

ORDINANCE NO. 33-2019

INTRODUCED BY: Mayor James Graven and Council as a Whole

AN ORDINANCE AMENDING SECTION 1470.10 OF THE OLMSTED FALLS CODIFIED ORDINANCES ENTITLED “ESTABLISHMENT OF DESIGNATED WATERCOURSES AND RIPARIAN SETBACK” AND SECTION 1470.11 ENTITLED “ESTABLISHMENT OF WETLAND SETBACKS” AND DECLARING AN EMERGENCY

WHEREAS, the Olmsted Falls Codified Ordinance Sections 1470.10 and 1470.11 currently establish the riparian and wetland setbacks; and

WHEREAS, the building department, city planner and the administration have reviewed said setbacks and recommend updates in order to better facilitate potential development along the City’s waterways. Now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OLMSTED FALLS, CUYAHOGA COUNTY, OHIO, THAT:

SECTION 1. That Sections 1470.10 entitled “Establishment of Designated Watercourses and Riparian Setbacks” and 1470.11 entitled “Establishment of Wetland Setbacks” of the Olmsted Falls Codified Ordinances are hereby amended to read as shown on Exhibit “A” attached hereto and incorporated herein by reference and current Sections are therefore repealed.

SECTION 2. All prior legislation inconsistent with this legislation in whole or in part are hereby repealed to the extent necessary to avoid conflict with this legislation.

SECTION 3. Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 4. This Ordinance is hereby declared to be an emergency measure for the immediate preservation of the health, safety and welfare of the residents of the City of Olmsted Falls for the further reason that it is immediately necessary to revise the Codified Ordinances to provide more appropriate setbacks. Therefore, this Ordinance shall take effect immediately upon the affirmative vote of not less than five (5) members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

Paul Stibich, President of Council

PASSED: _____

APPROVED: _____
James Graven, Mayor *Date*

APPROVED AS TO FORM: _____
Andrew D. Bemer, Director of Law

ATTEST: _____
Angela Mancini, Clerk of Council

First Reading: _____

Second Reading: _____

Third Reading: _____

	Yea	Nay
Stibich	_____	_____
Jones	_____	_____
Gorski	_____	_____
Nicolay	_____	_____
Duncan	_____	_____
Fenrich	_____	_____