



City of Powell, Ohio

RESOLUTION 2008-10

Adopted July 1, 2008

A RESOLUTION TO CONDITIONALLY ACCEPT AND BEGIN THE REQUIRED, MINIMUM TWO-YEAR MAINTENANCE PERIOD FOR THE RUTHERFORD ROAD PEDESTRIAN TUNNEL, INCLUDING THE TUNNEL, THE SIDE SLOPES, AND THE ASPHALT PATHWAYS LEADING TO AND FROM THE TUNNEL, AS SHOWN ON PLANS APPROVED ON JANUARY 9, 2007, ASSOCIATED WITH THE DEVELOPMENT OF THE WOODS OF POWELL NORTH SUBDIVISION, CONSTRUCTED BY M/I HOMES OF CENTRAL OHIO, LLC.

WHEREAS, all major components of the above-mentioned public improvements 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 CITY OF POWELL, DELAWARE COUNTY, OHIO AS FOLLOWS:

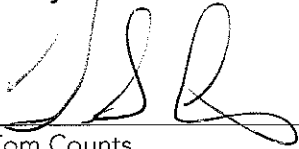
Section 1: That, pursuant to Section 1115.05 of the Codified Ordinances of the City of Powell, all major components of the public improvements as noted above are conditionally accepted by the City of Powell.

Section 2: That this acceptance shall be conditioned upon:
A. The posting of 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 the passage of this Resolution 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 meetings so open to the public in compliance with all legal requirements of the City of Powell, Delaware County, Ohio.

Section 4: That this Resolution shall take effect immediately upon its adoption.

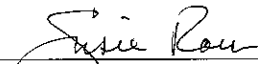
By unanimous consent, Resolution 2008-10 was adopted as a part of the Consent Agenda.



Tom Counts
Mayor

7/12/08

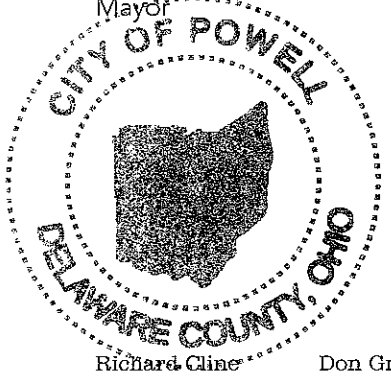
Date



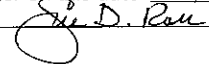
Susie Ross
City Clerk

7/15/08

Date



EFFECTIVE DATE: July 1, 2008

This legislation has been posted in accordance with the City Charter on this date 7/16/08
 City Clerk

City Council
Tom Counts, Mayor
Richard Gline Don Grubbs Jim Hrivnak Elmer Meider Art Schultz Dan Wienczek