



City of Powell, Ohio
ORDINANCE 2010-12
Adopted March 16, 2010

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A PRE-ANNEXATION AGREEMENT WITH CVS 5457 OH, LLC, AND DECLARING AN EMERGENCY.

WHEREAS, CVS 5457 OH, LLC owns approximately 2.046 acres located south of Seldom Seen Road and east of Sawmill Parkway and desires annexation to the City of Powell; and

WHEREAS, the parties have negotiated a written Pre-Annexation Agreement setting forth their respective rights and duties;

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

Section 1: That Council authorizes the City Manager to enter into a Pre-Annexation Agreement, substantially similar in form to the Pre-Annexation Agreement attached hereto as "Exhibit 1" and incorporated herein by reference, to provide for annexation and zoning of the approximately 2.046 acre parcel located south of Seldom Seen Road and east of Sawmill Parkway.

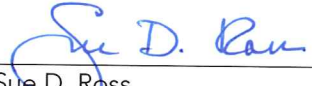
Section 2: It is hereby found and determined that all formal actions of this Council concerning and relating to passage of this Ordinance were adopted in an open meeting of the Council and that all deliberations of this Council and any of its committees which resulted in such formal actions were in meetings so open to the public in compliance with all legal requirements of the City of Powell, Delaware County, Ohio.

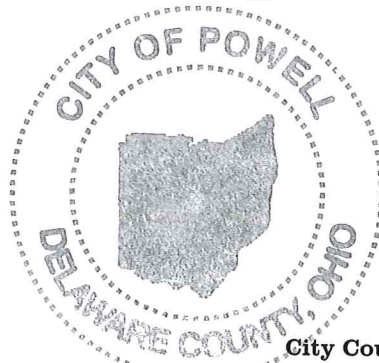
Section 3: That this Ordinance is hereby declared to be an emergency necessary for the preservation of the public peace, health and safety of the city and its inhabitants, such emergency arising from the reason that there exists an imperative necessity to commence the annexation and zoning in compliance with the terms of the Pre-Annexation Agreement; WHEREFORE, this Ordinance shall take effect and be in force from and after its passage.

VOTE ON RULES SUSPENSION: Y 6 N 0

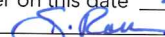
VOTE ON ORDINANCE 2010-12: Y 6 N 0


Art Schultz
Mayor
Date 4/7/10


Sue D. Ross
City Clerk
Date 4/7/10



EFFECTIVE DATE: March 16, 2010

This legislation has been posted in accordance with the City Charter on this date 4/8/10
 City Clerk