

ORDINANCE NO.: 2019-15
SPONSOR: MAYOR NEUGEBAUER
INTRODUCED: JULY 9, 2019 **ASSIGNED TO:** _____

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF PROPERTY CONTAINING APPROXIMATELY 13.6 ACRES OF LAND LOCATED AT THE SOUTHEAST CORNER OF MASSILLON ROAD AND WISE ROAD FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO PD (PLANNED DEVELOPMENT); AND, APPROXIMATELY 5.1 ACRES OF LAND FROM B-1 (GENERAL BUSINESS) TO PD (PLANNED DEVELOPMENT); AND APPROXIMATELY 1.8 ACRES OF LAND FROM B-3 (NEIGHBORHOOD BUSINESS) TO PD (PLANNED DEVELOPMENT); AND, ACCEPTING THE CONCEPTUAL SITE PLAN OF THE PROPOSED NEW SEASONS 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 June 19, 2019, reviewed the application to rezone approximately 13.6 acres of land located at the southeast corner of Massillon Road and Wise Road from R-1 (Single Family Residential) to PD (Planned Development); and, approximately 5.1 acres of land from B-1 (General Business) to PD (Planned Development); and, approximately 1.8 acres of land from B-3 (Neighborhood Business) to PD (Planned Development); and, accepting the conceptual site plan of the proposed New Seasons Planned Development; and, made a favorable recommendation for this rezoning to 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) approves the conceptual site plan for the New Seasons Planned Development.

SECTION TWO:

Green City Council amends the City of Green zoning map by changing the classification of approximately 13.6 acres of land located at the southeast corner of Massillon Road and Wise Road from R-1 (Single Family Residential) to PD (Planned Development); and, approximately 5.1 acres of land from B-1 (General Business) to PD (Planned Development); and, approximately 1.8 acres of land from B-3 (Neighborhood Business) to PD (Planned Development).

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A diagram of the Property proposed to be rezoned is on file with the Clerk of Green City Council and attached 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.

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 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 FIVE:

This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

ADOPTED: _____

Molly Kapeluck, Clerk of Council

Bob Young, Council President

APPROVED: _____, 2019

Gerard M. Neugebauer, Mayor

ENACTED EFFECTIVE: _____, 2019

ON ROLL CALL: Babbitt Dyer Humphrey Shaughnessy
 Speight Yeargin Young

Suburbanite publication on _____ and _____

Molly Kapeluck, Clerk of Council