



ORDINANCE 2019-56
Adopted December 17, 2019

AN ORDINANCE APPROVING A FINAL DEVELOPMENT PLAN FOR ANDY JOHANNI TO CONSTRUCT FIVE OFFICE BUILDINGS AND A DAYCARE ON 4.44 ACRES, MORE OR LESS, LOCATED AT 8930 LIBERTY ROAD ZONED PC, PLANNED COMMERCIAL DISTRICT.

WHEREAS, the Planning and Zoning Commission of the City of Powell has recommended approval of the Final Development Plan for Andy Johanni to construct five office buildings and a daycare on 4.44 acres at 8930 Liberty Road; and

WHEREAS, the Final Development Plan has been submitted to City Council by the Planning and Zoning Commission pursuant to the provisions of Section 1143.11 of the Codified Ordinances of Powell; and

WHEREAS, City Council has determined that the implementation and approval of the Final Development Plan, which is attached hereto as Exhibit "A" and incorporated herein by reference, is in the best interest of the residents of the City of Powell;

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

Section 1: That the Final Development Plan for Andy Johanni to construct five office buildings and a daycare on 4.44 acres at 8930 Liberty Road, a copy of which is attached hereto as Exhibit "A" and incorporated herein by reference, is accepted and approved by the Council of the City of Powell, subject to and contingent upon the conditions as recommended by the Planning and Zoning Commission, including adhering to all comments made by the City Engineer and addressing any comments of the Architectural Advisor, as well as the following conditions:

1. That the applicant shall work with the City Engineer to determine whether the need exists for extended off-site paving along the Seldom Seen entrance; and
2. That the City Engineer shall approve the final design of the new street paving, bike path, right of way paving and the north bound turn lane that will make up the entrance/exit from Liberty Road; and
3. That the applicant shall work with City Staff on providing additional trees and/or landscaping in the green spaces fronting Seldom Seen and Liberty Roads; and
4. That the applicant shall submit a revised lighting plan to and shall obtain approval from City Staff.
5. That the applicant and/or owner convey the Liberty Road right-of-way requested by Delaware County in connection with the Liberty Road/Seldom Seen Road Intersection Project prior to any further review by the City Engineer, insofar as the Final Development Plan reflects the County improvements.

Section 2: 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.

City Council

Jon C. Bennehoof, Mayor

Frank Bertone

Tom Counts

Brian Lorenz

Brendan Newcomb

Melissa Riggins

Daniel Swartwout

Section 3: That this Ordinance shall take effect on the earliest period allowed by law.

VOTE ON ORDINANCE 2019-56: Y 6 N 0

Jon C. Bennehoof 12/31/2019
Jon C. Bennehoof
Mayor

Karen J. Mitchell 1/2/2020
Karen J. Mitchell
City Clerk

EFFECTIVE DATE: January 16, 2020

The legislation has been posted in accordance with the
City Charter on this date 1/8/2020
City Clerk

