

ORDINANCE 2023-09

AN ORDINANCE AMENDING THE ZONING CODE OF THE VILLAGE OF COMMERCIAL POINT TO SPECIFICALLY ADD DATA CENTER USAGE TO CHAPTER 1171.02(c) OF THE ZONING CODE AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code Chapters 711, 713, and 715 provide a statutory village the authority to enact zoning laws, rules, and regulations and provide for the enforcement thereof; and

WHEREAS, the Village of Commercial Point has adopted a Zoning Code, as amended from time to time, to regulate property within the Village; and

WHEREAS, the Village wishes to foster economic development in the community by specifically authorizing Data Centers as permissible under the Limited Manufacturing District zoning classification; and

WHEREAS, to effectuate this addition, the Village Council wishes to amend Chapter 1171.02(c) within the Zoning Code of the Village; and

WHEREAS, the Village intends to retain all rights and authority provided to it under the Ohio Revised Code and Zoning Code as amended to enforce the zoning laws, rules, and regulations of the Village.

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

Section 1. Zoning Code Amendment. Chapter 1171.02(c) of the Zoning Code of the Village is hereby amended to add the following:

(9) Data Centers

Nothing in this Section shall be construed as the Village waiving any of its rights or authority under the Ohio Revised Code or Zoning Code as amended to enforce the zoning laws, rules, and regulations of the Village.

Section 2. Open Meetings Certification. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any other committees that resulted 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. Emergency Declaration; Effective Date. Because the amendment of Section 1171.04(a)(5) is necessary to ensure the continued economic development of the Village of Commercial Point, this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety in the Village and shall, therefore, go into effect immediately upon passage.

Vote on Suspension of the Readings:

Motion by: Nancy Geiger

2nd: Ross Crego

Roll Call:

Yes Nancy Geiger

Yes Ryan Mitchem

Yes Laura Wolfe

Yes Ross Crego

N/A Audrea Ratliff

Yes Stacey Plybon

Vote on Passage of the Ordinance:

Motion by: Stacey Plybon

2nd: Laura Wolfe

Roll Call:

Yes Nancy Geiger

Yes Ryan Mitchem

Yes Laura Wolfe

Yes Ross Crego

N/A Audrea Ratliff

Yes Stacey Plybon

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Adopted this 7th day of August, 2023.


Allan D. Goldhardt, Mayor


Wendy Hastings, Fiscal Officer

Approved as to Form:


William M. Mattes, Village Solicitor