



City of Powell, Ohio

ORDINANCE 2018-19

Adopted May 15, 2018

AN ORDINANCE WAIVING SECTION 1115.05(e) RELATING TO THE ISSUANCE OF ZONING CERTIFICATES FOR BUILDING CONSTRUCTION WITH REGARD TO ONE LOT AT CARPENTERS MILL, SECTION 1, PART A, AND DECLARING AN EMERGENCY.

WHEREAS, the developer of Carpenters Mill is undertaking certain public improvements; and

WHEREAS, public improvements of this project are subject to Section 1115.05(e), which requires substantial completion and conditional acceptance of the improvements prior to issuance of any zoning certificates for building construction; and

WHEREAS, Council has the authority and desires to waive such requirement; and

WHEREAS, Carpenters Mill has submitted a written request for waiver of Section 1115.05(e) with regard to lot 3804 of such subdivision, which written request is attached hereto as Exhibit "A" and incorporated herein by reference;

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

Section 1: That the requirements of Section 1115.05(e) for Carpenters Mill, Section 1, Part A are hereby waived so long as the developer shall comply with all requirements of the Liberty Township Fire Department prior to the commencement of home construction.

Section 2: The developer may construct a temporary parking lot on adjacent lot 3803 to serve as a model home.

Section 3: 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.

Section 4: That this Ordinance is hereby declared to be an emergency measure, necessary for the preservation of the public health, safety and welfare, such emergency arising from the developer's desire to commence the construction on Lot 3804 in Section 1, Part A, such that construction may be completed during the 2018 construction season; wherefore, this ordinance shall take effect and be in force from and after its passage.

City Council

Jon C. Bennehoof, Mayor

Frank Bertone

Tom Counts

Brian Lorenz

Brendan Newcomb

Melissa Riggins

Daniel Swartwout

VOTE ON ORDINANCE 2018-19:

Y 6

N 0

Jon C. Bennehoof 5/22/2018
Jon C. Bennehoof
Mayor

Karen J. Mitchell 6/1/2018
Karen J. Mitchell
City Clerk

EFFECTIVE DATE: **May 15, 2018**

The legislation has been posted in accordance with
the City Charter on this date 6/1/2018.

Karen J. Mitchell City Clerk

