particular to make such deletion(s) or amendment(s) in order to correct any discrepancy or mistake noted by the Delaware County Engineer in his examination of the petition and plat. Said amendment shall be made by the presentation of an amended plat and description to the Board of County Commissioners of Delaware County, Ohio, on, before, or after the date set for hearing on this petition.

Name

Address

  
Jeffrey D. Voss

2619 Quail Crossing Drive  
Powell, OH 43065

  
Cheryl A. Voss

2619 Quail Crossing Drive  
Powell, OH 43065



EXHIBIT "A"

2740 East Main Street  
Bexley, Ohio 43209-2577  
(614) 235-8677  
Telefax 235-4559

April 26, 2001

*Description of a 3.00 Acre Tract of Land Located on the Westerly Side of Sawmill Road (Township Road 119), Liberty Township, Delaware County, Ohio*

**TO: Village of Powell, Ohio**

**FROM: Liberty Township, Delaware County, Ohio**

Situated in the State of Ohio, County of Delaware, Township of Liberty, part of Farm Lot 18, in Township 3, Section 3, Range 19, United States Military Lands being the 3.00 Acre tract of land conveyed to Jeffrey D. and Cheryl A. Voss as shown of record in Deed Book 562, Page 601, Delaware County Recorder's Office and being more particularly described as follows:

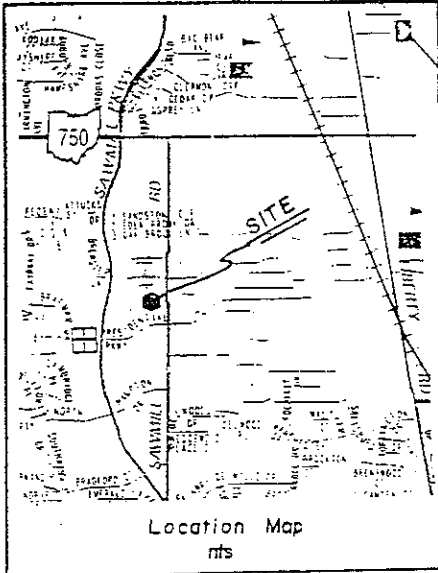
Beginning at the northeast corner of said 3.00 Acre tract, being on the centerline of Sawmill Road (Township Road 119), also being a westerly existing Village of Powell Corporation Line, as established by a Village of Powell Ordinance No. 91-06 and shown of record in Plat Cabinet 1, Slide 5;

Thence, southerly, along part of the existing Village of Powell Corporation line, along the centerline of said Sawmill Road and along the east line of said 3.00 Acre tract, approximately 255' to the southeast corner of said 3.00 Acre tract;

Thence, westerly, along the southerly line of said 3.00 Acre tract, approximately 512' to the southwest corner of said 3.00 Acre tract;

Thence, northerly, along the westerly line of said 3.00 Acre tract, approximately 255' to the northwest corner of said 3.00 Acre tract;

Thence, easterly, along the northerly line of said 3.00 Acre tract, approximately 512' to the place of beginning **CONTAINING 3.00 ACRES, MORE OR LESS.**



Location Map  
mts

**LEGEND**

Proposed Corporation Line

Present Corporation Line

Area to be Annexed

**EXHIBIT** "B"

255' ±

Village at Wedgewood Condo

512' ±

Jeffrey D. & Cheryl A. Voss  
3.00 Ac ±

N.E. Cor.  
B.P.O.B.

73.11 Ac.

R/W

SAWMILL RD.

(Twp. Rd. 119)

30'

R/W

Existing Village of Powell Corp. Line  
Ord. No. 91-06  
Recorded in P.C. 1, Slide 5.  
255' ±

Grandshire Section 1

P.C. 1 Slide 88

Sawmill Estates

P.B. 6 P.G. 91

Wedgewood Commerce Center Section 3  
P.C. 1 Slide 679

512' ±



SCALE = 1" = 60'

DATE: 4-26-2000

**PROPOSED ANNEXATION**

Situated in the State of Ohio, County of Delaware, Township of Liberty, part of Farm Lot 18, Township 3, Section 3, Range 19, United States Military Lands, being 3.00 Acres +/- to be Annexed to the Village of Powell.

**Myers Surveying**  
COMPANY

2740 East Main Street  
Bexley, Ohio 43209  
(614) 235-8677  
Telefax 235-4559