

ORDINANCE NO. 1225-2024

AN ORDINANCE: GRANTING PROCEDURES FOR AN EXPEDIATED VARIANCE AND ~~DECLARING AN EMERGENCY~~ *sl*

Whereas, the Council of the Village of Elida, Ohio, met at a duly called and authorized meeting of the Council, such meeting being duly called pursuant to the rules of Council, with notice received by all Council members, and

Whereas, an ordinance to allow expediated variance procedure is necessary, in order to allow projects of benefit to the people and Village to proceed timely.

Whereas, an emergency exists to protect the health, safety and welfare of the public.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ELIDA, OHIO, THREE-FOURTHS OF THE MEMBERS ELECTED THERETO CONCURRING:

Section 1. That expediated variance shall be granted upon the following conditions:

1. The name and street address of the petitioner's location
2. The lot number of any real estate owned by the petitioner or within the area proposed to be changed
3. A list of the owners and addresses. Both affected and current living address of any property contiguous to the property being affected.
4. A written statement from item #3 herein owners agreeing to the zoning change.
5. An accurate legal description of the district or area to be affected.
6. An accurate map or drawing of the area
7. Facts to lend notice that this proposed change requested will not be detrimental to the public health, safety, or welfare and is in the best interest of the public at large.
8. Commission Notice: The application will be reviewed by the planning commission.
 - a. Upon approval of the planning commission, it will be forward to Elida Council.

Vote	1st	2nd	3rd
Toby Jenkins	Y	Y	Y
John Heltman	Y	Y	Y
Mike Campbell	-	Y	Y
Rhonda McCoy	Y	Y	Y
Burlin Sherrick	Y	Y	Y
Ken Hall	Y	Y	Y
Darryl Nichols, Mayor			
Total	5-0	6-0	6-0

- b. Within thirty (30) days the Village Council shall have a hearing. Such proper public notice by posting on Village website and Village Hall door shall occur prior to said hearing.
 - c. Council shall have final approval hereon, and can overrule the proposed recommended variance by the Planning Commission upon a majority vote thereon.
9. The proposed map change shall be forward to regional planning for updating.

Section 2. Conditional use zoning change:

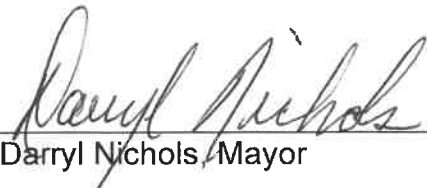
- 1. A conditional use zoning change may be applied to and approved by the Village of Elida, Ohio council. This may occur at any meeting of council whether regular, emergency, or special, with the understanding that said conditional use may be revoked or altered after the application has been submitted and reviewed and approved in its entirety.

Section 3. That the Council of the Village of Elida, Ohio hereby finds that all discussion and debate regarding this matter was conducted in open session of Council pursuant to the provisions of the Ohio Revised Code.


Section 4. That the Village Fiscal Officer of the Village of Elida, Ohio, shall and hereby is, authorized and directed to certify a copy of this Ordinance, immediately after passage.

Section 5. That this Ordinance is declared to be an emergency measure effective immediately upon its passage by Council and approval by the Mayor, necessary to preserve the public peace, health, safety and welfare of the residents of this Village and for the further reason that the fiscal and pecuniary standing of the Village requires the adjustment of the current water rates, and shall therefore go into immediate effect, provided that it receives the affirmative vote of three-fourths of the members elected to the Council.

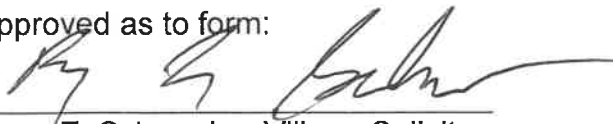
Adopted June 25, 2024


Darryl Nichols, Mayor

Attest:


Sandy Langhals, Clerk and Fiscal Officer

Approved as to form:


Barry E. Schroeder, Village Solicitor