

RESOLUTION NO: 2019-R44
SPONSOR: MAYOR NEUGEBAUER
INTRODUCED: MAY 28, 2019 **ASSIGNED TO:** PLANNING

A RESOLUTION AMENDING THE CONCEPTUAL SITE PLAN OF THE BAYSIDE INVESTMENTS PLANNED DEVELOPMENT DISTRICT (NOW KNOWN AS FOREST LAKES SUBDIVISION PLANNED DEVELOPMENT) LOCATED BETWEEN THE NORTH END OF TABS DRIVE AND INTERSTATE 77, AND DECLARING AN EMERGENCY.

WHEREAS, the property owners initiated this request for amendment of the Conceptual Site Plan to the City of Green Planning & Zoning Commission ("PZC") and to Green City Council; and

WHEREAS, the existing 50.9 acre Bayside Investments Planned Development District was originally created by the adoption of Ordinance 2017-14 on August 22, 2017 (effective September 21, 2017); and

WHEREAS, the City of Green Planning & Zoning Commission, at its regularly scheduled meeting on May 15, 2019, reviewed the request to amend the Conceptual Site Plan of the Bayside Investments Planned Development District, and made a favorable recommendation to Green City Council by a vote of 5-0; and

WHEREAS, the PZC made its recommendation contingent upon the applicant's receipt of a variance from the Board of Zoning Appeals for the area and width of the proposed townhome lots; and

WHEREAS, pursuant to Green's Codified Ordinances, Section 1224.04(6)(C), Green City Council is required to approve the amendments to the Conceptual Site Plan; and

WHEREAS, pursuant to Green's Codified Ordinances, Section 1224.04(4)(E), Green City Council is required to conduct a public hearing on the proposed amendment.

NOW, THEREFORE, BE IT RESOLVED 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)(C), approves the amended Conceptual Site Plan of the Forest Lakes Subdivision Planned Development.

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: July 9, 2019
Molly Kapeluck
Molly Kapeluck, Clerk

Bob Young
Bob Young, Council President

APPROVED: July 10, 2019
Gerard M. Neugebauer
Gerard M. Neugebauer, Mayor

ENACTED EFFECTIVE: July 10, 2019

ON ROLL CALL: Babbitt - Aye Dyer - Aye Humphrey - Aye Shaughnessy - Aye
Speight - Aye Yeargin - Aye Young - Aye Adopted 7-0

Suburbanite publication on July 12 and July 19, 2019
Molly Kapeluck
Molly Kapeluck, Clerk

William G. Chris