

**RESOLUTION R-2019-15**

**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 July 30, 2019, 2018, at a special meeting held for that purpose, the Planning 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 on the proposed amendments to the Zoning District Map of the Windham Zoning Code shall be held on September 3, 2019 beginning at 6:00 p.m. at the Village Hall located at 9083 North Main Street, Windham, Ohio 44288.

SECTION 2: 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 using the addresses of each owner as appearing on the County Auditor's current tax list for the property.

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 Resolution is declared to be an emergency measure effective immediately upon its passage by Council and approval by the Mayor, so as to protect and advance the health, safety and general welfare of the Village and for the further specific reason that a hearing on the proposed amendment to the Zoning Map of the Village of Windham must be held prior to a change in the zoning map, and the proposed change will result in eligibility for and to establish an incentive and enhance the likelihood of a grant being awarded to the owner of the land proposed for rezoning to build and partially fund a much needed retirement facility in the Village of Windham.

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 in Council as an emergency this 1<sup>st</sup> day of August, 2019.

Vote of Council:      Ayes: 6  
                                     Nays: 0

ATTEST:

Cheree M. Taylor  
Cheree Taylor, Fiscal Officer

APPROVED:

Scott Garrett  
Scott Garrett, Mayor

APPROVED AS TO FORM:



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Thomas Reitz, Solicitor

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