

**ORDINANCE 2020-10**

**AN ORDINANCE AMENDING THE ZONING CODE OF THE VILLAGE OF COMMERCIAL POINT AND DECLARING AN EMERGENCY.**

**WHEREAS**, Ohio Revised Code Chapters 711 and 713 provide a statutory village discretion in deciding whether to delegate its planning and zoning authority to a planning commission; and

**WHEREAS**, the Village of Commercial Point has experienced rapid residential and commercial growth in recent years; and

**WHEREAS**, the Village of Commercial Point anticipates continued residential and commercial development in the coming years; and

**WHEREAS**, the Village Council wishes to return decision-making authority over planning and zoning decisions to the elected representatives of the Village, namely the members of the Village Council, and dissolve the Village Planning and Zoning Commission; and

**WHEREAS**, in light of several pending development projects in the Village, the authority over planning and zoning decisions must be returned to the Village Council immediately to preserve the peace, health, and safety of the Village; and

**WHEREAS**, the Village Council, on the recommendation of the Mayor, wishes to align the titles in the Zoning Code with the positions that presently exist within the Village Administration.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF COMMERCIAL POINT, OHIO THAT:**

**SECTION 1.** The Zoning Code of the Village of Commercial Point, attached as Exhibit A and incorporated herein, is hereby amended to return to the Village Council all decision-making authority over planning and zoning matters provided to Council under the Ohio Revised Code, to align the titles in the Zoning Code with positions that presently exist within the Village Administration, to align procedural timelines with those timelines required by the Ohio Revised Code, to provide more uniform procedural timelines throughout the Zoning Code, and to make various stylistic changes.

**SECTION 2.** It is hereby 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 other committees that result in such formal action were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

**SECTION 3.** In light of several pending major development projects and to restore planning and zoning decision-making authority to the elected representatives of the Village, this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the Village of Commercial Point and, therefore, shall take immediate effect upon passage.

Vote on Suspension of the Readings:

Motion by: Bruce Moore  
Roll Call:

2<sup>nd</sup>: Tracy Joiner

Yes Bruce Moore  
Yes Aaron Grassel

Yes Tracy Joiner  
Yes Ryan Mitchem

Yes Jason Thompson  
Yes Laura Wolfe

Vote on Passage of the Ordinance:

Motion by: Bruce Moore  
Roll Call:

2<sup>nd</sup>: Tracy Joiner

Yes Bruce Moore  
Yes Aaron Grassel

Yes Tracy Joiner  
Yes Ryan Mitchem

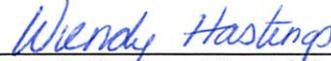
Yes Jason Thompson  
Yes Laura Wolfe

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Adopted this 15<sup>th</sup> day of June, 2020.



Allan D. Goldhardt, Mayor



Wendy Hastings, Fiscal Officer

Approved as to Form:



Josh Cartee, Law Director