

ORDINANCE NO. 2-15

AN ORDINANCE AMENDING §1228.12 OF THE CODIFIED ORDINANCES OF THE CITY OF AVON TO INCLUDE AUTOTURN® OR ITS EQUIVALENT

WHEREAS, the Planning Coordinator has recommended changes to the Planning and Zoning Code to add AutoTurn® or its equivalent to the additional information that Planning Commission may request in their application review process under §1228.12; and

WHEREAS, the Planning Commission authorized a Public Hearing on said amendment which was duly publicized according to law and held on December 17, 2014; and

WHEREAS, on December 17, 2014, by a vote of five (5) to zero (0), Planning Commission recommended approval of said amendment to §1228.12 of the Planning and Zoning Code; and

WHEREAS, Council, on January 12, 2015, authorized a Public Hearing; and

WHEREAS, said Public Hearing was duly publicized according to law and was held on February 9, 2015 at 7:20 p.m.; and

WHEREAS, Council finds that this recommendation is reasonable and in the best interests of the safety, health and welfare of the City; and deems it desirable that §1228.12 of the Codified Ordinances be amended.

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

Section 1 - That Section 1228.12 which currently reads as follows:

1228.12 REQUEST FOR ADDITIONAL INFORMATION.

In their review of an application, the Planning Commission may request that the applicant supply additional information, including a traffic study, that the Commission deems necessary to adequately review and evaluate the proposed development. (Ord. 58-01. Passed 5-29-01; Ord. 139-06. Passed 1-8-07; Ord. 79-12. Passed 9-10-12.)

Shall be amended as follows: (Deleted Language in Strike Out Form. **New Language Bold**)

1228.12 REQUEST FOR ADDITIONAL INFORMATION.

In their review of an application, the Planning Commission may request that the applicant supply additional information, ~~including a traffic study~~, that the Commission deems necessary to adequately review and evaluate the proposed development. **Such information may include, but not be limited to, a traffic study and/or Autoturn® or its equivalent.** (Ord. 58-01. Passed 5-29-01; Ord. 139-06. Passed 1-8-07; Ord. 79-12. Passed 9-10-12.)

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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
City of Avon, Ohio

ATTEST:

Ellen R. Young
Clerk of Council

Posted: _____
In Five Places as
Provided by Council

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