



**Powell**  
— OHIO —

## ORDINANCE CERTIFICATION

I, Elaine McCloskey, being the duly appointed City Clerk of the City of Powell, Delaware, County, Ohio, do hereby certify that the attached is a true, complete, and correct copy of Ordinance No. 2023-20 entitled, "AN ORDINANCE DECLARING THE NECESSITY OF, DETERMINING TO PROCEED WITH, AND LEVYING ASSESSMENTS FOR THE PURPOSE OF IMPROVEMENT, CONSTRUCTION, AND RECONSTRUCTION OF THE PUBLIC SEWER MAIN INFRASTRUCTURE ON THE NORTH SIDE OF POWELL ROAD AND ON PROPERTY OWNED BY VERONA LLC AND KNOWN AS THE VERONA SUBDIVISION, AND DECLARING AN EMERGENCY" and the corresponding Exhibit "A" adopted on August 15, 2023 by Powell City Council.



*Elaine McCloskey*      *8/23/2023*  
\_\_\_\_\_  
Elaine McCloskey      Date  
City Clerk

In accordance with Powell City Charter, Ordinance No. 2023-20, will be posted at the Village Green Municipal Building, 47 Hall Street, Powell, Ohio from August 20, 2023 until September 4, 2023 and on the City website at [www.cityofpowell.us](http://www.cityofpowell.us).



**ORDINANCE 2023-20**

**AN ORDINANCE DECLARING THE NECESSITY OF, DETERMINING TO PROCEED WITH, AND LEVYING ASSESSMENTS FOR THE PURPOSE OF IMPROVEMENT, CONSTRUCTION, AND RECONSTRUCTION OF THE PUBLIC SEWER MAIN INFRASTRUCTURE ON THE NORTH SIDE OF POWELL ROAD AND ON PROPERTY OWNED BY VERONA LLC AND KNOWN AS THE VERONA SUBDIVISION, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the owner of properties known as the Verona subdivision located on the north side of Powell Road in the City of Powell (the "Petitioner") have petitioned the City for the construction of certain public sewer main infrastructure on the north side of Powell Road (the "Project"); and

**WHEREAS**, in the petition of August 2016, the Petitioners waived various procedural steps in order to expedite construction of the Project and thereby permit placement of assessments on the current tax duplicate; and

**WHEREAS**, construction of the certain public infrastructure improvement constituting the Project have been substantially completed in accordance with the petition and the Petitioners now wish to provide for placement of the assessments on the current tax duplicate for collection beginning in 2024; and

**WHEREAS**, Council has been presented a certificate of final costs prepared by the City's Engineer indicating the final cost of the Project and showing the amount of the final assessments to be levied against the benefited properties; and

**WHEREAS**, pursuant to Ordinance 2016-36, Council previously determined that it was necessary to proceed with the construction of the Project as requested by the Petitioners, in accordance with plans, specifications, and estimates of cost (the "Plans") heretofore approved by the Engineer to the City, which Plans have been placed on file in the office of the City Clerk and are open for public inspection; and

**WHEREAS**, pursuant to Ordinance 2016-36, and the petition, the cost of the Project, in the amount of \$1,280,102.63, shall be assessed, with interest at a rate of three percent (3%) per annum, on the properties as identified in the petition. The special assessments shall be collected over a period of seven (7) years in semiannual installments as real estate taxes are paid;

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





