

Resolution 2005-06  
Passed February 1, 2005

A RESOLUTION SPECIFYING THE MUNICIPAL SERVICES TO BE FURNISHED TO  
45.018 ACRES WHICH IS PENDING ANNEXATION TO THE MUNICIPALITY OF POWELL

WHEREAS, Richard C. Brahm, agent for the petitioners owning 46.75 acres, has presented a certain petition to the Delaware County Commissioners seeking annexation of 45.018± acres, more or less, to the Municipality of Powell on January 11<sup>th</sup>, 2005, and

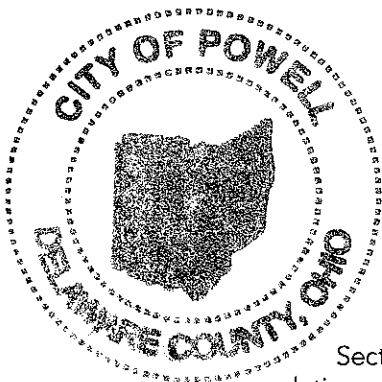
WHEREAS, Section 709.023 (C) requires the legislative authority of the municipal corporation to which annexation is proposed to adopt a resolution stating what services the municipal corporation will provide, and an approximate date by which it will provide them, to the territory proposed for annexation, upon annexation, which legislation must be adopted within twenty days after the date that the petition is filed; and

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

Section 1: Upon annexation of the subject premises to the Municipality of Powell, which date is estimated to be on or about May 15, 2005, the Municipality will furnish at a minimum the following Municipal services, and said services shall be provided under the same conditions and same costs as they are provided to other residents in the City of Powell:

- A. Twenty-Four (24) Hour Police protection.
- B. Comprehensive Planning and Zoning supervision.
- C. Certified comprehensive building plan review and inspection for residential and commercial properties.
- D. Street maintenance and repair.
- E. Storm drainage maintenance.
  - 1. The Municipality of Powell has enacted more stringent stormwater regulations than those in effect in Delaware County.
- F. Engineering plan review and inspections
- G. Parks and Recreation Programming

Section 2: The 45.018± annexation territory was subject to Liberty Township zoning regulations adopted under Chapter 519 of the Ohio Revised Code at the time the annexation petition was filed. If the territory is annexed and becomes subject to Powell zoning and the City zoning permits uses in the annexed territory that the City determines are clearly incompatible with the uses permitted under applicable Township zoning regulations in effect at the time of the filing of the petition on the land adjacent to the annexation territory remaining within Liberty Township, then the Powell City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Liberty Township. The landscape "buffer" may include open space, landscaping mounding,



NOTICE OF FILING  
PETITION FOR ANNEXATION  
UTILIZING THE SPECIAL PROCEDURE OF R.C. SECTION 709.023 ET SEQ

TO THE CLERK OF THE CITY OF POWELL, OHIO

Dear Clerk:

Take notice that on the 27<sup>th</sup> day of January 2005 at 2:35 p.m., a petition for annexation of 45.018 acres from Liberty Township to the City of Powell was filed with the Delaware County Board of County Commissioners. The petition and attachments accompanying the petition as filed are attached.

Sincerely,



Franklin E. Eck, Jr., Attorney for  
Richard C. Brahm, Petitioner's Agent  
145 East Rich Street  
Columbus, Ohio 43215  
(614) 228-4546

RECEIVED  
JAN 27 2005

BY:.....