



City of Powell, Ohio

ORDINANCE 2016-68

Adopted December 20, 2016

AN ORDINANCE TO VACATE A PORTION OF A DRAINAGE EASEMENT AND A PORTION OF A LANDSCAPE BUFFER EASEMENT, LOCATED ON REAL PROPERTY OF RECORD IN PLAT CABINET 2, SLIDES 542-542A, IN THE RECORDER'S OFFICE, DELAWARE COUNTY, BEING LOT 1978, JOHN D. WOLF COMMERCE PARK SECTION 2, AND DECLARING AN EMERGENCY.

WHEREAS, a drainage easement and landscape buffer easement exist on Lot 1978, John D. Wolf Commerce Park Section 2, which was dedicated of record in plat cabinet 2, slides 542-542A, in the Recorder's Office, Delaware County; and

WHEREAS, the Council finds that there is good cause for vacation of said easements, and that such vacation will not be detrimental to the existing utilities or the general interest of the citizens of the City.

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

Section 1: That the cross-hatched portions of the drainage easement and landscape buffer easement granted to City of Powell on Lot 1978, John D. Wolf Commerce Park Section 2, of record in plat cabinet 2, slides 542-542A, of record in the Recorder's Office, Delaware County, which cross-hatched areas are more fully and accurately depicted on the survey plat which is attached hereto as Exhibit "A" and made a part hereof, is hereby vacated.


Section 2: That the Clerk of the City of Powell is hereby directed to record a copy of this Ordinance with the Delaware County Recorder, evidencing the vacation of such portions of such easements.

Section 3: 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 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 open to the public in compliance with all legal requirements of the City of Powell, Delaware County, Ohio.

Section 4: 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 need to facilitate the pending closing of a real estate transaction. **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 2016-68: Y 6 N 0

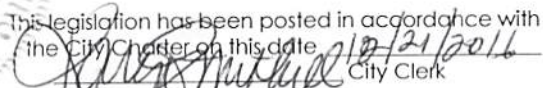

Brian Lorenz
Mayor

12/20/16
Date


Karen J. Mitchell
City Clerk

12/21/2016
Date

EFFECTIVE DATE: December 20, 2016

This legislation has been posted in accordance with the City Charter on this date, 12/21/2016.

City Clerk

City Council

Brian Lorenz, Mayor

Jon Bennehoof

Frank Bertone

Tom Counts

Jim Hrivnak

Brendan Newcomb

Daniel Swartwout