

ORDINANCE NO. 107-16

**AN ORDINANCE TO AMEND ORDINANCE NO. 413-68, PASSED JANUARY 15, 1969
COMMONLY KNOWN AS THE ZONING ORDINANCE OF THE CITY OF AVON,
OHIO, AS AMENDED, REZONING A PARCEL OF LAND CONSISTING OF
APPROXIMATELY 14.0 ACRES LOCATED AT THE CORNER OF MILLS & JAYCOX
ROADS, PERMANENT PARCEL NO. 10-04-00-024-116-032 FROM M-1 GENERAL
INDUSTRIAL DISTRICT TO R-1 SINGLE FAMILY RESIDENTIAL DISTRICT**

WHEREAS, an application to rezone approximately 14.0 acres of land located at the corner of Mills & Jaycox Roads, located in an M-1 General Industrial District to an R-1 Single Family Residential District was submitted to Planning Commission pursuant to Article VII, Section 2(d) of the Avon City Charter; and

WHEREAS, the Planning Commission, on October 19, 2016, held a Public Hearing on said amendment; and

WHEREAS, on October 19, 2016, Planning Commission reviewed the proposed amendment to rezone the parcel of land described herein and considered the public comments and presentations of all interested parties and by a vote of Zero (0) in favor and Four (4) opposed voted **NOT** to recommend to Council the amendment to Ordinance No. 413-68 to rezone approximately 14.0 acres of land at the corner of Mills & Jaycox Roads from M-1 General Industrial District to R-1 Single Family Residential District; and

WHEREAS, Council on November 7, 2016 authorized a Public Hearing; and

WHEREAS, said Public Hearing was duly publicized according to law and was held on December 12, 2016 at 7:20 P.M.; and

WHEREAS, notice of the time and place of such Public Hearing has been given to the record title holders of property immediately adjacent to, adjoining and abutting the parcel to be modified; and

WHEREAS, Council finds that the recommendation of Planning Commission is reasonable and in the best interests of the safety, health and welfare of the citizens of Avon.

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

Section 1 - That Ordinance No. 413-68, passed January 15, 1969, commonly known as the Zoning Ordinance of the City of Avon, Ohio, as amended, shall be further amended as provided hereafter.

Section 2 - That from the effective date of this Ordinance, an area of land, made-up of approximately 14.0 acres located at the corner of Mills & Jaycox Roads and consisting of Permanent Parcel No. 10-04-00-024-116-032 and more fully described in Exhibit A, be rezoned from M-1 General Industrial District to an R-1 Single Family Residential District.

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Section 3 - That all provisions of Ordinance No. 413-68 and its various amendments, shall remain in full force and effect.

Section 4 - 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 5 - 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
City of Avon, Ohio

ATTEST:

Barbara J. Brooks
Clerk of Council

Posted: _____
In Five Places as
Provided by Council

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