



**ORDINANCE 2023-19**

**AN ORDINANCE TO AUTHORIZE THE EXECUTION OF LAND LEASE AGREEMENT WITH CSX TRANSPORTATION, INC.**

**WHEREAS**, CSX Transportation, Inc. ("CSX") owns property adjacent to its tracks, north of Powell Road, along the west side of Depot Street; and

**WHEREAS**, the City seeks to use this area for additional public parking; and


**WHEREAS**, in order to facilitate that use, the City and CSX seek to enter into a Land Lease Agreement in a form substantially similar to the agreement attached as Exhibit A.

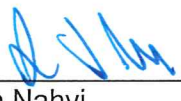
**NOW THEREFORE BE IT ORDAINED BY THE CITY OF POWELL, COUNTY OF DELAWARE, STATE OF OHIO AS FOLLOWS:**

Section 1: The City of Powell Council hereby authorizes the City Manager to execute Land Lease Agreement in substantially the form as attached hereto and identified as Exhibit A, which is incorporated by reference as if restated in full herein, as determined by the City Manager and approved as to form by the Law Director, any such corrections or revisions being hereby determined to be in the interest of the City.

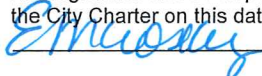
Section 2: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of Council and that all deliberations of Council and any of the decision-making bodies of the City of Powell which resulted in 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 on the earliest date permitted by law.

  
\_\_\_\_\_  
Daniel Swartwout  
Mayor  
8/1/23  
Date

  
\_\_\_\_\_  
Jason Nahvi  
Acting City Clerk  
8/1/23  
Date

EFFECTIVE DATE: August 31, 2023

This legislation has been posted in accordance with the City Charter on this date 8/29/23  
  
\_\_\_\_\_  
City Clerk