



**City of Powell, Ohio**

**ORDINANCE 2017-12**

Adopted April 18, 2017

**AN ORDINANCE ACCEPTING THE ANNEXATION OF 108.851 ACRES, MORE OR LESS, FROM LIBERTY TOWNSHIP TO THE CITY OF POWELL.**

**WHEREAS,** a Petition having been filed for annexation of 108.851 acres, more or less to the City of Powell with the Board of Delaware County Commissioners, by Thomas L. Hart, Agent, Isaac Wiles Burkholder & Teetor, LLC; and

**WHEREAS,** proceedings having been had before the Board of Commissioners of Delaware County on January 9, 2017, wherein said Commissioners approved the annexation; and

**WHEREAS,** more than sixty days having elapsed from the date of filing of the transcript of such approval by the Board of Delaware County Commissioners with the City Clerk.

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

**Section 1:** That the proposed annexation, as applied for in the petition by Thomas L. Hart, Agent, Isaac Wiles Burkholder & Teetor, LLC, which petition was filed with the Board of County Commissioners of Delaware County, Ohio, on December 9, 2016, and which petition prayed for the annexation to the City of Powell of certain territory adjacent thereto and hereinafter described, which petition was approved for annexation to the City of Powell by the Board of County Commissioners on January 9, 2017, be, and hereby is, accepted. The territory annexed hereby is described in the legal description attached hereto as Exhibit "A" and made a part hereof as though fully rewritten herein. The certified transcript of the proceedings for annexation with an accurate map of the territory, together with the petition for annexation and other papers relating to the proceedings thereto of the County Commissioners are all on file with the Clerk of the City of Powell and have been for more than 60 days.

**Section 2:** That the Clerk be, and hereby is, authorized and directed to make three copies of this Ordinance, to each of which shall be attached a copy of the transcript of proceedings of the Board of County Commissioners relating thereto and a certificate as to the correctness thereof. The Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the County Recorder, and one copy to the Secretary of State, and shall file notice of this annexation with the Board of Elections within thirty days after it becomes effective.

**Section 3:** 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 4:** That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

VOTE ON ORDINANCE 2017-12:

Y 7 N 0

*Brian Lorenz*  
Brian Lorenz  
Mayor

*5/4/17*  
Date  
*Karen J. Mitchell*  
Karen J. Mitchell  
City Clerk  
Date  
*5/5/2017*  
Date  
The legislation has been posted in accordance with the City Charter on this date *5/5/2017*  
City Clerk  
*Karen J. Mitchell*

EFFECTIVE DATE: May 18, 2017



**City Council**

Brian Lorenz, Mayor

Jon Bennehoof

Frank Bertone

Tom Counts

Jim Hrivnak

Brendan Newcomb

Daniel Swartwout