ORDINANCE NO. 33-2019

INTRODUCED BY: Mayor James Graven and Council as a Whole

AN ORDINANCE AMENDING SECTION 1470.10 OF THE
OMLSTED 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Sections are therefore repealed.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part are hereby repealed to the extent necessary to avoid conflict with this legislation.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:  ____________________

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