

**PUBLIC HEARINGS
MONDAY JULY 11, 2016 AT 7:15 PM**

ORDINANCE NO. 74-16

**AN ORDINANCE TO AMEND ORDINANCE NO. 413-68, PASSED JANUARY 15, 1969
COMMONLY KNOWN AS THE ZONING ORDINANCE OF THE CITY OF AVON,
OHIO, AS AMENDED, REZONING THE FRONT PORTION OF A PARCEL OF LAND
CONSISTING OF APPROXIMATELY 2.2466 ACRES LOCATED AT 36460 CHESTER
ROAD, PERMANENT PARCEL NO. 10-04-00-016-101-127 FROM C-1
NEIGHBORHOOD BUSINESS DISTRICT TO C-1 NEIGHBORHOOD BUSINESS/R-3
MULTIFAMILY DISTRICT**

7:25 PM

ORDINANCE NO. 76-16

**AN ORDINANCE AMENDING PART TWELVE OF THE CODIFIED ORDINANCES
OF THE CITY OF AVON (THE PLANNING AND ZONING CODE)
SPECIFICALLY CHAPTERS 1222, 1228, 1230, 1264, 1270 AND 1280,
AS THEY PERTAIN TO ADMINISTRATIVE PROCEDURES FOR
THE GRANTING OF SPECIAL USE PERMITS AND REQUIREMENTS FOR
CONGREGATE CARE FACILITIES AND SENIOR LIVING**

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL
OF THE CITY OF AVON, OHIO, HELD MONDAY, JULY 11, 2016
IN THE COUNCIL CHAMBERS OF THE MUNICIPAL BUILDING
AT 7:30 P.M.**

The Chairman, Council President Craig Witherspoon, called the meeting to order followed by the Pledge of Allegiance.

PRESENT

Council Members: 3rd Ward – Mary Berges; 1st Ward – Bob Butkowski; Council-at-Large – Brian Fischer; Council-at-Large – Tammy Holtzmeier; 2nd Ward – Dennis McBride; 4th Ward – Scott Radcliffe; Council-at-Large – Craig Witherspoon; Mayor – Bryan Jensen; Parks Director – Diane Corrao; City Engineer – Ryan Cummins; Service Director – Michael Farmer; Planning and Economic Development Coordinator - Pam Fechter; Law Director – John Gasior; Finance Director – William Logan; Clerk of Council – Barbara Brooks

ABSENT

CORRESPONDENCE

ADDITIONS AND DELETIONS TO THE AGENDA

MINUTES OF THE REGULAR MEETING OF COUNCIL HELD MONDAY, JUNE 27, 2016

A motion was made by and seconded by to dispense with the reading of the minutes of the Regular Meeting of Council held Monday, June 27, 2016, and to approve said minutes as published, and the vote was: Ms. Berges, “yes”; Mr. Butkowski, “yes”; Mr. Fischer, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

ORDINANCE NO. 74-16 – TO REZONE THE FRONT PORTION OF A PARCEL OF LAND AT 36460 CHESTER ROAD FROM C-1 TO C-1/R-3 OVERLAY

The Clerk read Ordinance No. 74-16 by title only, entitled:

AN ORDINANCE TO AMEND ORDINANCE NO. 413-68, PASSED JANUARY 15, 1969 COMMONLY KNOWN AS THE ZONING ORDINANCE OF THE CITY OF AVON, OHIO, AS AMENDED, REZONING THE FRONT PORTION OF A PARCEL OF LAND CONSISTING OF APPROXIMATELY 2.2466 ACRES LOCATED AT 36460 CHESTER ROAD, PERMANENT PARCEL NO. 10-04-00-016-101-127 FROM C-1 NEIGHBORHOOD BUSINESS DISTRICT TO C-1 NEIGHBORHOOD BUSINESS/R-3 MULTIFAMILY DISTRICT

A motion was made by and seconded by to adopt Ordinance No. 74-16, and the vote was:

The vote was 7 for and 0 against and the Chairman declared the motion passed.

