

## Resolution No. R-2010-40

### A Resolution Rescheduling the time and place of the Public Hearing on the proposed amendment to Village Zoning Ordinance § 1169.03, reducing the minimum lot area in the R-1 District, and declaring an emergency.

Whereas, on May 5, 2010, at a special meeting, the Planning Commission recommended that Council amend Village Zoning Ordinance § 1169.03 by reducing the minimum lot area in the R-1 District; and

Whereas, in accordance with Zoning Ordinance § 1147.01, Council, by Resolution 2010-23 established the time and place of the public hearing on the proposed amendment as July 28, 2010 and published notices of the public hearing; and

Whereas, because of scheduling difficulties the Village Council was not able to hold the public hearing on July 28, 2010; and

Whereas, the Council now wishes to reschedule the public hearing.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Windham, Portage County, Ohio, two thirds (2/3) or more of its members concurring:

SECTION 1: That, the public hearing on the proposed amendment shall be held on September 28, 2010, beginning at 6:30 p.m. at the Village Hall.

SECTION 2: That the Village Fiscal Officer is directed to cause notice of the proposed amendment and the time and place of the public hearing to be published in the Record Courier, a newspaper of general circulation in the Village, once a week for three consecutive weeks, with the first publication appearing at least 30 days before the public hearing.

SECTION 3: That all formal actions of Council relating to the adoption of this ordinance, and all deliberations of Council and any of its committees leading to such action, were in meetings open to the public and required by R.C. 121.22.

SECTION 4: That this ordinance is declared to be an emergency measure, necessary for the preservation of the public peace, health, safety, convenience, and welfare of the residents of this Village for the reason that conformance with the notice requirements must take place in a timely fashion and because this Council desires to enact the proposed code revisions as soon as possible; this ordinance shall take effect and be in force immediately upon proper passage by Council and approval by the Mayor.

PASSED IN COUNCIL this 25th day of August, 2010.

Vote of Council: Ayes: Mr. Snyder, Mrs. Barrett, Mr. Garrett, Mrs. Meszaros, Mrs. Miranda,  
Mrs. Rininger Nays: None.

ATTEST:

APPROVED:

\_\_\_\_\_  
Lloyd Billman, Fiscal Officer

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Robert Donham, Mayor

I hereby certify that the above Ordinance was duly published by public posting at predesignated posting places.

APPROVED AS TO FORM:

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Lloyd Billman, Fiscal Officer

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Thomas Reitz, Solicitor