



**City of Powell, Ohio**  
**ORDINANCE 2016-30**  
Adopted September 6, 2016

**AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A SEWER ASSESSMENT AND FINANCING AGREEMENT WITH VERONA LLC, AND DECLARING AN EMERGENCY.**

**WHEREAS,** Verona LLC ("Developer") acquired approximately 113.53 acres of real property on the north side of Powell Road that has been annexed into the City, and Developer is in the process of developing and constructing a 166 lot residential subdivision thereon known as "Verona"; and

**WHEREAS,** the City and Developer have determined that certain public sewer main infrastructure improvements need to be constructed to facilitate the development of Verona, as well as commercial development in the Sawmill Parkway corridor; and

**WHEREAS,** the City and Developer desire to enter into the Agreement to provide generally for the construction and financing of the public infrastructure improvements; and

**WHEREAS,** the City has determined that it would be in the best interests of the City to contract with Developer to provide for the construction and installation of the public infrastructure improvements in the manner described herein;

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

**Section 1:** That the City Manager is hereby authorized and directed to enter into a Sewer Assessment and Financing Agreement with Verona LLC, a copy of which is attached hereto as Exhibit "A" and incorporated herein by reference.

**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 measure, necessary for the preservation of the public health, safety and welfare, such emergency arising from the immediate need to commence sewer assessments prior to September 2016; wherefore, this ordinance shall take effect and be in force from and after its passage.

**VOTE ON ORDINANCE 2016-30:**

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\_\_\_\_\_  
Brian Lorenz  
Mayor



  
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Karen J. Mitchell  
City Clerk

**EFFECTIVE DATE:** October 6, 2016

This legislation has been posted in accordance with the City Charter on this date 9/8/2016  
\_\_\_\_\_  
City Clerk

Jon Bennehoof      Frank Bertone      Tom Counts      Jim Hrivnak      Brendan Newcomb      Daniel Swartwout