



**City of Powell, Ohio**  
ORDINANCE 2017-04  
Adopted February 7, 2017

**AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A BURIAL EASEMENT AND CEMETERY ACCESS AGREEMENT WITH JILL KING FOR THE PURPOSE OF INSTALLING A MAUSOLEUM UPON A PLOT CONTAINING EIGHTY-ONE (81) SQUARE FEET, MORE OR LESS, AT THE POWELL CEMETERY LOCATED AT 78 NORTH LIBERTY STREET.**

**WHEREAS**, the City owns a parcel of land, which is identified as the Powell Cemetery located at 78 North Liberty Street, Powell, Ohio 43065 (the "Property"), Delaware County Auditor's Parcel Number 31942513068000; and

**WHEREAS**, Mrs. King desires to have access to the Property for the following purposes: (1) to make surveys, tests, and other site investigations; (2) to perform the site preparation work; and (3) to install a mausoleum upon a plot containing eighty-one (81) square feet, more or less, ("the Plot"), for purposes of the perpetual interment of Mrs. King and her predeceased husband; and

**WHEREAS**, the City and Mrs. King desire to enter into an agreement in order to provide Mrs. King and her agents access to the Property for the purposes described in preceding paragraph, upon and subject to the terms, conditions, and covenants contained in the Agreement attached as Exhibit A;

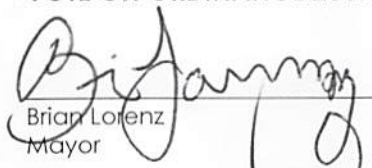
**NOW THEREFORE BE IT ORDAINED BY THE CITY OF POWELL, DELAWARE COUNTY, OHIO AS FOLLOWS:**

**Section 1:** That the City Manager is hereby authorized and directed to enter into a Burial Easement and Cemetery Access Agreement with Jill King in a form substantially similar to the Agreement attached hereto as Exhibit "A" and incorporated herein by reference, providing for the grant of a burial easement upon a plot containing eighty-one (81) square feet, more or less, for construction of a mausoleum.

**Section 2:** It is hereby found and determined that all formal actions of this Council concerning and relating to passage of this Ordinance were adopted in an open meeting of the 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.

**VOTE ON RULES SUSPENSION:** Y 7 N 0

**VOTE ON ORDINANCE 2017-04:** Y 7 N 0

  
Brian Lorenz  
Mayor

**EFFECTIVE DATE:** March 9, 2017



  
Karen J. Mitchell  
City Clerk

Registration has been posted in accordance with the City Charter on this date 2/22/2017  
City Clerk