

RESOLUTION NO.: 2008-R68
SPONSOR: COUNCIL AS A WHOLE
INTRODUCED: NOVEMBER 25, 2008 **ASSIGNED TO:** PLANNING

A RESOLUTION EXTENDING INTERIM DEVELOPMENT CONTROLS ON NEW CONSTRUCTION/DEVELOPMENT ON MASSILLON ROAD IN THE CITY OF GREEN BETWEEN STATE ROUTE 619 AND GREENSBURG ROAD, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Green by Resolution 2005-R89, imposed interim development controls on new construction/development on the property fronting on Massillon Road in the City of Green between State Route 619 and Greensburg Road; and

WHEREAS, one reason for the imposition of the interim development controls was the ongoing process to update the City's Zoning and Subdivision Regulations and create a unified Development Code, which included development of a planned development zoning classification for property identified as the future "town center" of the City of Green; and

WHEREAS, the Unified Development Code and planned development classification will provide development controls for the "town center" area; and

WHEREAS, the City is still working to complete and finalize the Unified Development Code; and

WHEREAS, it is in the best interest of the City of Green to extend the interim development controls until the completion and adoption of a new Unified Development Code which would include a planned development zoning classification for the future "town center"; and

WHEREAS, City Council previously extended the Interim Development Controls through December 31, 2008 by Resolution 2007-R88.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, AND STATE OF OHIO THAT:

SECTION ONE:

City Council imposes and extends the Interim Development Controls for all development of property within the Massillon Road corridor between State Route 619 and Greensburg Road, as identified in Resolution 2005-R89, up to and including December 31, 2009; or, until City Council adopts the Unified Development Code for the properties, except as provided in Section Three of Resolution 2005-R89.

SECTION TWO:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION THREE:

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: Dec. 9, 2008

Molly Stevens
Molly Stevens, Clerk

Christine Croce
Christine Croce, Council President

APPROVED: Dec. 9, 2008

Richard G. Norton
Richard G. Norton, Mayor

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SVCE ZONE PARK ROAD ENG
LAW FIN MAY PLAN FIRE

ENACTED EFFECTIVE: Dec 9, 2008

ON ROLL CALL: Colopy-yea Croce-yea France-yea Manwaring-yea
Reed-yea Ridgeway-yea Smole-yea Adopted 7-0

Suburbanite publication on Dec. 14 and Dec. 21, 2008

Molly Stevens
Molly Stevens, Clerk

11/17/08