



City of Powell, Ohio
ORDINANCE 2007-21
Tabled Indefinitely July 10, 2007

AN ORDINANCE APPROVING A COMMUNICATIONS FACILITY SITE LEASE AGREEMENT FOR THE PREMISES KNOWN AS 463 SOUTH LIBERTY STREET, POWELL, OHIO WITH NEW CINGULAR WIRELESS PCS, LLC.

WHEREAS, New Cingular Wireless PCS, LLC, a Delaware Limited Liability Company, wishes to lease currently vacant property owned by the City of Powell, which premises is known as 463 South Liberty Street, Powell, Ohio; and,

WHEREAS, the parties have negotiated a written agreement setting forth their respective rights and liabilities;

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

Section 1: That Council authorizes the City Manager to enter into a Communication Facility Site Lease Agreement, in a form substantially similar to the agreement attached as "Exhibit A" and incorporated herein by reference, to provide a location for a monopole cellular tower.

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 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 meetings open to the public in compliance with all legal requirements of the City of Powell, Delaware County, Ohio.

Section 3: That this Ordinance shall take effect upon the earliest possible date permitted by law.

Don Grubbs Date
Mayor

Susie Ross Date
City Clerk

EFFECTIVE DATE: