

Resolution No. 2002-04 Passed February 5 19 2002

A RESOLUTION TO CONDITIONALLY ACCEPT THE PUBLIC IMPROVEMENTS IN THE LAKES OF POWELL, SECTION 6, PART 2 SUBDIVISION AS THE SAME IS NUMBERED AND DELINEATED UPON THE PLAT THEREOF RECORDED IN CABINET 2, SLIDES 682-682A, DELAWARE COUNTY, OHIO RECORDS.

WHEREAS, Council has previously approved a plat for Lakes of Powell, Section 6, Part 2, which has been duly recorded in the offices of the Delaware County Recorder in Cabinet 2, Slides 682-682A, and

WHEREAS, all major components of the public improvements of the development are completed to the extent that does not present undue health, safety, and welfare hazards to the citizens.

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

Section 1: That all major components of the public improvements as noted upon the plat of Lakes of Powell, Section 6, Part 2 of record in Cabinet 2, Slides 682-682A Delaware County, Ohio records are conditionally accepted by the Municipality of Powell.

Section 2: That this acceptance shall be conditioned upon:

- A. All conditions contained within the executed Development Agreement for Lakes of Powell, Section 6, Part 2, dated February 1, 2002;
B. The posting of a maintenance guarantee;
C. The submission of a set of "as-built" drawings;
D. All major components of the public construction of the development being complete and maintained to the extent that they do not present undue health, safety, and welfare hazards to the citizens;
E. That Sunridge Drive and Timber Oak Drive be barricaded at Salisbury Drive at the end of each workday until such time as the streetlights are installed and operational to the satisfaction of the City Engineer and the City Engineer authorizes removal of the barricades;
F. That no building permits shall be issued for Lots 2579 and 2580 until such time as the storm sewer between said lots has been extended or otherwise addressed to the satisfaction of the City Engineer to reduce the steep grading drop-off at the rear of said lots;
G. That sanitary sewer taps shall be installed as permitted by the Delaware County Sanitary Engineer.

Section 3: That it is hereby found and determined that all formal actions of this Council concerning and relating to passage of this Resolution were adopted in an open meeting of the Council and that all deliberations of this Council and any of the decision making bodies of the Municipality of Powell which resulted in such formal actions were in meetings so open to the public in compliance with all legal requirements of the Municipality of Powell, Delaware County, Ohio.

Section 4: That this Resolution shall take effect at the earliest possible date permitted by law.

VOTE ON RESOLUTION 2002-04: Y 7 N 0

Art Schultz 2/6/02 Mayor Date

Dawn Nauman 2/7/02 Clerk of Council Date

This ordinance or resolution has been posted in three (3) public places as defined in ordinance 94-11 dated 4-3-94 on this date 2-8-02 Dawn Nauman Clerk of Council