



**City of Powell, Ohio**

**RESOLUTION 2017-34**

Adopted December 19, 2017

**A RESOLUTION TO CONDITIONALLY ACCEPT AND BEGIN THE REQUIRED, MINIMUM TWO-YEAR MAINTENANCE PERIOD FOR THE PEDESTRIAN PATHWAY, A PART OF THE IMPROVEMENT PLAN OF THE ASSISTED LIVING FACILITY, LOCATED AT 3827 ATTUCKS DRIVE, CONSTRUCTED BY SPECTRUM ACQUISITION POWELL II, LLC AND AS APPROVED ON AUGUST 18, 2015.**

**WHEREAS,** the public improvements of the pedestrian pathway of the assisted living facility located at 3827 Attucks Drive are completed to the extent that it does not appear to present undue health, safety, and welfare hazards to the citizens.

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

Section 1: That, pursuant to Section 1115.05 of the Codified Ordinances of the City of Powell, the public improvements of the pedestrian pathway and right turn deceleration lane at the Senior Living Community development located at 3827 Attucks Drive are conditionally accepted by the City of Powell.

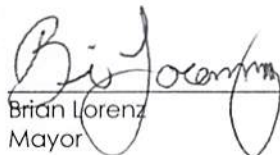
Section 2: That this acceptance shall be conditioned upon:

- A. The posting of maintenance guarantee to remain valid and current until final acceptance;
- B. All major components of the public construction of the development being complete and maintained to the extent that they do not present undue health, safety, and welfare hazards to the citizens.

Section 3: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution 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 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 immediately upon its adoption.

**By unanimous consent, Resolution 2017-34 was adopted.**

  
Brian Lorenz  
Mayor

12/20/17  
Date

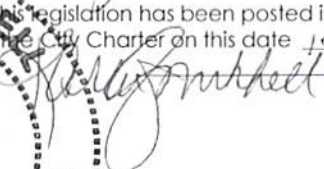
  
Karen J. Mitchell  
City Clerk

12/20/2017  
Date

**EFFECTIVE DATE: December 19, 2017**



This legislation has been posted in accordance with the City Charter on this date 12/20/2017  
City Clerk

  
City Clerk

**City Council**

Brian Lorenz, Mayor

Jon Bennehoof

Frank Bertone

Tom Counts

Jim Hrivnak

Brendan Newcomb

Daniel Swartwout