



**City of Powell, Ohio**

**ORDINANCE 2017-07**

Adopted February 21, 2017

**AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A PRE-ANNEXATION AGREEMENT WITH ARC SAWMILL LLC, AND DECLARING AN EMERGENCY.**

**WHEREAS,** ARC Sawmill LLC owns approximately 1.12 acres located at the northeast corner of Bunker Lane and Sawmill Parkway, and desires annexation to the City of Powell; and

**WHEREAS,** the parties have negotiated a written Pre-Annexation Agreement setting forth their respective rights and duties;

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

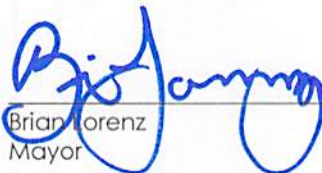
**Section 1:** That Council authorizes the City Manager to enter into a Pre-Annexation Agreement, in a form substantially similar to the Pre-annexation Agreement attached hereto as Exhibit "A" and incorporated herein by reference, to provide for annexation of the approximately 1.12 acre tract located at the northeast corner of Bunker Lane and Sawmill Parkway.

**Section 2:** That 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 the Council and that all deliberations of the 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:** This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the City and its inhabitants, such emergency arising from the reason that there exists an imperative necessity to commence the annexation in compliance with the terms of the Pre-Annexation Agreement; WHEREFORE, this Ordinance shall take effect and be in force from and after its passage.

VOTE ON RULES SUSPENSION: Y 7 N 0

VOTE ON ORDINANCE 2017-07: Y 7 N 0

  
Brian Lorenz  
Mayor

3/7/17  
Date

  
Karen J. Mitchell  
City Clerk  
3/8/2017  
Date

EFFECTIVE DATE: February 21, 2017



The legislation has been posted in accordance with the City Charter on this date 3/8/2017  
  
City Clerk