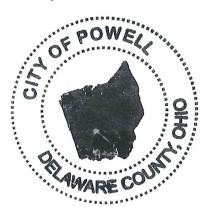


ORDINANCE CERTIFICATION

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
City Clerk

Date

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.



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:

SECTION 1: The assessments of the cost and expense of the Project, as set forth on Exhibit A, are hereby ADOPTED and CONFIRMED and there shall be levied and assessed upon the lots and lands therein identified, the several amounts reported, which assessments are in proportion to the special benefits conferred by the Project, are consistent with the Petition, and are not in excess of any statutory limitation.

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 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: The City Clerk is hereby directed to deliver a certified copy of this Ordinance to the County Auditor prior to September 11, 2023, being the second Monday in September.

SECTION 4: Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that this Ordinance is required to be effective this Ordinance must be effective and certified to the County Auditor by the second Monday in September in order for the assessments to be placed on the tax duplicate for the current year; wherefore, this Ordinance shall take effect and be in force from and after its passage.

Daniel Swartwout

Mayor

EFFECTIVE DATE: August 15, 2023

City Clerk

This legislation has been posted in accordance with the City Charter on this date

Ord. 2023-20 Exhibit A

				VERONA SEV	VERONA SEWER ASSESSMENT COLLECTION SCHEDULE	T COLLECTION SO	CHEDULE						
			Description of the second		2023	2024	2025	2026	2027	2028	2029		
Parcel #	Address	Phase	Amount	Type	Collected TY 2024	Collected TY 2025	Collected TY 2026	Collected TY 2027	Collected TY 2028	Collected TY 2029	Collected TY 2030	# of	Total Collected
31931614002000	9042 Advocet Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7	H	\$ 11,000.00
31931610034000	9049 Advocet Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7		
31931610033000	9069 Advocet Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7		\$ 11,000.00
31931614004000	9070 Advocet Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7	,	\$ 11,000
31931610032000	9101 Advocet Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7		
31931614005000	9108 Advocet Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7		\$ 11,000.00
31931614006000	9128 Advocet Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7		\$ 11,000
31931610031000	9129 Advocet Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7		\$ 11,000
31931614007000	9148 Advocet Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7		\$ 11,000.00
31931610030000	9149 Advocet Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7		\$ 11,000
31931608019000	9331 Baytree Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7		\$ 11,000
31931608023000	9275 Baytree Dr.	I	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7	,	\$ 11,000
31931610029000	9167 Advocet Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7		\$ 11,000
31931610028000	9185 Advocet Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7	,	\$ 11,000
31931610027000	9199 Advocet Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7	7	\$ 11,000
31931614010000	9202 Advocet Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7	7	\$ 11,000
31931610025000	9249 Advocet Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7		\$ 11,00
31931610014000	9331 Waterford Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800			\$ 11,00
31931609016000	9332 Waterford Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7		\$ 11,000.00
31931607001000	9478 Wilbrook Dr.	I	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800			\$ 11,000.00
31931609004000	9471 Wilbrook Dr.	I	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800			\$ 11,000.00
31931614014000	9248 Advocet Dr	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7		\$ 11,000.00
31931614015000	9258 Advocet Dr	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7		\$ 11,000.00
31931614017000	9278 Advocet Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7		\$ 11,000
31931609003000	9463 Wilbrook Dr.	I	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7		\$ 11,000.00
31931609015000	9352 Waterford Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7		\$ 11,000.00
31931609014000	9368 Waterford Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7	7	\$ 11,000.00
31931609013000	9384 Waterford Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7	7	\$ 11,000.00
31931609011000	9400 Waterford Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7	7	\$ 11,000.00
31931609009000	9442 Waterford Dr.	III	\$ 1,800.00	Single	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 1,800	\$ 200 7	7	\$ 11,000.00