

Resolution No. R-2014-28

A Resolution fixing the time and place of the Public Hearing on proposed Amendments to Chapter 1193 of the Windham Village Codified Zoning Ordinances to revise Nonconforming Use Regulations and Declaring an Emergency.

Whereas, the Council of the Village of Windham has decided it is appropriate to change the current Nonconforming Use Chapter of the Village Codified Ordinances as applied to residential structures; 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 a proposed amendment to the Zoning Code, and publish a notice of the public hearing on the amendment.

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 a public hearing on the proposed amendment to the text of the Windham Zoning Code to change the application of Chapter 1193, Nonconforming Uses as they apply to residential structures in districts where such use is nonconforming shall be held on November 11, 2014 beginning at 6:45 p.m. at the Village Hall located at 9621 East Center Street, Windham, Ohio 44288.

SECTION 2: That the Village Fiscal Officer is directed to cause notice of the proposed 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 3: 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 4: 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 the Zoning Ordinance of the Village of Windham must be amended with respect to the treatment of residential uses in districts where such use is nonconforming as soon as possible.

SECTION 5: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken 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 meetings open to the public, all in compliance with Section 121.22 of the Ohio Revised Code.

Passed in Council as an Emergency this 7th day of October, 2014.

Vote of Council: Ayes: Mrs. Barrett, Ms. Blewitt, Mr. Garrett, Mrs. Prem, Mrs. Rininger, Mr. Slusher
Nays: None.

ATTEST:

APPROVED:

Lloyd Billman, Fiscal Officer

Robert Donham, II, Mayor

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

APPROVED AS TO FORM:

Lloyd Billman, Fiscal Officer

Thomas Reitz, Solicitor