

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Ordinance No. 2002-30

Passed

August 6

2002

YEAR

AN ORDINANCE ACCEPTING THE ANNEXATION OF A 935.52 ACRE TRACT, MORE OR LESS TO THE MUNICIPALITY OF POWELL AND DECLARING AN EMERGENCY.

WHEREAS, a Petition having been filed for annexation of a 935.52-acre tract, more or less to the City 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 May 28, 2002 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.

WHEREAS, this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare. The reason for such necessity is that it is necessary to borrow funds immediately at current favorable rates to finalize other agreements with the developer and the Liberty Township Community Infrastructure Financing Authority associated with this annexation. Therefore, this ordinance should go into immediate effect.

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 935.92 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 and be in full force upon its adoption.

VOTE ON RULE SUSPENSION:

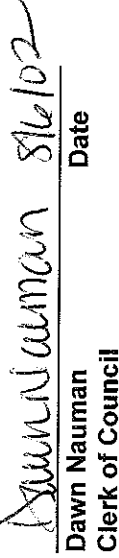
Y 6 N 0

VOTE ON ORDINANCE 2002-30:

Y 6 N 0


Art Schultz
Mayor

Date


Dawn Nauman
Clerk of Council

Date

This ordinance or resolution has been posted in three (3) public places as defined in ordinance 544-11 dated 4-3-94 on this date 8/6/02

Clerk of Council

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