



City of Powell, Ohio

ORDINANCE 2016-44

Exec Session
Discussion

POWELL CITY COUNCIL
MINUTES OF 11-1-16
EXHIBIT 05

SECOND READING

AN ORDINANCE APPROVING A ZONING MAP AMENDMENT FOR 8.75 ACRES AT 2470 WEST POWELL ROAD, AMENDING THE ZONING MAP FROM R, RESIDENCE DISTRICT AND PC, PLANNED COMMERCIAL DISTRICT TO DR, DOWNTOWN RESIDENCE DISTRICT, PLACING THIS ORDINANCE ON THE BALLOT, AND DECLARING AN EMERGENCY.

WHEREAS, at their meeting on August 10, 2016, the Planning and Zoning Commission of the City of Powell recommended approval of the Zoning Map Amendment for 8.75 acres at 2470 West Powell Road, changing the existing zoning from PC, Planned Commercial District and R, Residence District to DR, Downtown Residence District; and

WHEREAS, the Zoning Map Amendment has been submitted to Council by the Planning and Zoning Commission pursuant to the provisions of Section 1131.11 of the Codified Ordinances of Powell; and

WHEREAS, pursuant to Section 6.06(B) of the Charter of the City of Powell, ordinances rejected by an electoral vote "shall not be re-enacted, in whole or in part, except by electoral vote"; and

WHEREAS, Ordinance 2015-18, rezoning this parcel from R, Residence District and PC, Planned Commercial District to PR, Planned Residence District and approving a Final Development Plan and Text, was enacted on May 19, 2015; and

WHEREAS, a referendum petition was subsequently submitted with respect to Ordinance 2015-18 and the ordinance was submitted to the electorate on the XXXX, 2015 ballot and rejected by the electoral vote; and

WHEREAS, Council accordingly desires to submit this Ordinance to the electorate on the XXXX, 2017 ballot in accordance with Section 6.06(B) of the Charter;

NOW THEREFORE BE IT ORDAINED BY THE CITY OF POWELL, DELAWARE COUNTY, OHIO AS FOLLOWS:

Section 1: That the Zoning Map Amendment for 8.75 acres at 2470 West Powell Road, changing the existing zoning from PC, Planned Commercial District and R, Residence District to DR, Downtown Residence District, a legal description of which is attached hereto and incorporated herein by reference as Exhibit "A", is accepted and approved by the Council of the City of Powell (hereinafter "Zoning Map Amendment"). The Director of Development shall change the zoning map for the subject parcel from PC, Planned Commercial District and R, Residence District to DR, Downtown Residence District.

Section 2: That, pursuant to Section 6.06(B) of the Charter of the City of Powell, the proposed Zoning Map Amendment be placed on the ballot for consideration by the electors of the City of Powell at the XXXX, 2017 general election.

Section 3: That the question to be submitted on the ballot shall be as follows:

City Council

Brian Lorenz, Mayor

Jon Bennehoof — Frank Bertone — Jim Hrivnak — Tom Counts — Brendon Newcomb — Daniel Swartwout

