

ORDINANCE NO. 76-16

AN ORDINANCE AMENDING PART TWELVE OF THE CODIFIED ORDINANCES OF THE CITY OF AVON (THE PLANNING AND ZONING CODE) SPECIFICALLY CHAPTERS 1222, 1228, 1230, 1264, 1270 AND 1280, AS THEY PERTAIN TO ADMINISTRATIVE PROCEDURES SPECIAL USE PERMITS, REQUIREMENTS FOR CONGREGATE CARE FACILITIES AND SENIOR LIVING

WHEREAS, Chapters 1222, 1228, 1230, 1264, 1270 and 1280 provide for administrative procedures for the granting of Special Use Permits, define congregate care facilities and establish criteria for specific special uses; and

WHEREAS, planning officials for the City of Avon, after reviewing these sections of the Planning and Zoning Code determined that amendments were in order; and

WHEREAS, with the assistance of CT Consultants, particularly David Hartt, revisions to these sections of the Planning and Zoning Code were prepared and the same were recommended to Planning Commission; and

WHEREAS, Planning Commission, after review and consideration of the various amendments, found same to be significant and important improvements to Part Twelve of the City of Avon Planning and Zoning Code; and

WHEREAS, the Planning Commission authorized a Public Hearing on said amendments which was duly publicized according to law and held on May 18, 2016; and

WHEREAS, on May 18, 2016, by a vote of five (5) in favor and zero (0) opposed, Planning Commission recommended approval of the amendments to Chapters 1222, 1228, 1230, 1264, 1270 and 1280 of the Planning and Zoning Code; and

WHEREAS, Council, on June 13, 2016, announced a Public Hearing; and

WHEREAS, said Public Hearing was duly publicized according to law and was held on July 11, 2016 at 7:20 PM; and

WHEREAS, Council, in considering the recommendation of Planning Commission, finds that amending Chapters 1222, 1228, 1230, 1264, 1270 and 1280 to be reasonable and in the best interests of the safety, health and welfare of the citizens of Avon.

NOW, THEREFORE, BE IT ORDAINED BY COUNCIL OF THE CITY OF AVON, LORAIN COUNTY, OHIO:

Section 1 - That Part Twelve – "Planning and Zoning Code" is hereby amended and adopted as set forth in the attached Exhibit A, which is incorporated herein by the reference. The City's codifier is hereby instructed to make the necessary changes to the existing Chapters 1222, 1228, 1230, 1264, 1270 and 1280 of the Codified Ordinances to reflect the amendments contained herein.

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Section 2 - That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3 - That this Ordinance shall take effect and be in force at the earliest date allowed by law.

First Reading: _____
Second Reading: _____
Third Reading: _____

PASSED: _____ DATE SIGNED: _____

By: _____
Craig L. Witherspoon, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara J. Brooks
Clerk of Council

POSTED: _____
In Five Places as
Provided by Council

Prepared by:
John A. Gasior, Esq.
Law Director