

ORDINANCE NO. 25-2023

AN ORDINANCE EXTENDING THE 65-DAY MORATORIUM ON THE ACCEPTANCE OF ALL APPLICATIONS AND ISSUANCE OF ANY PERMITS FOR ANY TYPE OF ZONING WITHIN THE VILLAGE FOR AN ADDITIONAL 65 DAYS TO ALLOW FOR A VOTE AND IMPLEMENTATION OF THE AMENDED ZONING CODE AND DECLARING AN EMERGENCY

WHEREAS, the Minerva Park Village Council adopted Ordinance 20-2023 by emergency on September 14, 2023; and

WHEREAS, Ordinance 20-2023 imposed a 65-day moratorium on the acceptance of any applications or issuance of zoning permit certificates to allow time for consideration of the proposed zoning amendments; and

WHEREAS, Village Council has used the past 65 days to suggest additional revisions to the Zoning Code such that it is ready for three readings, a public hearing, and a final vote at the second Council meeting in December; and

WHEREAS, in order to allow the public hearing and potential adoption and implementation it is in the best interest of the Village to extend the moratorium by an additional 65-days such that if the Village Council adopts proposed amendments and such amendments become effective 30 days after passage, the new Zoning Code shall take effect prior to the expiration of the moratorium.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MINERVA PARK, COUNTY OF FRANKLIN, STATE OF OHIO:

Section 1. The Village Council hereby adopts and approves an additional 65-day moratorium on the acceptance of any applications or issuance of any zoning permit certificates for all zoning districts within the Village.

Section 2. This moratorium suspends and tolls the time periods prescribed by law within which the Planning and Zoning Commission, or any other public official or body within the Village is required to take action upon an application. No such action shall be deemed approval by the failure of the Planning and Zoning Commission or any other public official or public body to approve or deny an application during the time when this moratorium is in effect.

Section 3. Village Council shall hold a public hearing, three readings, and a vote on the proposed Zoning Code amendments prior to the expiration of this additional 65-day period.

Section 4. That it is found that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council that resulted in this formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code

Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public health, safety, and welfare of the Village of Minerva

Park to wit: allowing time for final review, consideration, and revisions to the proposed zoning Code rewrite pending before Village Council such that any future development coincides with the vision of Council determined by the updated zoning code.

First Reading: November 9, 2023
Second Reading: Waived
Third Reading: Waived
Passed: November 9, 2023

/S/: Tiffany Southard

Tiffany Southard, Mayor

ATTEST

APPROVED AS TO FORM

/S/: Jeffrey Wilcheck

Jeffrey Wilcheck, Fiscal Officer

/S/: Jesse Shamp

Jesse Shamp, Solicitor