ORDINANCE NO. 76-16 – TO AMEND PART 12 OF THE CODIFIED ORDINANCES (PLANNING AND ZONING CODE) PERTAINING TO GRANTING OF SPECIAL USE PERMITS AND REQUIREMENTS FOR CONGREGATE CARE FACILITIES AND SENIOR LIVING

The Clerk read Ordinance No. 76-16 by title only, entitled:

AN ORDINANCE AMENDING PART TWELVE OF THE CODIFIED ORDINANCES OF THE CITY OF AVON (THE PLANNING AND ZONING CODE) SPECIFICALLY CHAPTERS 1222, 1228, 1230, 1264, 1270 AND 1280, AS THEY PERTAIN TO ADMINISTRATIVE PROCEDURES FOR THE GRANTING OF SPECIAL USE PERMITS AND REQUIREMENTS FOR CONGREGATE CARE FACILITIES AND SENIOR LIVING

A motion was made by and seconded by to adopt Ordinance No. 76-16, and the vote was:

The vote was 7 for and 0 against and the Chairman declared the motion passed.

ORDINANCE NO. 84-16 – TO AUTHORIZE THE FINAL PLAT AND A SUBDIVIDER’S AGREEMENT FOR NORTON PLACE SUBDIVISION NO. 1

The Clerk read Ordinance No. 84-16 by title only, entitled:

AN ORDINANCE TO AUTHORIZE THE FINAL PLAT AND A SUBDIVIDER’S AGREEMENT FOR NORTON PLACE SUBDIVISION NO. 1 AND DECLARING AN EMERGENCY

The Chairman declared this to be the second reading of Ordinance No. 84-16.

A motion was made by seconded by to suspend the rules and act on Ordinance No. 84-16, and the vote was: Mr. Butkowski, “yes”; Mr. Fischer, “yes”; Mr. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mr. Witherspoon, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

A motion was made by and seconded by to adopt Ordinance No. 84-16, and the vote was: Mr. Fischer, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mr. Butkowski, “yes”; Mr. Witherspoon, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

ORDINANCE NO. 85-16 – TO AMEND SECTION 1040.01 OF THE CODIFIED ORDINANCES OF THE CITY TO INCREASE WATER RATES

The Clerk read Ordinance No. 85-16 by title only, entitled:

AN ORDINANCE TO AMEND SECTION 1040.01 OF THE CODIFIED ORDINANCES OF THE CITY OF AVON TO INCREASE THE RATES CHARGED FOR WATER SERVICE FOR THE CITY OF AVON AND DECLARING AN EMERGENCY

A motion was made by seconded by to suspend the rules and act on Ordinance No. 85-16, and the vote was: Mr. McBride, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mr. Butkowski, “yes”; Mr. Fischer, “yes”; Mrs. Holtzmeier, “yes”; Mr. Witherspoon, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

A motion was made by and seconded by to adopt Ordinance No. 85-16, and the vote was: Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mr. Butkowski, “yes”; Mr. Fischer, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Witherspoon, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

REPORTS AND COMMENTS

Mayor Jensen

COUNCIL MEMBERS:

Ms. Berges, Ward 3

Mr. Butkowski, Ward 1

Mr. Fischer, At Large

Mrs. Holtzmeier, At Large

Mr. McBride, Ward 2

Mr. Radcliffe, Ward 4

Mr. Witherspoon, Council President

ADMINISTRATION:

Ms. Corrao, Parks and Recreation Director

Mr. Cummins, City Engineer

Mr. Farmer, Service Director

Ms. Fechter, Economic Development/Planning Coordinator

Mr. Gasior, Law Director

Mr. Logan, Finance Director

AUDIENCE:

ADJOURN:

A motion was made by and seconded by to adjourn the Regular Meeting of Council, and the vote was unanimous in favor.