

RECORD OF ORDINANCES

ORDINANCE NO. 2017-12

PASSED: October 17, 2017

Sponsored by: Administration

Referred to: Community Development

Date: September 5, 2017

**AN ORDINANCE AMENDING SECTIONS 1163.04 (k) and 1165.03 (f) OF THE CODIFIED ORDINANCES OF THE CITY OF MUNROE FALLS LIMITING THE REAPPLICATIONS FOR CONDITIONAL ZONING CERTIFICATES BEFORE THE PLANNING COMMISSION AND LIMITING THE REAPPLICATIONS FOR VARIANCES BEFORE THE BOARD OF APPEALS.**

**WHEREAS**, the Planning Commission of the City of Munroe Falls has recommended by motion to the Council of the City of Munroe Falls, that Section 1163.04(k) of the Planning and Zoning Code be amended so applicants who are denied applications for conditional zoning certificates by the Planning Commission or Council not be permitted to reapply for the same conditional zoning certificate within ninety (90) days of the disapproval; and

**WHEREAS**, the Planning Commission has further recommended by motion to the Council that Section 1165.03(f) of the Planning and Zoning Code be amended so applicants who are denied variances by the Board of Zoning Appeals not be permitted to reapply for the same variance within ninety (90) days of the disapproval or approval with supplementary conditions; and

**WHEREAS**, Council has reviewed the Planning Commission's recommendations and finds the recommendations to be a benefit to the orderly development of administration in the City of Munroe Falls.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MUNROE FALLS, COUNTY OF SUMMIT, AND STATE OF OHIO, THAT:**

**Section 1.** Section 1163.04(k) of the Codified Ordinances of the City of Munroe Falls is hereby amended to read as follows:

"Section 1163.04

(k) Reapplication. An application for a conditional zoning certificate which has been previously denied wholly or in part by the Planning Commission or Council shall not be resubmitted to the Planning Commission for a period of ninety (90) days after the denial by Planning Commission or Council, whichever is later, and said reapplication shall comply with all of the requirements of this section including the payment of the required fee."

**Section 2.** Section 1165.03(f) of the Codified Ordinances of the City of Munroe Falls is hereby amended to read as follows:

"Section 1165.03

(f) Reapplication. An application for a zoning variance which has been previously disapproved and/or approved with supplemental conditions attached by the Board of Zoning Appeals shall not be resubmitted to the Board of Zoning Appeals for the duration of the period of ninety (90) days after the disapproval or approval with supplementary conditions, and said reapplication shall comply with all of the requirements of this section including the payment of the required fee."

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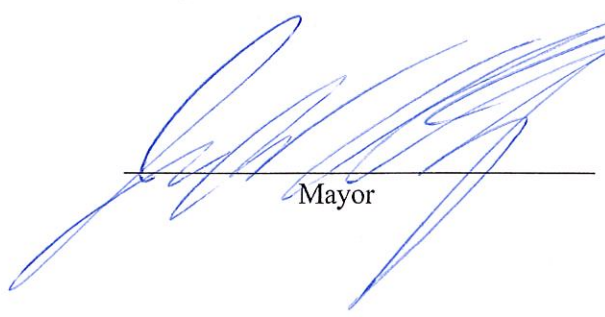
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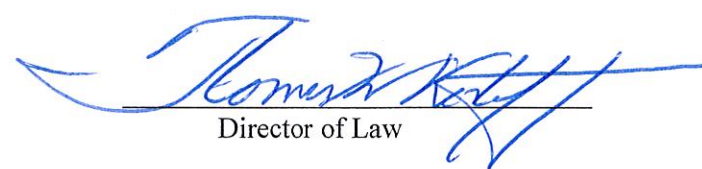
**Section 3.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

  
\_\_\_\_\_  
President of Council

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Director of Finance

Reviewed as to form:

  
\_\_\_\_\_  
Director of Law

I, the duly appointed and qualified Clerk of Council of the City of Munroe Falls, County of Summit and State of Ohio do hereby certify that this is a true copy of the original Ordinance adopted at a meeting of City Council duly held on the \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_. Dated this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Clerk of Council

First Reading: September 5, 2017  
Second Reading: September 19, 2017  
Third Reading: October 17, 2017