

## RESOLUTION R-2018-33

### 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 November 13, 2018, at a special meeting held for that purpose, the Planning Commission recommended that Council amend several portions of 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 on the proposed amendments to the Zoning District Map of the Windham Zoning Code shall be held on January 8, 2018 beginning at 5:45 p.m. at the Village Hall located at 9083 North Main Street, Windham, Ohio 44288.

SECTION 2: Th specific amendments to the Zoning District Map are as follows:

*P-C 2018-3*: Proposed Zoning amendment: Changing the zoning for all land located on the south side of State Route 303 (Center Street) from Snow Road and continuing east to the Trumbull County line and south to the limits of the Village of Windham to include all properties located on the east side of Snow Road from the current Mixed-Use District to the R-3 Residential District.

*P-C 2018-4*: Proposed Zoning amendment: Removing 9153 Maple Grove (Maple Grove Park 1 Lot 54) and 9486 Community (Maple Grove Park Lot 55) from the R-2 Residential Zoning District and placing them in the C-1 Commercial District. This property is across the street from the Dollar General Store and currently 2 of the lots are currently residential. Proposal to rezone lots 9153 Maple Grove (Parcel 41-057-10-00-096-000) and 9486 Community (Parcel 41-057-10-00-097-000) from R-2 residential to C-1Commercial.

SECTION 3: That the Village Fiscal Officer is directed to serve written notice of the hearing by first class mail, at least twenty days before the date of the public hearing to each owner of property within, contiguous to, and directly across the street from each such parcel or parcels affected by the proposed rezoning set forth in P-C 2018-4 using the addresses of each owner as appearing on the County Auditor's current tax list for the property.

SECTION 4: 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 5: 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 6: 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 to establish an incentive and enhance the likelihood of economic development in the Village of Windham as soon as possible.

SECTION 7: 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 in Council as an Emergency on November 27, 2018

Vote of Council:     Ayes: 5  
                          Nays: 0

ATTEST:

APPROVED:

\_\_\_\_\_  
Cheree Taylor, Fiscal Officer

\_\_\_\_\_  
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