

**ORDINANCE NO.:** 2021-26  
**SPONSOR:** MAYOR NEUGEBAUER  
**INTRODUCED:** OCTOBER 26, 2021 **ASSIGNED TO:** \_\_\_\_\_

**AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF APPROXIMATELY 79 ACRES OF LAND LOCATED AT 1265 BOETTLER ROAD FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO PD (PLANNED DEVELOPMENT), AND ACCEPTING THE CONCEPTUAL SITE PLAN OF THE PROPOSED PULTE PLANNED DEVELOPMENT.**

WHEREAS, the property owners initiated this rezoning request to the City of Green Planning & Zoning Commission and City Council; and

WHEREAS, the City of Green Planning & Zoning Commission, at its regularly scheduled meeting on October 20, 2021, reviewed the application to rezone approximately 79 acres of land located at 1265 Boettler Road from R-1 (Single Family Residential) to PD (Planned Development), and accepting the conceptual site plan of the proposed Pulte Planned Development, and made a favorable recommendation for this rezoning to Green City Council by a vote of 5-0; and

WHEREAS, pursuant to Green Codified Ordinance §1224.04(6), Green City Council is required to approve the conceptual site plan; and

WHEREAS, pursuant to Green Codified Ordinance §1224.04(4)(E), and the City's Charter, Green City Council is required to set a time for a public hearing on the proposed amendment.

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

**SECTION ONE:**

Green City Council, pursuant to Green's Codified Ordinances, Section 1224.04(6) accepts the conceptual site plan for the Pulte Planned Development.

**SECTION TWO:**

Green City Council amends the City of Green zoning map by changing the classification of approximately 79 acres of land located at 1265 Boettler Road from R-1 (Single Family Residential) to PD (Planned Development), A diagram of the property proposed to be rezoned is on file with the Clerk of Green City Council, and a copy is attached herein and incorporated herein as Exhibit "A".

**SECTION THREE:**

The City of Green Planning Department is directed to change the official zoning map of the City of Green in accordance with the terms of this Ordinance.

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**SECTION FOUR:**

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in open meeting 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.

ADOPTED: \_\_\_\_\_, 2021

\_\_\_\_\_  
Nichole Messner, Clerk of Council

\_\_\_\_\_  
Rocco Yeargin, Council President

APPROVED: \_\_\_\_\_, 2021

\_\_\_\_\_  
Gerard M. Neugebauer, Mayor

ENACTED EFFECTIVE: \_\_\_\_\_, 2021

ON ROLL CALL:   Babbitt \_\_\_\_\_ Brandenburg \_\_\_\_\_ DeVitis \_\_\_\_\_ France \_\_\_\_\_  
                          Meager \_\_\_\_\_ Shaughnessy \_\_\_\_\_ Yeargin \_\_\_\_\_

*Southside Leader* publication on \_\_\_\_\_ and \_\_\_\_\_

\_\_\_\_\_  
Nichole Messner, Clerk of Council

10/21/2021 Approved as to form and content by Lisa Carey Dean, Director of Law \_\_\_\_\_