

CITY OF CLAYTON, OHIO

ORDINANCE NO. O – 03 – 18 – 05

AN ORDINANCE APPROVING AMENDMENTS TO CLAYTON CODIFIED ORDINANCE SECTION 1127.06 (“PROCEDURE FOR OBTAINING A CONDITIONAL USE CERTIFICATE”) AS RECOMMENDED BY PLANNING COMMISSION WITH MODIFICATION

WHEREAS, pursuant to City Charter Section 4.07 (A), certain amendments relative to the Board of Zoning Appeals in Section 1127 of the Codified Ordinances of the City of Clayton have been proposed; and

WHEREAS, the Planning Commission held a public hearing on February 26, 2018 and considered the proposed amendments to CCO Sections 1127.06 enumerated herein and on February 26, 2018 the Planning Commission recommended as follows to City Council relative to said proposed amendments: approval of proposed amendments; and

WHEREAS, in accordance with CCO 1126.01(a), City Council held a public hearing on March 15, 2018 relative to said proposed amendments.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:

1. That Clayton Codified Ordinance Section 1127.06 is hereby approved for amendment as follows (Additions in **bold** and deletions in ~~strikethrough~~):

1127.06 PROCEDURE FOR OBTAINING A CONDITIONAL USE CERTIFICATE.

The following procedures shall apply to the issuance of Conditional Use Certificates:

...

(g) A Conditional Use Certificate granted by the Board shall terminate at the end of one year from the date of which the Board grants the Conditional Use, unless within one year period a ~~building permit~~ **zoning certificate** is obtained and the erection or alteration of a structure **and/or use** is started, **moreover the Conditional Use shall automatically expire if, for any reason, the use shall cease for more than one (1) year.**

2. That this Ordinance shall be effective as an exception to any ordinance, resolution or other legislation of the City of Clayton, Ohio, inconsistent with this Ordinance or which imposes additional requirements for effectiveness or validity.

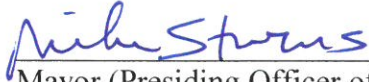
3. That in accordance with Clayton Charter Section 4.031 the requirement that this enactment be

read on two (2) separate days is complied with by readings on March 15, 2018 and April 5, 2018.

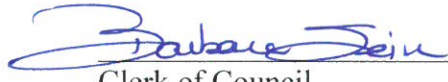
4. That in accordance with Clayton Charter Section 4.031(H) this enactment shall become effective thirty days after its second reading and enactment.

ADOPTED BY COUNCIL ON APRIL 5, 2018.

AUTHENTICATION:



Mayor (Presiding Officer of Council)



Clerk of Council

APPROVED AS TO FORM:



Law Director

CERTIFICATION OF PUBLICATION

This shall certify that that the text of the above referenced enactment or a summary thereof was published once in the following newspaper and a summary posted in three places of public access as designated by Council.

Name of newspaper Date of publication
Englewood Independent April 15, 2018



CLERK