

ORDINANCE 2004-78  
Passed December 7, 2004

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXECUTE A PRE-ANNEXATION AGREEMENT WITH HOMEWOOD CORPORATION REGARDING PROPERTY CONTAINING APPROXIMATELY 46.7 ACRES CURRENTLY OWNED BY RICHARD C. FENSTERMAKER, TRUSTEE; RICHARD FENSTERMAKER AND JUDITH COLEMAN

**WHEREAS,** Homewood Corporation has asked City Council to approve a Pre-Annexation Agreement for the mutual benefit of both the City and Homewood Corporation, and

**WHEREAS,** City Council has found that the attached Pre-Annexation Agreement is necessary and in the best interest of the Municipality of Powell.

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

**Section 1:** That Council herewith authorizes the Municipal Manager to execute a Pre-Annexation Agreement with Homewood Corporation, a copy of which is attached hereto and incorporated herein by reference.

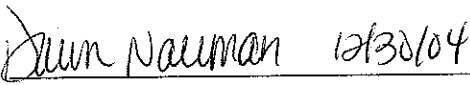
**Section 2:** That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of the Council and that all deliberations of the Council and any of the decision making bodies of the Municipality of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

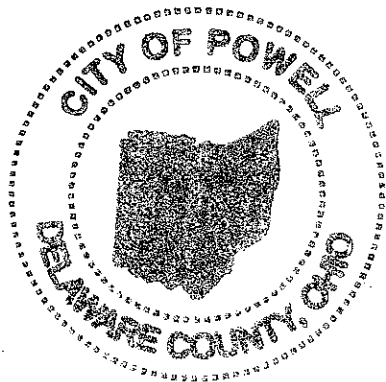
**Section 3:** That this Ordinance shall take at the earliest date permitted by law.


VOTE ON RULES SUSPENSION: Y \_\_\_\_\_ N \_\_\_\_\_

VOTE ON ORDINANCE 2004-78: Y 6 N 0

  
\_\_\_\_\_  
Dan Wiencek Date  
Mayor

  
\_\_\_\_\_  
Dawn Nauman Date  
Clerk of Council



This legislation has been posted in accordance with the City Charter on this date 12/30/04.  
  
\_\_\_\_\_  
Clerk of Council