

CITY OF CLAYTON, OHIO

RESOLUTION NO. R – ZC – 23 - 04

A RESOLUTION ADOPTING THE RECOMMENDATION OF THE PLANNING COMMISSION TO APPROVE, WITH SPECIFIED CONDITIONS, THE REQUEST FOR MODIFICATION OF THE FINAL DEVELOPMENT PLAN FOR PHASE II OF THE VILLAGE OF NORTH CLAYTON

WHEREAS, a request for a modification of the Final Development Plan for Phase II of the Village of North Clayton was submitted by applicant, Bella Sorella Pizza Company, LLC, said request being to permit construction of a new restaurant on an existing parcel of land consisting of 3.7884 acres and located at the corner of National Road and Proaction Drive and bearing Parcel I. D. No. M60 03102 0112 and;

WHEREAS, the City of Clayton, the owner of the subject parcel of land, has presented a duly executed Affidavit expressing it has no objection to and consents to the requested modification; and

WHEREAS, the Clayton Planning Commission held a public hearing on November 27, 2023, on said request at which time any and all persons were given an opportunity to be heard thereon, and;

WHEREAS, the Clayton Planning Commission after public meeting on November 27, 2023, recommended approval of the said requested modification to permit construction of a new restaurant on an existing parcel of land consisting of 3.7884 acres and located at the corner of National Road and Proaction Drive and bearing Parcel I. D. No. M60 03102 0112 with the following requirements:

The applicant satisfies all of City staff's comments/ recommendations as delineated in the Staff Report dated November 20, 2023 and submitted to the Planning Commission at its November 27, 2023 meeting, including, but not limited to, having the address size and location approved by the Clayton Police Department; and the applicant will submit stormwater and landscaping plans to City staff as part of the final zoning permit approval process; and the applicant will have the Clayton Fire Department review and approve all applicable fire suppression, fire alarm, and egress/path emergency lighting plans when applicant submits for final building permits.

WHEREAS, the Clayton City Council held a public hearing on December 18, 2023, on said modification request at which time any and all persons were given an opportunity to be heard thereon, and;

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

1. That the request for a modification of the Final Development Plan for Phase II of the Village of North Clayton to permit construction of a new restaurant on an existing parcel of land consisting of 3.7884 acres and located at the corner of National Road and Proaction Drive and bearing Parcel I. D. No. M60 03102 0112 recommended for approval by the Clayton Planning Commission, subject to the following requirements:

The applicant satisfies all of City staff's comments/ recommendations as delineated in the Staff Report dated November 20, 2023 and submitted to the Planning Commission at its November 27, 2023 meeting, including, but not limited to, having the address size and location approved by the Clayton Police Department; and the applicant will submit stormwater and landscaping plans to City staff as part of the final zoning permit approval process; and the applicant will have the Clayton Fire Department review and approve all applicable fire suppression, fire alarm, and egress/path emergency lighting plans when applicant submits for final building permits.

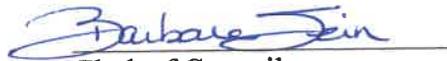
is hereby APPROVED.

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

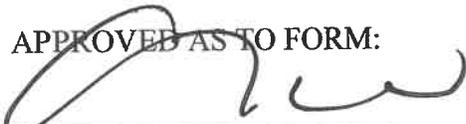
ADOPTED BY COUNCIL ON DECEMBER 18, 2023.

AUTHENTICATION:


Mayor (Presiding Officer of Council)


Clerk of Council

APPROVED AS TO FORM:

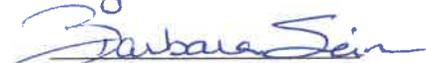

Law Director

CERTIFICATION OF PUBLICATION

This shall certify 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

Register Herald Dec 27, 2023



Clerk