

City of Powell, Ohio  
ORDINANCE 2018-27  
Adopted July 17, 2018

**AN ORDINANCE TO AUTHORIZE THE CITY MANAGER TO CONVEY A .034 +/- ACRE TRACT OF LAND AND A .151 +/- ACRE TRACT OF LAND ON DEPOT STREET TO THE POWELL COMMUNITY IMPROVEMENT CORPORATION TO PROVIDE FOR A SUBSEQUENT GROUND LEASE OF SUCH TRACTS TO McCLURG PROPERTIES LLC PURSUANT TO THE APPROVED AMENDED DEVELOPMENT PLAN BY THE PLANNING & ZONING COMMISSION, AND DECLARING AN EMERGENCY.**

**WHEREAS,** McClurg Properties, LLC desires to acquire a .034 +/- acre tract of land and a .151 +/- acre tract of land owned by the City of Powell to improve an existing building and install parking to implement the amended development plan as approved by the Planning & Zoning Commission; and

**WHEREAS,** the City hereby finds and determines that the .034 +/- acre tract of land and the .151 +/- acre tract of land on Depot Street are not required by the City for its purposes, and the conveyance of such parcels to Powell Community Improvement Corporation will promote the welfare of the residents of the City, stabilize the economy, provide additional opportunities for their gainful employment, and assist in the development of industrial, commercial, distribution, and research activities to the benefit of the residents of the City of Powell; and

**WHEREAS,** such transfer is authorized and permitted by the Charter and Ordinances of the City of Powell, Chapters 1724 and 1761 of the Ohio Revised Code, as well as the terms of the amended development plan approved by the Planning & Zoning Commission; and

**WHEREAS,** this conveyance is hereby authorized without advertisement and receipt of bids.

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

Section 1: That the City Manager be, and hereby is, authorized and directed to convey by suitable deed of conveyance to Powell Community Improvement Corporation the .034 +/- acre tract of land and .151 +/- acre tract of land, as described in Exhibit "A" attached hereto and incorporated herein by reference, to provide for a subsequent ground lease of such tracts to McClurg Properties, LLC, so as to provide for implementation of an amended development plan by McClurg Properties, LLC.

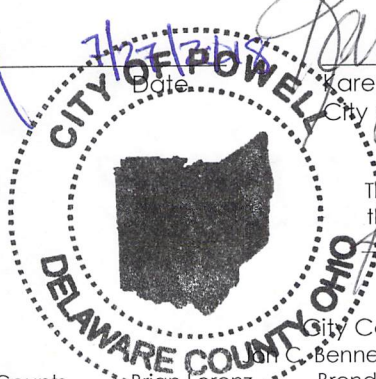
Section 2: That this Ordinance is hereby declared an emergency measure necessary for the preservation of the public health, safety, and welfare, such emergency arising from the desire to take advantage of the construction season.

**VOTE ON ORDINANCE 2018-27:** Y 6 N 1 (Newcomb)

*Jon C. Bennehoof*  
Jon C. Bennehoof  
Mayor

*Karen J. Mitchell* 7/21/2018  
Date  
City Clerk

**EFFECTIVE DATE:** July 17, 2018



This legislation has been posted in accordance with the City Charter on this date 7/21/2018.  
City Clerk

Frank Bertone

Tom Counts

Brian Lorenz

Brendan Newcomb

Melissa Riggins

Daniel Swartwout