



City of Powell, Ohio

ORDINANCE 2006-64

Adopted October 3, 2006

AN ORDINANCE ACCEPTING EASEMENTS FROM DELAWARE REALTY AND PROPERTIES LIMITED AND DELAWARE LAND AND CATTLE COMPANY, LLC REGARDING THE PREMISES AT 37 SOUTH LIBERTY STREET, POWELL, OHIO AND VERIFYING ZONING COMPLIANCE.

WHEREAS, the City has negotiated easements from Delaware Realty and Properties Limited and Delaware Land and Cattle Company, LLC for the purpose as described therein affecting the premises known as 37 South Liberty Street, Powell, Ohio and as part of the negotiation the owners have requested verification of zoning and,

WHEREAS, City Council has previously approved an appropriation of ten thousand dollars (\$10,000.00) for payment to such entities for their interest therein and,

WHEREAS, upon receipt of such easements, the City shall pay the property owners the sum of ten thousand dollars (\$10,000.00) for such easements and the owner shall execute a waiver and release of any claim against the City.

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

Section 1: That the Municipal Manager is authorized to accept easements for Municipal purposes from Delaware Realty and Property Limited and Delaware Land and Cattle Company, LLC as attached hereto and incorporated herein by reference as Exhibits A and B provided a *Waiver and Release*, a copy of which is attached hereto as Exhibit C is delivered concurrent therewith.

Section 2: Upon delivery of the instruments noted above, the Municipal Manager is authorized to disburse the sum of ten thousand dollars (\$10,000.00) to the owners previously authorized pursuant to the provisions of Ordinance Number 2006-58.

Section 3: The City acknowledges that the existing number of parking spaces totaling the number of eight (8) spaces meet the parking requirements of the Zoning Code for its current use.

Section 4: That it is hereby found and determined that all formal actions of the Council concerning and relating to the passage of the *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 City of Powell which resulted in such formal actions were in meeting so open to the public in compliance with all legal requirements of the City of Powell, Delaware County, Ohio.

VOTE ON RULES SUSPENSION:

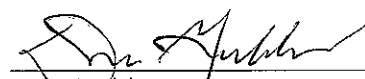
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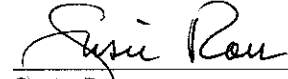
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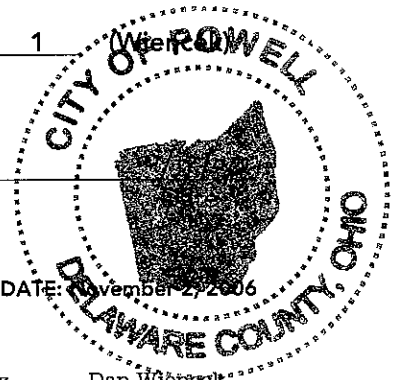
VOTE ON ORDINANCE 2006-64:

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Don Grubbs
Mayor
10/13/06
Date


Susie Ross
City Clerk



This legislation has been posted in accordance with the City Charter on this date 10/18/06.


Richard Cline
Clerk of Council
Tom Counts

City Council
Don Grubbs, Mayor
Elmer Meider Bill Morton Art Schultz

EFFECTIVE DATE: November 27, 2006
Dan Wientzek