

ORDINANCE NO.: 2017-29
SPONSOR: MAYOR NEUGEBAUER
INTRODUCED: DECEMBER 12, 2017 **ASSIGNED TO:** _____

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF PROPERTY CONTAINING APPROXIMATELY 4.207 ACRES OF LAND LOCATED ON ST. ANDREWS COURT (PRIVATE) FROM R-2 (MULTI-FAMILY RESIDENTIAL) TO PD (PLANNED DEVELOPMENT) AND ACCEPTING THE CONCEPTUAL SITE PLAN OF THE CHENOWETH CROSSING 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 originally approved the Chenoweth Crossing Project as a 4.2 acre multi-family development in the R-2 District at its October 15, 2003 meeting; and

WHEREAS, the City of Green Planning & Zoning Commission, at its regularly scheduled meeting on October 18, 2017, reviewed the application to rezone approximately 4.207 acres of land located on St. Andrews Court (Private) from R-2 (Multi-Family Residential) to PD (Planned Development) and the conceptual site plan of the Chenoweth Crossing Planned Development and made a favorable recommendation for this rezoning to City Council by a vote of 5-0; and

WHEREAS, the City of Green Board of Zoning Appeals, at its regularly scheduled hearing on November 16, 2017, granted a variance of 0.793 acres to Section 1228.04 of the Land Development Code, which requires a total of five (5) acres of land to create a Planned Development District (fee simple lots); and

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

WHEREAS, pursuant to Green Codified Ordinance Section 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 of the Chenoweth Crossing Planned Development.

SECTION TWO:

Green City Council amends the City of Green zoning map by changing the classification of approximately 4.207 acres of land from R-2 (Multi-Family Residential) to PD (Planned Development) located on St. Andrews Court (Private). A diagram of the Property proposed to be rezoned is on file with the Clerk of Green City Council and 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.

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

Chris Humphrey, Council President

APPROVED: _____, 2017

Gerard Neugebauer, Mayor

ENACTED EFFECTIVE: _____, 2017

ON ROLL CALL:	Ahlstrom	Dyer	Humphrey	Knodel
	Speight	Summerville	Young	

Suburbanite publication on _____ and _____

Molly Kapeluck, Clerk

12/07/2017 Approved as to form and content by Diane Calta, Law Director _____