

**RESOLUTION R-2019-4**

**A RESOLUTION FIXING THE TIME AND PLACE OF THE PUBLIC HEARING ON THE PROPOSED AMENDMENTS TO THE WINDHAM VILLAGE ZONING DISTRICT MAP AND DECLARING AN EMERGENCY.**

**Whereas**, on January 15, 2019, at a regular meeting of the Windham Planning Commission, the Commission recommended that Council amend the Windham Village Zoning District Map; and

**Whereas**, in conformity with the Windham Codified Ordinance § 1147.01, Council, by resolution, must fix the time and place of the public hearing on the proposed amendments, and publish the notices of the public hearing on the amendments.

**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 before the Village Council on the proposed amendments to the Zoning District Map of the Windham Zoning Code shall be held on April 23, 2019 beginning at 6:45 p.m. at the Village Hall located at 9083 North Main Street, Windham, Ohio 44288.

SECTION 2: Because the area of land proposed to be reclassified to a different zoning district is less than ten parcels of real estate, the provisions of Windham Codified Ordinance § 1177.01(b)(3) require mailed notification of the public hearing to owners of property within, contiguous to and directly across the street from such parcels, and the Village Fiscal Officer is directed to serve written notice of the hearing on the owners of property affected by the proposed rezoning.

SECTION 3: That the Village Fiscal Officer is directed to cause notice of the proposed map amendments and the time and place of the public hearing to be published in the Record Courier, a newspaper of general circulation within the Village, once a week for three consecutive weeks, with the first publication appearing at least thirty (30) days before the public hearing.

SECTION 4: That, in accordance with Windham Codified Ordinance § 1147.01(b)(4), the Village Fiscal Officer is directed to cause such notice to be sent to every association of Village residents that have registered its name and address for this purpose with the Fiscal Officer.

SECTION 5: This Ordinance is declared to be an emergency measure effective immediately upon its passage by Council and approval by the Mayor, for the reason that hearing on the proposed amendment to the Zoning Map of the Village of Windham must be held as soon as possible to comply with the provisions of the Windham Codified Ordinances which amend zoning districts.

SECTION 6: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were accepted in an open meeting of this Council, and that deliberations of this Council and any of its committees that resulted in such formal actions were in meeting open to the public, in compliance with Section 121.22 of the Ohio Revised Code.

Passed as an Emergency on First Reading: February 26, 2019

Vote of Council:      Ayes: 5  
                                     Nays: 0

ATTEST:

Cheree M. Taylor  
Cheree Taylor, Fiscal Officer

APPROVED:

  
Scott Garrett, Mayor

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

  
Cheree Taylor, Fiscal Officer

APPROVED AS TO FORM:

  
Thomas Reitz, Solicitor