



**City of Powell, Ohio**

**RESOLUTION 2015-09**

Adopted July 7, 2015

**A RESOLUTION DETERMINING SUFFICIENCY AND VALIDITY OF A REFERENDUM PETITION TO REPEAL ORDINANCE 2015-18.**

**WHEREAS,** pursuant to Article VI of the Charter of the City of Powell, a Referendum Petition has been submitted with regard to City of Powell Ordinance 2015-18 approving a Zoning Map Amendment and Final Development Plan for the development of 47 single family condominium homes on 8.75 acres off of Beech Ridge Drive and to change the zoning map from PC, Planned Commercial District and R, Residence District to reflect this property to be PR, Planned Residence District (the "Referendum Petition"); and

**WHEREAS,** pursuant to Article VI of the Charter, City Council, upon receipt of a statement from the Delaware County Board of Elections attesting to the number of electors who signed the petition, shall by resolution determine the sufficiency and validity of the Referendum Petition and, if the petition is determined by Council to be sufficient and valid, Council may repeal the ordinance or may provide for the submission of the ordinance to a vote of the electors; and

**WHEREAS,** a statement has been received from the Delaware County Board of Elections with an attestation that 650 electors signed the Referendum Petition;

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

**Section 1:** That Council hereby determines that the Referendum Petition is sufficient and valid.

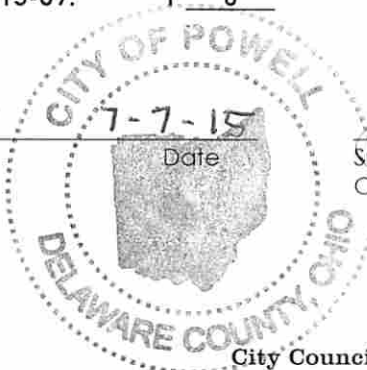
**Section 2:** That Council hereby determines to submit Ordinance 2015-18 to a vote of the electors.

**Section 3:** That it is hereby found and determined that all formal actions of this Council concerning and relating to passage of this Resolution were adopted in an open meeting of the Council and that all deliberations of this Council and any of the decision making bodies of the City of Powell 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 4:** That this Resolution shall take effect at the earliest possible date permitted by law.

**VOTE ON RESOLUTION 2015-09:** Y 6 N 0

  
\_\_\_\_\_  
Jim Hrivnak  
Mayor



  
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Sue D. Ross  
City Clerk

**EFFECTIVE DATE:** July 7, 2015

This legislation has been posted in accordance with the City Charter on this date 7/8/2015.  
 City Clerk

- City Council**  
Jim Hrivnak, Mayor  
Jon Bennehoof    Frank Bertone    Richard Cline    Tom Counts    Mike Crites    Brian Lorenz