

**Resolution #09-0106-11**

***Position of Liberty Township Board of Trustees***

***Application of Golf Village Self Storage, Ltd. Filed With City of Powell  
On or About September 4, 2008***

***Seeking Rezoning of 6.249 Acres of Land in Powell, and Located at the Southwest  
Corner of Home Road and Woodcutter Drive***

**Whereas**, the existing Cooperative Economic Development Agreement (CEDA) between the City of Powell and the Liberty Township Board of Trustees, as it pertains to the Golf Village development area, authorizes and encourages cooperative efforts in the areas of Zoning, economic development and community development in a broad sense, and

**Whereas**, pursuant to language contained in the CEDA and other instruments Attorney Steve Martin has asked for the Board of Trustees for a recommendation with respect to the application of Golf Village Self Storage, Ltd. ("GVSS"), filed with the City of Powell, seeking to rezone a 6.249 acre parcel of property located at the southeast corner of Home Road and Woodcutter Drive, which property is now in the City of Powell, from the Liberty Township Industrial Zoning District to the Liberty Township Planned Commercial District; and

**Whereas**, the existing CEDA agreement includes permissive language providing, in substance, that the Township Board of Trustees may provide a recommendation to the City of Powell regarding certain zoning and/or development plan amendment or modification matters, as set forth in Article 2, Section 3, Paragraph D of the CEDA, governing Zoning and Development of an area identified as Sub-Area 2 of the Golf Village Development; and,

**Whereas**, a claim made by the City of Powell alleging that Liberty Township has somehow breached or violated provisions or terms of the CEDA is pending and currently scheduled for mediation;

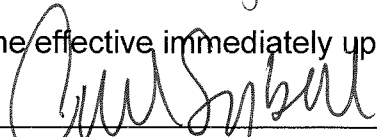
**Now, Therefore, Be it Resolved by the Liberty Township Board of Trustees, Delaware County, Ohio** that it takes no official position as to the rezoning application of GVSS pending before the City of Powell. This resolution is taken upon the advice of legal counsel, in the context of the circumstances described above.


Motion made by Mann and seconded by Sybert.

**Vote:** no Ms. Guzzo yes Mr. Mann yes Mr. Sybert

This Resolution shall be in force and become effective immediately upon its execution.

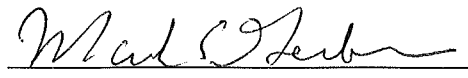
1/6/08  
Date

  
Curtis J. Sybert, Trustee

  
Robert Mann, Trustee

CERTIFIED BY:

Peggy Guzzo, Trustee

  
Mark S. Gerber, Fiscal Officer