



City of Powell, Ohio
RESOLUTION 2018-13A
Adopted August 21, 2018

A RESOLUTION OF INTENT TO APPROPRIATE FEE SIMPLE TITLE TO A .173 ACRE TRACT FOR RIGHT-OF-WAY, WITHOUT LIMITATION OF EXISTING ACCESS RIGHTS, FROM MORELAND STREET, LLC, FROM THE PROPERTY CURRENTLY ENCUMBERED BY SHERIDAN STREET AND MORELAND STREET, FOR THE PUBLIC PURPOSE OF MAKING AND/OR REPAIRING A PUBLIC ROADWAY WHICH SHALL BE OPEN TO THE PUBLIC WITHOUT CHARGE.

WHEREAS, the City of Powell, Ohio (the "City") is constructing a public park north of Seldom Seen Road (the "Project"); and

WHEREAS, the Project requires public access into the public park on and over Sheridan Street from Seldom Seen Road to the intersection of Sheridan Street and Moreland Street, both of which are currently private streets open to the travelling public; and

WHEREAS, the Project requires that the City obtain, for the public purpose of making and/or repairing such portion of Sheridan Street as a public roadway, which shall be open to the public without charge, fee simple title for right-of-way, without limitation of existing access rights, from the parcel identified as Delaware County Parcel Number 31931401001010, owned by Moreland Street, LLC, as described and depicted in the attached exhibits.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE MUNICIPALITY OF POWELL, DELAWARE COUNTY, OHIO, THAT:

Section 1: Council considers it necessary and declares its intention to appropriate, for the public purpose of making and/or repairing a public roadway, which shall be open to the public without charge, the following property interests: fee simple title to a 0.173-acre trust for right-of-way, without limitation of existing access rights, as described and depicted in the legal description attached hereto as Exhibit A and incorporated herein by reference.

Section 2: The City Manager is hereby authorized to cause written notice of the passage of this Resolution to be served upon the owner(s) or person(s) in possession or having an interest of record in the property described and depicted in the attached exhibits, and this notice shall be served according to law.

Section 3: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

VOTE ON RESOLUTION 2018-13A: Y 7 N 0

Jon C. Bennehoof 8/21/2018 Karen J. Mitchell 8/22/2018
Jon C. Bennehoof Mayor Date Karen J. Mitchell City Clerk Date

EFFECTIVE DATE: August 21, 2018

DELAWARE COUNTY, OHIO
This legislation has been posted in accordance with the City Charter on this date 8/22/2018
City Clerk
Karen J. Mitchell