



City of Powell, Ohio

RESOLUTION 2005-32

Passed November 15, 2005

A RESOLUTION TO CONDITIONALLY ACCEPT AND BEGIN THE REQUIRED, MINIMUM ONE-YEAR MAINTENANCE PERIOD FOR THE PUBLIC IMPROVEMENTS IN THE RUTHERFORD ESTATES SUBDIVISION AS THE SAME IS NUMBERED AND DELINEATED UPON THE PLAT THEREOF RECORDED IN CABINET 3, SLIDES 316 THRU 316C, DELAWARE COUNTY, OHIO RECORDS.

WHEREAS, the City of Powell has previously approved a plat for Rutherford Estates, which has been duly recorded in the offices of the Delaware County Recorder in Cabinet 3, Slides 316 thru 316C, and;

WHEREAS, all major components of the public improvements of the development are completed to the extent that does not appear to 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 Rutherford Estates, of record in Cabinet 3, Slides 316 thru 316C, Delaware County, Ohio records are conditionally accepted by the Municipality of Powell.

Section 2: That this acceptance shall be conditioned upon:

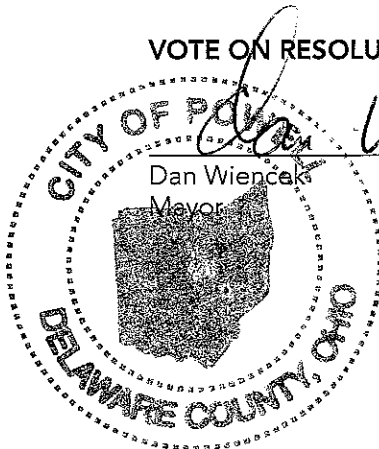
- A. The posting of a maintenance guarantee to remain valid and current until final acceptance;
- B. All major components of the public construction of the development being complete and maintained to the extent that they do not present undue health, safety, and welfare hazards to the citizens.

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 2005-32:

Y 6 N 0



Dan Wiencek
Date 12/6/05
Dan Wiencek
Mayor

Susie Ross 12/6/05
Date
Susie Ross
City Clerk

This legislation has been posted in accordance with the City Charter on this date 12/7/2005.

Susie Ross
Clerk of Council

EFFECTIVE DATE: November 15, 2005

City Council

- Richard Cline Don Grubbs George Kaitza David Lackey Art Schultz Jim Seta